

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1891.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

Chapter 153.

An Act to amend the charter of the city of Auburn.

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

SECT. 1. The charter of the city of Auburn is hereby amended by adding to the fourth section thereof, the following words: 'and it shall be the duty of the city council, at least once in ten years, and not oftener than once in five years, to review, and if necessary, to alter said wards and the boundaries thereof, in such manner as to preserve, as nearly as may be, an equal number of inhabitants in each ward,' so that said section, when amended, shall read as follows :

Charter of city of Auburn, amended.

SECT. 4. The selectmen of the town of Auburn, as soon as may be after this act shall have been accepted, as hereinafter provided, shall cause a division of said town to be made into five wards, in such manner as to include as nearly as conveniently, may be consistently with well defined ward limits, an equal number of inhabitants in each ward, and appoint a warden to preside at the first meeting until a warden is elected. And it shall be the duty of the city council at least once in ten years, and not oftener than once in five years, to review, and if necessary, to alter said wards and the boundaries thereof, in such manner as to preserve, as nearly as may be, an equal number of inhabitants in each ward.'

Selectmen of Auburn, shall cause a division of town into wards.

When wards may be altered.

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

Approved March 4, 1891.

Chapter 154.

An Act to incorporate the Lisbon Falls Water Company.

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

SECT. 1. Edward Plummer, Samuel Sylvester, F. C. Whitehouse, O. S. White, George A. Pettengill, George W. Curtis, J. H. Brewster, William Parkin, J. H. Coombs, John Merriman, D. Fessenden, Harris Ginnsburg, H. E. Plummer, W. E. Plummer, W. H. Newell, with their asso-

Corporators.

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—corporate name.

ciates, successors and assigns, are hereby made a corporation by the name of the Lisbon Falls Water Company, for the purpose of conveying to and supplying the village of Lisbon Falls, in Lisbon, in the county of Androscoggin and state of Maine, with pure water for domestic, sanitary, private and municipal purposes, including the extinguishment of fires.

May hold real and personal estate.

SECT. 2. Said corporation for said purposes, may hold real and personal estate necessary and convenient therefor, to an amount not exceeding fifty thousand dollars.

May take water from Little River and Purinton's mill pond.

SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, collect, store, flow, use, detain, distribute and convey to the village of Lisbon Falls aforesaid, water from Little River stream, so called, and Purinton's mill pond, so called, either or both, and all tributaries to either or both, situated in the towns of Bowdoin, Webster, Lisbon and Topsham, in the state of Maine, and it is authorized also to locate, construct and maintain dams, reservoirs, locks, gates, sluices, aqueducts, pipes, conduits, stand pipes, hydrants, and all necessary structures therefor; and said corporation may take and hold by purchase or otherwise, any lands or real estate necessary therefor, and may excavate through any lands when necessary for the purposes of this corporation.

—may construct dams, etc.

—may take land, etc.

Liability for all damages.

SECT. 4. Said corporation shall be held liable to pay all damages that shall be sustained by any person by the taking of any land or other property, or by flowage or by excavation through any land for the purpose of laying down pipes and aqueducts, building dams and reservoirs; and if any person sustaining damage as aforesaid, and said corporation can not mutually agree upon the sum to be paid therefor, then such person may cause his damage to be ascertained in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by laying out of railroads.

—damages, how ascertained.

Capital stock.

SECT. 5. The capital stock of said corporation shall be forty thousand dollars, which may be increased to sixty thousand dollars by vote of said corporation at a legal meeting, and said stock shall be divided into shares of one hundred dollars each.

Authorized to lay down pipes in streets of town and village under restrictions by selectmen.

SECT. 6. Said corporation is hereby authorized to lay down, in and through the streets and ways in said town of Lisbon and village of Lisbon Falls, and to take up, replace and repair all such pipes, aqueducts and fixtures as may be

necessary for the purposes of their incorporation under such reasonable restrictions as may be imposed by the selectmen of said town of Lisbon. Said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways, and shall be liable to pay to said town all sums recovered against said town for damages from obstruction caused by said corporation, including reasonable legal expenses thereby incurred.

—company, shall be responsible for damage.

SECT. 7. Said corporation is hereby authorized to make contracts with said town of Lisbon, or any village corporation to be found at said Lisbon Falls, and with other corporations and individuals for the purpose of supplying water as contemplated under this act; and said town of Lisbon, by its selectmen, is hereby authorized to enter into contracts with said corporation for the supply of water for public purposes; and for such exemption from public burden as said town and said corporation may mutually agree upon, which, when made, shall be legal and binding upon all parties thereto.

May make contracts to supply town and village with water.

SECT. 8. Said corporation shall have power to cross any water course, private or public sewer or change the direction thereof, when necessary for the purposes of their incorporation, but in such manner as not to obstruct or impair the use thereof; and said corporation shall be liable for any injury caused thereby. Whenever the said company shall lay down any pipe in any street, or make alterations or repairs upon its works in any street, it shall cause the same to be done with as little obstruction to public travel as may be practicable, and shall at its own expense cause the earth and pavements removed by it to be replaced in proper condition.

—town, may make contracts for water and exempt from taxation.

May cross any private or public sewer.

—liability for damages.

—shall not obstruct public travel.

SECT. 9. Any person who shall willfully injure any of the property of said corporation, or shall knowingly corrupt the waters of said Little River stream or said Purinton's mill pond, or the tributaries of either, in any manner whatever, or render the same impure, whether frozen or not, or shall throw the carcasses of dead animals or other offensive matter into said waters, or shall willfully destroy or injure any dam, reservoir, pipe, aqueduct, stand pipe, hydrant, or other structure or property held or owned by said corporation, for the purposes of this act, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not less than one year, and shall be liable to said corporation for

Penalty, for injuring property, or corrupting water.

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three times the actual damage, to be recovered in any proper action.

May issue bonds and mortgage property.

SECT. 10. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding fifty thousand dollars, and may secure the same by mortgage of the franchise and property of said corporation.

First meeting, how called.

SECT. 11. The first meeting of said corporation may be called by written notice thereof, signed by any three of the corporators, by mailing the same to each corporator at his usual place of abode, postage prepaid, at least ten days before the time of said meeting.

SECT. 12. This act shall take effect when approved.

Approved March 4, 1891.

Chapter 155.

An Act to authorize the Lewiston and Auburn Horse Railroad Company to use electricity as a motive power.

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

Company, authorized to use electricity as a motive power.

SECT. 1. The Lewiston and Auburn Horse Railroad Company is hereby authorized and empowered to use electricity as a motive power for propelling its street cars over and upon its lines of track as now constructed and hereafter to be constructed, within the cities of Lewiston and Auburn, first obtaining the consent of the municipal officers of said cities, and subject to such terms and conditions as the cities of Lewiston and Auburn may impose.

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

Approved March 4, 1891.