

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)

NEW DRAFT.

SEVENTY-SECOND LEGISLATURE

HOUSE.

No. 243

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIVE.

AN ACT to amend the act incorporating the Kennebec Water
District.

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

Section 1. Section one of chapter two hundred of the Private and Special Laws of 1899 is hereby amended by striking out the word "and" between the words "Benton and Winslow" in the fifth line thereof and inserting the words 'and Vassalboro' after said word "Winslow," so that said section as amended shall read as follows:

'Section 1. The territory and people constituting the city of Waterville and the Fairfield Village Corporation shall constitute a body politic and corporate under the name of the Kennebec Water District, for the purpose of supplying

11 the inhabitants of said district and of the towns of Benton,
12 Winslow and Vassalboro and all said municipalities with pure
13 water for domestic and municipal purposes.'

Sect. 2. Section four of said chapter is hereby amended
2 by striking out the word "and" between the words "Benton
3 and Winslow" in the third line thereof and inserting the
4 words 'and Vassalboro' after the said word "Winslow," so
5 that said section as amended shall read as follows:

'Sect. 4. Said district is hereby authorized to lay in and
7 through the streets and highways thereof and of said towns
8 of Benton, Winslow and Vassalboro, and to take up, repair
9 and replace all such pipes, aqueducts and fixtures as may be
10 necessary for the objects above set forth, and whenever said
11 district shall lay any pipes or aqueducts in any street or high-
12 way, it shall cause the same to be done with as little obstruc-
13 tion as possible to public travel, and shall at its own expense
14 without unnecessary delay cause the earth and pavement
15 removed by it to be replaced in proper condition.'

Sect. 3. Section ten of said chapter is hereby amended by
2 striking out the first sentence and inserting the following
3 instead thereof:

'The trustees of the district may, for the purpose of paying
5 any necessary expenses and liabilities incurred under the pro-
6 visions of this act, including the expenses incurred in acquir-
7 ing the property of the Maine Water Company by purchase
8 or otherwise, in securing sources of supply, taking water and
9 land, paying damages, laying pipes, constructing, maintain-
10 ing and operating a water plant, and making renewals, exten-
11 sions, additions and improvements to the same, issue from
12 time to time bonds of the district to an amount necessary in
13 the judgment of the trustees therefor.'

Said section ten is further amended by changing the refer-
15 ence to the Revised Statutes so as to conform to the revision

16 of 1903, so that said section as amended shall read as fol-
17 lows:

‘Sect. 10. The trustees of the district may, for the purpose
19 of paying any necessary expenses and liabilities incurred
20 under the provisions of this act including the expenses
21 incurred in acquiring the property of the Maine Water Com-
22 pany by purchase or otherwise, in securing sources of supply,
23 taking water and land, paying damages, laying pipes, con-
24 structing, maintaining and operating a water plant, and mak-
25 ing renewals, extensions, additions and improvements to the
26 same, issue from time to time bonds of the district to an
27 amount necessary in the judgment of the trustees therefor.
28 Said bonds shall be a legal obligation of said water district,
29 which is hereby declared to be a quasi-municipal corporation
30 within the meaning of section ninety-six, chapter forty-seven
31 of the Revised Statutes, and all the provisions of said section
32 shall be applicable thereto.’

Sect. 4. Said district is hereby authorized to refund its
2 indebtedness from time to time in whole or in part as may
3 seem best to the trustees and to borrow money temporarily
4 for any of the legitimate purposes of the district.

Sect. 5. Whenever said district shall take land or ease-
2 ments therein for its use it may mark the lines and bound-
3 aries thereof by suitable monuments.

Sect. 6. Proceedings for condemnation by said district shall
2 be commenced by filing in the office of the county commis-
3 sioners of the county where the property is situated a cer-
4 tificate of taking accompanied by plans and descriptions of
5 said property together with the names of the party or parties
6 supposed to be owners thereof and proceedings shall then be
7 had for the appraisal of damages as in the case of laying out
8 highways by the county commissioners.

Sect. 7. The procedure herein provided for may apply in case of land already taken by said district provided it proceeds in accordance herewith on or before June 1, 1905.

Sect. 8. In case of any crossing of a railroad unless consent is given by the company owning or operating such railroad as to place, manner and conditions of the crossing, the railroad commissioners shall determine the place, manner and conditions of such crossing; 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 the district.

Sect. 9. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,
Augusta, February 23, 1905.

Reported by Mr. JOHNSON from Committee on Judiciary and ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*