

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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.

Chapter 426.

An Act to incorporate the Rangeley Water Company.

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

Corpora-
tors.

Sect. 1. Samuel Hano, Henry B. Goodnough, H. A. Furbush, W. L. Butler, E. I. Herrick and F. E. Timberlake, with their associates and successors, are hereby made a corporation under the name of the Rangeley Water Company, for the purpose of supplying to inhabitants of the town of Rangeley in the county of Franklin, with suitable water for industrial, manufacturing, domestic, sanitary and municipal purposes, including the extinguishment of fire; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the laws of this state.

—corporate
name.

—purposes.

May take
water from
Rangeley
lake, etc.,
and erect
dams and
reservoirs.

Sect. 2. For any of the purposes aforesaid the said corporation is hereby authorized to take and use water from Rangeley lake, or from any spring, springs, pond, brook or other waters in the town of Rangeley or the plantation of Dallas, to conduct and distribute the same into and through the said town of Rangeley or the plantation of Dallas; and to survey for, locate and construct and maintain suitable and convenient dams, reservoirs, buildings, machinery, lines of pipe, aqueducts, structures and appurtenances.

May lay
pipes.

Sect. 3. The said corporation is hereby authorized to lay, construct and maintain its lines of pipe at such places as may be necessary for the said purposes of said corporation; and to cross any water course, private or public sewer, or to change the direction thereof, where necessary for their said purposes of incorporation, but in such manner as not to obstruct or impair the use thereof, and the said corporation shall be liable for any injury or damage caused thereby.

—cross any
water
course or
sewer.

May lay
pipes along
any high-
way, etc.

Sect. 4. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across the highways, ways, streets, railroads and bridges in the said town of Rangeley, and plantation of Dallas, and to take up, replace and repair, all such aqueducts, pipes, hydrants and other structures and fixtures as may be necessary and convenient for the said purposes of said corporation; and the said corporation shall be responsible for all damages to the said towns and to all corporations, persons and property, occasioned by such use of the said highways, ways and streets. Whenever the said cor-

—responsi-
ble for
damages.

poration shall lay down or construct any fixtures in any highway, way or 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, without unnecessary delay, cause the earth and pavement then removed by it, to be replaced in proper condition.

—shall not obstruct public travel.

Sect. 5. The said corporation is hereby authorized to take and hold, by purchase or otherwise, any lands necessary for flowage, and also for its dams, reservoirs, gates, hydrants, buildings and other necessary structures, and may locate, erect, lay and maintain aqueducts, lines of pipe, hydrants and other necessary structures or fixtures, in, over and through any land for the said purposes, and excavate in and through such land for such location, construction and erection. And in general to do any acts necessary, convenient or proper, for carrying out any of the said purposes of incorporation. It may enter upon such lands to make surveys and locations, and shall file in the registry of deeds for the county of Franklin, plans of such locations and lands, showing the property taken, and within thirty days thereafter publish notice of such filing 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 one line of pipe or aqueduct.

May take lands for flowage, dams, etc.

—shall file plan of location in registry of deeds of Franklin county.

Sect. 6. Should the said corporation and the owner of any land required for the said purposes of incorporation, be unable to agree upon the damages to be paid for such location, taking, holding and construction, the land owner may, within twelve months after the said filing of plans of location, apply to the commissioners of said county of Franklin, and cause such damages to be assessed in the same manner and under the same conditions, as are prescribed by law in the case of damages by the laying out of railroads. If the said corporation shall fail to pay such land owner, or deposit for his use with the clerk of the county commissioners aforesaid, such sums as may be finally awarded as damages, with costs when recovered by him, within ninety days after notice of final judgment shall have been received by the clerk of courts of the said county, the said location shall be thereby invalid and the said corporation shall forfeit all rights under the same, as against the owner of the land. The said corporation may make a tender to any land owner damaged under the provisions of this act, and if such land owner recovers more damages than was tendered him by the said cor-

Damages, how assessed in case of disagreement.

—proceedings if company fails to pay damages.

CHAP. 426

—failure to apply for damages, shall be held as a waiver.

May contract to supply water.

—towns may contract for water and exempt from taxation.

Capital stock.

May hold real estate.

May issue bonds and mortgage property.

First meeting, how called.

poration, he shall recover cost, otherwise the said corporation shall recover cost. In case the said corporation shall begin to occupy such land before the rendition of final judgment, the land owner may require the said corporation to file its bond to him with the said county commissioners, in such sum and with such sureties as they may approve, conditioned for the payment of the damages that may be awarded. No action shall be brought against the said corporation for such taking, holding and occupation, until after such failure to pay or deposit as aforesaid. Failure to apply for damages within the said twelve months, shall be held to a waiver of the same.

Sect. 7. The said corporation is hereby authorized to make contracts with the United States, the state of Maine, the county of Franklin, the town of Rangeley and Rangeley Village Corporation in the said town of Rangeley, and with the inhabitants thereof or any corporations doing business therein, for the supply of water and power for the purposes contemplated in this act; and the said towns and corporation by their proper officers, are hereby authorized to enter into contract with the said corporation for a supply of water for any and all purposes mentioned in this act, and for such exemption from public burdens as the said town and the said corporation may agree upon, which when made, shall be legal and binding upon all parties thereto.

Sect. 8. The capital stock of the said corporation shall be twenty thousand dollars, which may be increased to any sum not exceeding fifty thousand dollars, by a majority vote of the stockholders of the said corporation; and the stock shall be divided into shares of one hundred dollars each.

Sect. 9. The said corporation for all its purposes, may hold real and personal estate necessary and convenient therefor, to the amount of fifty thousand dollars.

Sect. 10. The said corporation may issue its bonds for the construction of its works, of any and all kinds, upon such rates and time as it may deem expedient not to exceed the amount of the capital stock subscribed for, and secure the same by mortgage of its franchise and property.

Sect. 11. The first meeting of said corporation shall be called by a written notice thereof, signed by any two of the named incorporators, served upon each named incorporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, at least seven days before the time of meet-

ing, or by publishing said notice in some newspaper published in Phillips. CHAP. 427

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

Approved March 10, 1897.

Chapter 427.

An Act to incorporate the Deer Isle Water Company.

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

Sect. 1. Charles W. Bryant, Jasper W. Haskell, Frank B. Ferguson, Augustus O. Gross and Elmer P. Spofford, their associates, successors and assigns, are hereby created into a body corporate, by the name of the Deer Isle Water Company, for the purpose of supplying the town of Deer Isle, in the county of Hancock, and the inhabitants of said town with water for industrial, manufacturing, domestic, sanitary, and municipal purposes, including the extinguishing of fires and sprinkling of streets.

Corporators.

—corporate name.

—purposes.

Sect. 2. Said corporation for said purposes, may flow, detain, take, collect, store, use and distribute water from any pond or stream flowing from any pond, in said Deer Isle, and may locate, construct and maintain dams, cribs, reservoirs, locks, gates, sluices, aqueducts, pipes, hydrants, and all other necessary structures therefor.

May take water from any pond in Deer Isle.

Sect. 3. Said company is hereby authorized to lay, construct and maintain under, through, along and across the highways, ways, streets, railroads, bridges in said town, and to take up, replace and repair all such sluices, aqueducts, pipes, hydrants and structures as may be necessary for the purposes of their incorporation, under such reasonable restrictions and conditions as the selectmen of said town may impose. And said company shall be responsible for all damages to all corporations, persons and property, occasioned by the use of such highways, ways and streets, and shall further be liable to pay to said town all sums recovered against said town for damages from obstruction caused by said company, and for all expenses, including reasonable counsel fees, incurred in defending such suits, with interest on the same.

May lay pipes, etc., along highways, etc.,

—shall be responsible for damages to highways.