

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 506.

An Act to incorporate the York Sewer Company.

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

Sect. 1. Josiah Chase, Russell D. Woodman, Will R. Howard, John L. Chase and Hiram M. Perkins, with their associates and successors are hereby made a corporation by the name of the York Sewer Company, for the purpose of constructing and maintaining systems of sewers in the town of York or any parts thereof.

Corporators.

—corporate name.

Sect. 2. Said corporation is hereby authorized, for the purposes aforesaid, to lay down and maintain all such pipes or other structures as may be necessary for the proper conducting, discharging and disposing of sewerage, and to excavate through any lands in said town when necessary for the purposes of this corporation.

Powers and privileges.

Sect. 3. Said corporation is authorized to lay, construct and maintain, in, through, under and along the highways, streets, railroads, bridges and water courses in said town all such pipes and other structures as may be necessary for the purposes of this corporation and to take up, replace and repair the same when necessary. Provided, that when any work is done within the limits of any highway or public street, it shall be done under such restriction and regulations as the selectmen of the town may impose. And provided further, that in case of any crossing of a railroad, unless said corporation shall agree with the company owning and operating such railroad, as to place, manner and conditions of the crossings, the railroad commissioners shall determine the place, manner and conditions of such crossings, and all work within the limits of such railroad location shall be done under the supervision and to the satisfaction of the officers of such railroad company, but at the expense of this corporation.

May lay pipes along highways, etc.

—work shall be done under regulations imposed by selectmen.

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

Sect. 4. Said corporation is authorized to lay, extend and maintain its pipes into, under and over tidal waters, and to build and maintain all necessary structures therefor, all to be done at such places and in such manner as may be necessary for the purposes of this corporation, and not to obstruct navigation.

Authorized to lay pipes under tide waters.

Sect. 5. Said corporation shall have power to cross any public or private sewer, or to change the direction of the same, but in such manner as not to obstruct or impair the use thereof.

May cross any sewer.

CHAP. 506

May contract to supply facilities for sewerage.

Sect. 6. Said corporation is hereby authorized to make contracts with the inhabitants of said town and individuals therein, and with other corporations, for the purpose of supplying said inhabitants and individuals, and other corporations, with facilities of sewerage as contemplated by this act; and said town by its selectmen are hereby authorized to contract with said company for sewerage facilities for municipal or other purposes as said town and said company may agree, which shall be legal and binding on all parties thereto.

Liability for all damages, and how ascertained.

Sect. 7. Said corporation shall be liable to pay to said town all sums recovered against it for damages from obstruction or defects of said streets and highways, caused by said corporation, and for all expenses, including reasonable counsel fees, incurred in defending such suits. And also shall be liable to pay all damages sustained by any person by reason of excavating or laying down pipe. And if any person sustaining damages as aforesaid, and said corporation shall not mutually agree upon the sum to be paid therefor, such person or said corporation may cause the damage to be ascertained in the manner prescribed by law in case of damage by laying out highways.

Town authorized to purchase system.

Sect. 8. The town of York, by its selectmen duly authorized by vote of said town, may purchase from this corporation all of its system or systems of sewers within the limits of said town; and in case of such purchase, if said town and this corporation shall not mutually agree as to terms and conditions of such purchase it shall be referred to two justices of the supreme judicial court and their determination of the matter shall be final.

—terms and conditions.

Capital stock.

Sect. 9. The capital stock of this corporation shall not exceed fifty thousand dollars, and shall be divided into shares of one hundred dollars each.

May hold real estate.

Sect. 10. Said corporation is authorized to hold real and personal property to the amount of one hundred thousand dollars.

May issue bonds and mortgage property.

Sect. 11. Said corporation may issue its bonds for the construction and maintenance of its works, upon such rates and for such time as it may deem expedient, not exceeding in amount its capital stock subscribed for, and secure the same by mortgage of the franchise and property of the company.

First meeting, how called.

Sect. 12. The first meeting of this corporation may be called by written notice therefor, stating the time and place of said meeting, signed by any two of the corporators herein

named, and served on each corporator by giving him the same in hand, or by mailing the same to him, directed to his last known place of residence, at least thirty days before the time of said meeting.

Sect. 13. This act shall take effect when approved.

Approved March 23, 1897.

Chapter 507.

An Act relating to the catching of smelts in Damariscotta River.

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

Sect. 1. It shall be lawful to catch smelts in the Damariscotta river, its bays and tributaries, with a common hand dip net, during the months of April and May; and with drag seines to a point known as the ledges so called, in said river, at all times.

Catching of smelts in Damariscotta river, made lawful in April and May.

Sect. 2. Any person convicted of fishing for or catching smelts in the Damariscotta river above the so called ledges with drag seines, shall be punished by a fine of one hundred dollars, by complaint or indictment, one half to the use of the complainant and one half to the county where the proceedings are commenced. Full jurisdiction to impose said fine is hereby conferred upon trial justices.

Penalty for fishing with drag seines.

Sect. 3. All acts and parts of acts, inconsistent with the provisions of this act, are hereby repealed.

Inconsistent acts, repealed.

Approved March 23, 1897.

Chapter 508.

An Act to authorize the Bangor and Aroostook Railroad Company to lease a connecting railroad, which may be built from Limestone.

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

If, pursuant to the laws of this state, a connecting line of railroad shall be built from any point in the town of Limestone in Aroostook county to a point of connection with the Bangor and Aroostook Railroad as now constructed, or to a point of connec-

Bangor and Aroostook Railroad Company, authorized to lease connecting