

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-First
Legislature

1923

city treasurer all fees received by him or payable to him by virtue of his office.

Approved March 14, 1923.

Chapter 57.

An Act to Make Valid the Doings of the Penobscot County Water Company, and to Define and Confirm Its Powers.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Organization ratified and confirmed. The organization of the Penobscot County Water Company, a corporation organized under the general laws of the state of Maine for the purpose of supplying water for domestic, commercial, industrial, municipal and governmental uses, certificate of which is filed with the secretary of state, is hereby ratified and confirmed.

Sec. 2. Conveyances to corporation by Bangor Railway & Electric Co., Bar Harbor & Union River Power Co., and Orono Water Co., ratified and confirmed. The conveyances to said corporation by the Bangor Railway and Electric Company, the Bar Harbor and Union River Power Company, and the Orono Water Company, of their respective water works, plants, franchises, ordinances, permits, licenses, rights, easements, rights of way, leases and leasehold interests, grants, privileges and immunities granted from time to time by the legislature of this state or by any municipal sub-division thereof, or acquired in any manner or from any source whatever, relating to or in any way connected with their respective businesses of supplying water to cities and towns and the inhabitants thereof, all made with the approval of the public utilities commission, are hereby ratified and confirmed; and said Penobscot County Water Company is authorized and empowered to exercise and enjoy said franchises, rights and powers with the same force and effect and subject to the same obligations and limitations as though they had been conferred upon or granted to it in the first instance.

Sec. 3. Corporation authorized to consolidate any of its works; may exercise all rights of either company for benefit of whole; when exercising any right requiring notice it shall name the act invoked. Said corporation is authorized and empowered, subject to such lawful rules and regulations as the public utilities commission shall make, to combine and consolidate any two, or more, or all of the aforesaid works which are situated in Penobscot county, at one time or by successive steps, and the consolidation of the Brewer and Orono works already made is hereby approved. Whenever any such consolidation is made, said corporation may exercise for the benefit of the whole every right of eminent domain and every other

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franchise, right and power which has heretofore been granted to any of its predecessor corporations as appurtenant to any part, and which are hereby declared to be confirmed to this corporation; provided, however, that all such franchises, rights and powers, whether as originally limited or as so enlarged and extended, shall be exercised, and the damages caused thereby assessed, in the same manner provided in the acts originally creating them, and either party may initiate proceedings for the assessment of such damages. Whenever said corporation shall undertake to exercise the right of eminent domain, or any other right requiring notice, which has been granted in different forms in different acts relating to parts of the combined or consolidated works for which it is being exercised, such notice shall name the particular act which it is intended to invoke.

Sec. 4. Locations ratified and confirmed. All existing locations of any part or parts of the works of said Penobscot County Water Company in any streets, ways, parks, squares or other public places, are hereby ratified and confirmed.

Sec. 5. Existing statutes not affected; rights conferred subject to R. S., c. 55. Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute. And all the rights and duties herein mentioned shall be exercised and performed in accordance with all the applicable provisions of chapter fifty-five of the revised statutes, and acts amendatory thereof or additional thereto.

Approved March 15, 1923.

Chapter 58.

An Act to Amend an Act to Provide a Charter for the City of Gardiner, as Amended by Chapter One Hundred and Twenty-six of the Private and Special Laws of Nineteen Hundred and Seventeen.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. P. & S. L., 1913, c. 244, sec. 4; relating to providing a charter for the city of Gardiner, amended. Chapter two hundred and forty-four of the private and special laws of nineteen hundred and thirteen, entitled "An Act to Provide a Charter for the City of Gardiner," is hereby amended by striking out the whole of section four thereof and substituting therefor the following:

'Sec. 4. Administrative departments created; heads of departments; sub-departments established and defined. (1). The administration of city affairs shall be, and hereby is, divided and classified under three department heads as follows:

Department of accounts and finances, of which the mayor shall be the