

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1897

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

CHAP. 396

with other
lines.

acquire by lease, purchase or otherwise, the lines, property and franchises of any street railroad, or street railroads, whose lines as constructed or chartered would form connecting or continuing lines with the lines of said Brunswick Electric Railroad Company as constructed or chartered, and in such case the Brunswick Electric Railroad Company shall be entitled to all the privileges and be subject to all appropriate conditions and limitations contained in the charters and franchises thus united with or acquired. Any street railroad company whose lines as constructed or chartered would form connecting or continuing lines with the lines of the Brunswick Electric Railroad Company as constructed or chartered is hereby authorized to consolidate with, or to lease or sell its lines, property and franchises as in this section authorized.

May issue
bonds and
mortgage
property.

Sect. 10. Said corporation is hereby authorized to issue bonds in such amount, or amounts, and on such time as it may from time to time determine and to secure the same by mortgage, or mortgages, of its franchises and property, now or hereafter acquired.

Sections 10,
11 and 12, re-
pealed.

Sect. 11. Sections ten, eleven and twelve of chapter three hundred and six of the private and special laws for the year one thousand eight hundred and eighty-nine are hereby repealed.

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

Approved March 3, 1897.

Chapter 396.

An Act to incorporate the Orono Water Company.

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

Corpora-
tors.

Sect. 1. Edward N. Mayo, Amos F. Lewis, Edgar E. Ring, Eben C. Webster, George H. Hamlin and Charles J. Dunn of Orono, with their associates and successors, are hereby made a corporation by the name of the Orono Water Company, for the purpose of supplying the inhabitants of Orono with suitable water for domestic, sanitary and municipal purposes, including extinguishment of fire; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the general laws of this state.

—corporate
name.

—purposes.

May take
water from
pipes of an-

Sect. 2. For any of the purposes aforesaid, or for the preservation and purity of said water, said corporation is hereby

authorized to take directly or through the pipes of any other company upon such terms as may be agreed upon with such other company, and use water from the Penobscot river or its branches, or from any spring, pond, brook or other water sources, natural or artificial, except such springs as are in actual use for supplying water for domestic purposes, in the town of Orono; to conduct and distribute the same into and through the said town of Orono; to survey for, locate, lay, erect and maintain suitable dams, reservoirs and machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under, in and over the Penobscot river, or Stillwater river, so called, or under or over any water course, bridge, street, railroad, highway or other way; and said corporation is further authorized to enter upon and excavate any highway, or other way, in such manner as least to obstruct the same; to enter, pass over and excavate any lands, and to take and hold by purchase or otherwise, any real estate, rights of way or of water, and in general to do any acts necessary, convenient or proper, for carrying out any of the purposes hereinbefore specified. And said corporation is further authorized, for the purpose of making all needed repairs or extension or service connections, to lay its pipes through any public or private lands or ways, with the right to enter upon the same or dig therein, and said corporation may make written regulations for the use of said water, and change the same from time to time. But in case of failure to agree with any railroad company as to place, manner and conditions of crossing its railroad with such pipes or aqueducts, the place, manner and conditions of such crossing shall be determined by the railroad commissioners and all work within the limits of the railroad location shall be done under the supervision and to the satisfaction of the officers and agents of the railroad company, but at the expense of said water company.

other corporation or other sources.

—may lay pipes over rivers and highways.

—may lay pipes through public or private lands.

—manner of crossing any railroad, shall be determined by railroad commissioners.

Sect. 3. Said corporation may take and hold by lease or purchase, real or personal estate necessary and convenient for the purposes aforesaid, not exceeding one hundred thousand dollars.

May take and hold real estate.

Sect. 4. Said corporation shall be held liable to pay all damages that shall be sustained by any person or corporation by the taking of any land, water or other property, or by excavating through any land for the purpose of laying down pipes and aqueducts or building any reservoir, stand pipe or other structure herein authorized to be built, and also damages for any

Liable for all damages.

CHAP. 396

—how ascertained in case of disagreement.

injury resulting from said acts, and if any person sustaining damages as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, such damages may be ascertained in the same manner and under the same conditions and restrictions and limitations as are by law prescribed in the case of damages by the laying out of railroads.

Capital stock.

Sect. 5. The capital stock of said corporation shall not exceed one hundred thousand dollars, and shall be divided into shares of twenty-five dollars each, and any manufacturing corporation doing business in said Orono, is hereby authorized to subscribe for and to hold stock in said Orono Water Company. Said corporation is hereby authorized to contract with any corporation in said town to furnish power and other conveniences to carry out the purpose of this corporation.

May contract to supply water.

Sect. 6. Said corporation is hereby authorized to make contracts with the United States, the state of Maine, the county of Penobscot, the town of Orono, the Maine State College, and with other corporations and persons for the purpose of supplying water as contemplated by this act, and said town of Orono by its selectmen is hereby authorized to sign and execute any contract that may be entered into by the inhabitants of said town at any meeting legally called for that purpose, for a term of years with said company for a supply of water for fire and other municipal purposes to said town, including the exemption or remission of taxes upon any real estate, fixtures, franchise and plant of said corporation as a part of the consideration of said contract.

—town may contract for water and exempt from taxation.

May issue bonds and mortgage property.

Sect. 7. Said corporation may issue its bonds for the construction of its works in such amounts, not to exceed the amount of capital stock subscribed for, for such rates and times as it may deem expedient, and secure the same by mortgage upon the franchise and property of said corporation.

Land damages, how paid in case of disagreement.

Sect. 8. In case any person injured by the taking of any land or other property for any of the purposes named herein and said corporation are unable to agree upon the amount of damage to be paid for said injury, said corporation may make a tender to any such person of any sum for such damages, and if such person recovers more damages than were tendered to him by said corporation, he shall recover costs, otherwise said corporation shall recover costs against said person. Failure, however, to apply for damages as aforesaid within one year

from the time said damages are sustained, shall be held to be a waiver of the same. CHAP. 397

Sect. 9. The first meeting of said corporation may be called by a written notice thereof signed by any other incorporator, served upon each incorporator by giving in hand or leaving the same at his last and usual place of abode seven days before the time of the meeting, and said first meeting shall be called and held in said town of Orono. First meet-
ing, how
called.

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

Approved March 3, 1897.

Chapter 397.

An Act to incorporate the Monson Water Company.

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

Sect. 1. J. F. Sprague, A. W. Chapin, Alvin Gray, H. G. Sherman, Joseph Davison, E. M. Bray, P. W. Knight, D. J. Jackson, Henry Hudson, George G. Proctor, their associates and successors are hereby made a corporation by the name of the Monson Water Company, for the purpose of conveying to, and of supplying the inhabitants of the town of Monson with water for all domestic, sanitary, municipal and commercial purposes; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the general laws of this state. Corpora-
tors.

—corporate
name.

—purposes.

Sect. 2. Said corporation may take and hold, by purchase or otherwise, real and personal estate necessary and convenient for the purposes aforesaid, not exceeding fifty thousand dollars. May take
and hold
real estate.

Sect. 3. For any of the purposes aforesaid or for the preservation of the purity of said water, said corporation is hereby authorized to take and use water from either lake Hebron, otherwise known as Hebron pond, or from the Taylor spring, so called, in the Taylor lot, so called, now owned by A. W. Chapin, or from the Spectacle ponds, all in said Monson in the county of Piscataquis, to conduct aforesaid, to survey for, locate, lay, erect and maintain suitable dams, reservoirs, machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under or over any water course, bridge, street, railroad, highway or other way; and said corporation is further authorized May take
water.