

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

Chapter 362.

An Act to incorporate the Vinalhaven Water Company.

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

Sect. 1. F. S. Walls, D. H. Glidden, Charles F. Parks, F. H. Sanborn and M. S. Bird, their associates and successors are hereby made a corporation by the name of the Vinalhaven Water Company, for the purpose of furnishing to the inhabitants of the town of Vinalhaven or any of the inhabitants of Vinalhaven island a supply of water for domestic, manufacturing and mechanical purposes, and also for the extinguishment of fires, and for other public uses, with all the rights, privileges, immunities, duties and obligations incident to similar corporations.

Incorporators.

—name.

—supply water.

Sect. 2. The capital stock of said corporation shall not exceed one hundred thousand dollars; it may acquire and hold real and personal estate necessary and convenient for the purposes aforesaid, and it may issue bonds and other obligations, secured by a mortgage on its franchise and other property, to carry out the purposes for which it is created, not to exceed the amount of the capital stock subscribed for.

Capital stock.

—may issue bonds and mortgage franchise and property.

Sect. 3. Said corporation may take and hold by purchase, or may take as for public uses, any real estate or easement therein, including the water of any pond or ponds, streams, springs or artesian wells on the island of Vinalhaven, necessary for obtaining a sufficient supply of water for the construction of reservoirs and laying pipes; and may erect and may maintain all necessary dams, reservoirs, standpipes and hydrants; it may lay its pipes through the lands of persons and corporations, and under such restrictions and regulations as may be prescribed by the board of selectmen, along the streets, highways and other ways of said town; and it may lay its pipes under any railroad, water course or private way and cross any drain or sewer, provided, that in the matter of crossing any drain or sewer, it shall at its own expense, and within reasonable time, replace, repair and cover such drain or sewer as may be injured or disturbed during the construction and repair of its water works, and it may enter upon and dig up any real estate, railroad, street or way, for the purpose of laying pipes or erecting hydrants or other fixtures, and maintaining and repairing the same; and it may do any other act or thing necessary, convenient or proper

May take real estate, including water.

—may erect dams and lay pipes, etc.

—may cross any water course or private way.

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to carry out the purpose of providing a supply of water, and distributing the same to the inhabitants of said town or said island for the uses aforesaid.

Shall file with register of deeds, description of land taken.

Sect. 4. Said corporation shall file in the registry of deeds a certificate containing a description of the land purchased or taken, or in which an easement is taken, under the provisions of this act, and a statement of the purposes for which it is taken will be recorded by the register, and such land or easement shall be deemed to be taken on the filing of such certificate, but this section shall not apply to the mains laid in public ways, nor to the service pipes leading from the pipe for the purpose of distributing the water.

Liability for damages.

Sect. 5. Said corporation shall pay all damages sustained by any person or corporation, by the taking of any land, right of way, water, water source, water right, or easement, or by the erection of any dam, or by any other thing done by said corporation under the authority of this act, and said persons or corporations sustaining damages as aforesaid, may have the same determined in the manner provided by law for the assessment of damages for lands taken for railroads, upon application at any time within the period of three years from the taking of such land or other property, or the doing of other injury under the authority of this act; but if no application is made within three years as aforesaid, the party claiming to have suffered damages shall be deemed to have waived his claim therefor.

—how determined.

May lay pipes under tide water.

Sect. 6. Said corporation may lay its pipes, under tide water, across any of the bays, channels or indentations of the island, but in such manner as not to interfere with the customary and usual uses of the same for the purposes of navigation. It may also extend its pipes across the thoroughfare, so called, and supply water to the inhabitants of North Haven island. For the purpose of creating power said corporation is authorized to build a dam across any of the coves or bays and establish a tide mill.

May extend pipes and supply North Haven with water.

May distribute water, and fix reasonable rates.

Sect. 7. Said corporation may distribute the water through said town of Vinalhaven and its vicinity; may regulate the use of said water, and fix and collect water rates to be paid for the same; and said corporation shall be bound to furnish at reasonable rates as aforesaid, water to the inhabitants of said town for said uses within a reasonable distance from the main pipe, and to said town in its corporative capacity for public uses. And said town is hereby authorized, and so also is the town of North

—towns may contract for water and remit taxes.

Haven, to contract with said corporation for water for public uses, on such terms as the parties may agree, including the remission of taxes upon the real estate, fixtures and plant and on other property of said corporation, and may raise money therefor in the same manner as for other town charges.

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

Approved February 19, 1897.

Chapter 363.

An Act to repeal Chapter one hundred and nine of the Private and Special Laws of eighteen hundred and fifty-three, relating to the taking of Pickerel in certain ponds.

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

Chapter one hundred and nine of the private and special laws of eighteen hundred and fifty-three, relating to the taking of pickerel from Long Mousam, Square Mousam, Goose, Upper Goose, Hanson and Loon ponds in the towns of Shapleigh and Acton is hereby repealed.

Chapter 109,
private
laws, 1853,
repealed.

Approved February 19, 1897.

Chapter 364.

An Act relating to the charter of the Godfrey Falls Dam Company.

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

Sect. 1. Section two of chapter one hundred and five of the private and special laws of eighteen hundred and eighty-one is hereby repealed.

Section 2,
chapter 105,
private
laws, 1881,
repealed.

Sect. 2. From and after the passage of this act, the Godfrey Falls Dam Company shall cease to have any right to levy or collect any tolls on any logs or lumber which comes down Shin Pond stream on account of any erections or improvements made or that may be hereafter made upon said stream or the ponds and lakes tributary thereto.

Company
prohibited
from fur-
ther col-
lecting
tolls.

Sect. 3. Except as specified in sections one and two of this act, said Godfrey Falls Dam Company shall have and exercise

Rights and
powers
preserved.