

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 429.

An Act to confirm the organization of the New York Machine Company, and to enable it to aid in the construction of railroad tracks.

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

Sect. 1. In addition to the powers conferred upon the New York Machine Company by its organization, which are hereby confirmed and made valid, said corporation is hereby authorized to lay and maintain over its own premises such railroad track or tracks as may be necessary to connect its manufactories with each other and with any railroad or railroads adjacent thereto, and to aid in the construction of such railroad tracks as may be necessary therefor, and to make all necessary contracts touching the same. Said corporation is further empowered to purchase, own, sell and use the stocks, bonds and evidences of indebtedness, and property of other corporations engaged in like business, and to vote upon said stock; also to issue common and preferred stock as provided by its certificate of organization, and vote upon the same in accordance with its by-laws; also to lease and sell its property and franchises upon such terms as shall be approved by its stockholders in accordance with its by-laws at a legal meeting called for that purpose.

Organiza-
tion of
company,
made valid.

—powers
and privi-
leges.

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

Approved March 10, 1897.

Chapter 430.

An Act relating to the Hallowell Water Company.

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

Sect. 1. The Hallowell Water Company is hereby authorized for all domestic and municipal purposes to maintain and continue its system of water works in said city as now maintained, including all things used or necessary therefor, and to take, hold and convey into, about and through said city, water from the Vaughan brook, so called, and its tributaries, from the Kennebec river, from natural springs and from such artesian wells as it may construct or develop; and said company within the limits of the rights above granted may flow, take and hold, by pur-

Company
authorized
to maintain
system of
water
works.

—may take
land and
water
rights.

CHAP. 430

chase or otherwise, on making proper compensation therefor as hereinafter provided, any lands and land or water rights in the city of Hallowell, for laying and maintaining pipes for conducting, discharging, disposing of and distributing water, and for constructing, and maintaining reservoirs, stand pipes, dams and such other works as may be deemed necessary or proper for raising, forcing, retaining, distributing, discharging or disposing of said water, and for the erection of any works for said purposes.

Powers and privileges.

Sect. 2. Said company may lay and maintain pipes from any or all of its sources of supply, to, into, through and about said city and secure and maintain the same by any suitable works therefor; may regulate the use of said water within said city, and establish, receive and collect the rates to be paid therefor; and said company may, for the purposes aforesaid, carry, conduct and maintain any pipes or other works by it to be made, laid down, or conducted over, under, through or across any water course, stream, bridge, highway or other way in such manner as not to obstruct the travel thereof; may enter upon and dig up any such road, street or way for the purpose of laying down pipes beneath the surface thereof and for maintaining and repairing the same; and in general, may do any other acts and things necessary or convenient and proper for carrying out the purposes of this act. Said company may lay and maintain pipes across any railroad, but in case of failure to agree with any railroad company as to place, manner and conditions of crossing its railroad with such pipes, the place, manner and conditions of such crossing shall be determined by the railroad commissioners, and all work within the limits of the railroad locations 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.

Shall file plan of location in registry of deeds in Kennebec county.

Sect. 3. Said company shall file in the registry of deeds for the county of Kennebec, plans and descriptions of the location of all lands and water rights taken under the provisions of this act, and no entry shall be made upon any land except to make surveys, until the expiration of twenty days from such filing; and with such plan the corporation may file a statement of the damages it is willing to pay to any person for any property so taken, and if the amount finally awarded does not exceed the sum offered, said company shall recover costs against such

—may file statement of damages it is willing to pay.

person; otherwise such person shall recover costs against said company. CHAP. 430

Sect. 4. Said company shall be held liable to pay all damages that shall be sustained by any person by reason of the taking of any land or other property as aforesaid, or by flowage, or by excavating through any land or other property for the purpose of surveying for, locating, maintaining, laying or building dams, reservoirs, stand pipes, pipes, hydrants or other necessary structures or fixtures, by taking and holding any lands necessary for flowage, and for any other injuries resulting from the exercise of any of the powers granted by this act; and if any person sustaining damages as aforesaid shall not agree with said company upon the sum to be paid, either party, upon petition to the county commissioners, may have the same determined by said commissioners in the same manner that damages are determined in the case of land taken by railroad companies.

Damages, how determined in case of disagreement.

Sect. 5. Said company is hereby authorized to make contracts with said city of Hallowell, and with corporations, associations and individuals for the purpose of supplying them with water, and is also authorized to purchase water, for the purposes aforesaid, of corporations, associations and individuals.

May contract to supply water.

Sect. 6. For all purposes of extension and improvement of its existing plant said Hallowell Water Company is hereby authorized to issue its corporate bonds and secure the same by mortgage of all, or any part of, its property and franchises, such bonds and mortgage to be on such times, terms and conditions as the corporation shall vote, but not to exceed in amount the amount expended on said plant, its improvements and extensions.

May issue bonds and mortgage property.

Sect. 7. Nothing in this act shall affect the proceedings now pending before a commission appointed by the supreme judicial court sitting for the county of Kennebec under the provisions of chapter two hundred eighty of the private and special laws of eighteen hundred and ninety-five.

Act shall not affect pending proceedings.

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

Approved March 11, 1897.