

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.

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1883.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

Chapter 267.

An Act to change the name of The Mercantile Home for Aged Men Association of Portland.

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

Name of association changed.

The name of The Mercantile Home for Aged Men Association of Portland, is hereby changed to Home for Aged Men.

Approved February 26, 1883.

Chapter 268.

An Act to supply the people of Fryeburg Village with pure water.

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

Corporators.

SECT. 1. D. L. Lamson, William G. Spring, F. Y. Bradley, A. R. Jenness, David R. Hastings, Seth W. Fife, Otis Warren, Eben Weeks, John Weston, T. C. Shirley, Charles Tibbetts, C. H. Tibbetts, C. W. Pike, Daniel Carlton, Frank Wiley, W. C. Towle, S. J. Bradley, S. A. Page, W. Souther, E. E. Hastings, John Locke, C. R. Locke, J. Ward, S. E. Ward, T. L. Eastman, F. E. House, R. Atwood, A. B. Walker, G. Walker, J. Smith, R. Wiley, G. Morgan, W. H. Tarbox, with their associates and successors, are hereby made a corporation by the name of the Fryeburg Water Company, for the purpose of conveying to the village of Fryeburg and vicinity, a supply of pure water for domestic and other purposes.

Corporate name.

Company may hold real and personal estate.

SECT. 2. Said corporation may hold real and personal estate necessary and convenient for the purposes aforesaid, not exceeding in amount ten thousand dollars.

Damages, how assessed.

SECT. 3. Said corporation shall be liable to pay all damages that shall be sustained by any person or persons in their property, by the taking of any land, or excavating through any land, for the purpose of laying down or constructing reservoirs, and if any person sustaining damage as aforesaid, and said corporation shall not mutually agree upon the sum to be paid therefor, such person may cause his damage to be assessed in the manner and under the same conditions,

restrictions and limitations as are by law prescribed in case of damage by laying out highways.

SECT. 4. The capital stock shall not exceed twenty thousand dollars, and shall be divided into shares of one hundred dollars each. Said capital stock shall be applied exclusively, to the supply and distribution of water for the purposes set forth in this act.

Capital stock.

SECT. 5. Nothing in this act shall be construed to affect or diminish the liability of said corporation for any injury to private property, by depreciating the value thereof, or otherwise, but said corporation shall be liable therefor in an action on the case.

Liability for depreciation of private property.

SECT. 6. The said company is hereby authorized to lay down in and through the streets of the village of Fryeburg, or its surroundings, in the town of Fryeburg, and to take up, replace and repair all such pipes, aqueducts and fixtures as may be necessary for the objects of its corporation, first having obtained the consent of the selectmen of said town therefor, and under such restrictions and regulations as said selectmen may see fit to prescribe; and any obstruction in any street of said village, or taking up or displacement of any portion of the street without the consent of the selectmen, or contrary to the rules prescribed herein, shall be considered a nuisance, and said company shall be liable to indictment therefor, and to all the provisions of law applicable thereto. And said company shall in all cases be obliged to repay to said town all sums of money that said town shall be obliged to pay on any judgment recovered against said town for damages occasioned by any obstructions or taking up or displacement of any street by said company without consent of said town, together with counsel fees and costs made in defending any suit for damages as aforesaid, with interest on the same, to be recovered in an action for money paid to the use of said company.

Authorized to lay pipes and aqueducts.

Liability for obstructing streets, etc.

SECT. 7. Whenever the company shall lay down any pipes or aqueducts in any street, or make any alterations or repairs upon its works in any street, they shall cause the same to be done with as little obstruction to the public travel as may be practicable, and replace in proper condition, the earth removed by them. They shall not in any way impair or obstruct any public or private drain.

Company not to obstruct public travel or impair private drains.

CHAP. 269

Penalty for injury to property or corrupting waters of company.

SECT. 8. Any person who shall maliciously injure any of the property of said company, or who shall corrupt the waters or render them in any manner impure, or who shall wilfully destroy or injure any dam or reservoir, aqueducts or pipes or other property held and used by said corporation for the purposes of this act, shall pay three times the amount of damage to said company, to be recovered in any proper action, and every such person, on conviction thereof, of either of said acts, shall be punished by a fine not exceeding one hundred dollars or by imprisonment not exceeding six months.

First meeting, how called.

SECT. 9. The first meeting of said corporation may be called by written notice signed by two of the corporators and posted conspicuously in two or more public places in said village five days before the time fixed for said meeting.

SECT. 10. This act shall take effect when approved.

Approved February 26, 1883.

Chapter 269.

An Act to prohibit the taking of fish from Bunganeaut Pond, in the towns of Alfred and Lyman.

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

Close time for fish in Bunganeaut pond.

SECT. 1. All persons are hereby prohibited from taking or catching any fish from Bunganeaut pond, situated in the towns of Alfred and Lyman, in the county of York, from the first day of November, to the first day of June following, in each year, for the term of three years.

Penalty for violation of this act.

SECT. 2. Any person convicted of violating the provisions of this act, shall be fined ten dollars and costs of prosecution, for each violation, to be recovered before any trial justice in said county, one-half of said fine to the use of the complainant, and the other half to said towns of Alfred and Lyman, in equal shares.

Approved February 26, 1883.