

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
SPRAGUE & SON, PRINTERS TO THE STATE.
1883.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

CHAP. 167

Chapter 167.

An Act to authorize the Pepperell Manufacturing Company to increase its capital stock.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Pepperell Manu-
facturing Co.,
authorized to
increase its
capital stock.

SECT. 1. The Pepperell Manufacturing Company is hereby authorized to increase the capital stock of said corporation by adding thereto the sum of three hundred thousand dollars, so that the whole capital stock of said corporation shall amount to the sum of fifteen hundred thousand dollars.

SECT. 2. This act shall take effect when approved.

Approved January 25, 1883.

Chapter 168.

An Act to incorporate the North East Harbor Water Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Corporators.

SECT. 1. William Caswell Doane, Moorfield Storey, James T. Gardiner and Daniel E. Kimball, and such persons as they may associate with themselves in the enterprise are hereby incorporated into a corporation by the name of the North East Harbor Water Company for the purpose of supplying the village of North East Harbor in the town of Mount Desert in Hancock county, and the vicinity of said village, with pure water for domestic, sanitary and municipal purposes.

Corporate name.

Powers and
privileges.

SECT. 2. Said company for said purposes may detain, take, store and distribute water from Hadlock's lower pond in said town of Mount Desert and from any streams flowing out of the same, and may locate, construct and maintain dams, reservoirs, sluices, aqueducts and pipes therefor. Such aqueducts and pipes may be located and constructed along and across any highway or town-way in said town, in such manner as the municipal officers of said town may approve.

May take lands.

SECT. 3. Said company may occupy any lands necessary for its dams, reservoirs, and other necessary buildings, and may locate and lay and maintain pipes in and through any lands, for said purposes, and excavate in and through such lands for such location and construction and maintenance.

It may enter upon such lands to make surveys and locations, and shall file in the registry of deeds in said county of Hancock, plans of such location and lands, and within thirty days thereafter, publish notice thereof in some newspaper in said county. Such publication to be continued three weeks successively. Not more than two rods in width of land shall be occupied by any pipe or aqueduct, and not more than two acres by any reservoir.

Shall file in registry of deeds, plans of location.

SECT. 4. Should the said company and the owner of such land be unable to agree upon the damages to be paid for such location, occupation and construction, the land owner may, within twelve months after such filing of plans of location, apply to the commissioners of said county and have such damages assessed by a committee or jury, as in the case of petitions for increase of damages for land taken for highways. If said company shall fail to pay such land owner, or deposit for his use, with the clerk of the county commissioners, such sum as may be finally awarded, as damages, with costs, within sixty days after notice of final judgment shall have been received by the clerk of courts, the said location shall be thereby invalid, and the company forfeit all rights under the same. If such land owner recovers more damages than were tendered by said company, he shall recover costs, otherwise the company shall recover costs. In case said company shall begin to occupy such lands before the rendition of final judgment, the land owner may require said company to file its bond to him with the county commissioners, in sum and with such sureties as they approve, conditioned for said payment or deposit. Failure to apply for damages within said twelve months, shall be held to be a waiver of the same. No action shall be brought against said company for such taking and occupation, until after such failure to pay or deposit as aforesaid. Damages for lands flowed shall be ascertained and paid in the same manner.

Land damages, how assessed and recovered.

Failure to apply for damages in given time, held to be waiver of same.

SECT. 5. Any person suffering damage by the taking of water by said company as provided by this act, may have his damages ascertained in the manner provided in the preceding section, and payment therefor shall be made in the same manner and with the same effect. No action shall be brought for the same until after the expiration of the time of payment.

Damages for taking water, provided for.

CHAP. 169

Penalty for
polluting water
or injury to
works.

SECT. 6. Whoever shall, in any way wilfully pollute the water of said pond or stream, whether frozen or not, after said company shall have commenced taking the same, and whoever shall wilfully injure any of the works of said company, shall be punished by imprisonment not over two years, or by fine not exceeding one thousand dollars and shall be liable in an action for damages.

Capital stock.

SECT. 7. The capital stock of said company shall be the amount fixed by said company at its first meeting, not exceeding fifty thousand dollars.

SECT. 8. This act shall take effect when approved.

Approved January 25, 1883.

Chapter 169.

An Act to amend the charter of the Freewill Baptist Foreign Mission Society.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Ch. 294, special
laws of 1833, as
amended by Ch.
535, special laws
of 1868, further
amended.

SECT. 1. Chapter two hundred and ninety-four of the private and special laws of eighteen hundred and thirty-three, entitled "An Act to incorporate the Freewill Baptist Foreign Mission Society," as amended by chapter five hundred and thirty-five of the private and special laws of eighteen hundred and sixty-eight, is amended as follows: Said corporation shall have the power to take, hold and convey any estate, real or personal, the annual income of which shall not exceed one hundred thousand dollars.

May hold real
and personal
estate.
—limit.

May establish
schools in foreign
countries.

SECT. 2. In addition to the power granted in the foregoing section the said corporation shall have the right to take, hold and convey estates real or personal for the purpose of establishing and managing a school, college or other institution of learning in any foreign country.

Name changed.

SECT. 3. Said corporation shall hereafter be known and designated as the Free Baptist Foreign Mission Society, but no rights of property shall be disturbed or affected by said change of name, and all gifts, bequests, conveyances or proceedings in which the corporation is described as the Freewill Baptist Foreign Mission Society, shall be as valid and effect-

Property rights
not to be affected.