

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

HOUSE NO. 875

House of Representatives, March 20, 1915.

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

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN

AN ACT to provide Sewerage in the town of Presque Isle.

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

Section 1. Charles H. Richardson, Ralph H. Sprague,
2 Owen E. Blackden, Harry R. Pipes and Roy M. Barker,
3 with their associates and successors, are hereby made a cor-
4 poration by the name of the Presque Isle Sewerage Com-
5 pany, for the purpose of providing in the town and village
6 of Presque Isle, a system of public sewers and drainage,
7 for the comfort, convenience and health of the people of
8 said Presque Isle, with all the rights, privileges and immu-
9 nities incident to similar corporations.

Sect. 2. Said corporation may acquire and hold real and
2 personal estate necessary and convenient for the purposes

3 aforesaid, may sell and convey the same; may issue certifi-
4 cates of stock to an amount not exceeding the amount of
5 its capital stock actually paid in; and may issue and sell
6 bonds to an amount not exceeding one-half of its capital
7 stock, so paid in, to aid in the construction, repairs and im-
8 provements of its works, may mortgage or pledge a part or
9 all of its property and franchises in the State as security for
10 bonds issued under the provisions of this act, and said bonds
11 may be purchased and held by the Savings Banks of Maine.

Sect. 3. The capital stock of said corporation shall be
2 fifty thousand dollars, which may be from time to time in-
3 creased by vote of said corporation not to exceed one hun-
4 dred thousand dollars, and shall be divided into shares of
5 one hundred dollars each.

Sect. 4. The town of Presque Isle, by its municipal offi-
2 ers, acting for and in behalf of said town, when authorized
3 by a vote of said town, is hereby authorized and empower-
4 ed to subscribe for, purchase, pay for and own stock in said
5 corporation to an amount not exceeding two-thirds of the
6 authorized capital stock of said corporation, which may be
7 done at any one time or in instalments through a period of
8 years, and said corporation or any person from whom pur-
9 chased are hereby authorized to issue or transfer the same
10 to said town, and the municipal officers of said town shall
11 appoint some person to vote the stock so purchased as they
12 may direct in all meetings of said corporation.

Sect. 5. For the purpose of raising money to carry out the
2 provisions of this act, the town of Presque Isle may issue

3 and negotiate its bonds with interest coupons, signed by the
4 municipal officers and the treasurer of said town in behalf
5 of said town, when authorized by a vote of said town, to
6 an amount which,, taken in connection with the other in-
7 debtedness of the town, will not exceed the amount limited
8 by the constitution of Maine. And such bonds shall be
9 signed by the municipal officers of the town and the treas-
10 urer, but the coupons need be signed by the treasurer of the
11 town only, and shall be designated and marked "The
12 Presque Isle Sewerage Loan," and such bonds to an amount
13 not exceeding the limit aforesaid may be issued and nego-
14 tiated in manner aforesaid at any one time or in amounts
15 required for said purpose from time to time through a
16 period of years, whenever authorized by a vote of said town.

Sect. 6. Said corporation is hereby authorized to take and
2 hold, by purchase, condemnation or otherwise, any land, or
3 real estate, or easement therein, necessary for forming bas-
4 ins, reservoirs and outlets; for erecting buildings for pump-
5 ing works, and for laying and maintaining conduits for car-
6 rying and collecting, discharging and disposing of sewerage
7 matter and waters, and for any other object necessary, con-
8 venient and proper for the purposes of this act.

Sect. 7. Said corporation may construct conduits, in man-
2 ner aforesaid, in and through said village of Presque Isle,
3 to and into the Presque Isle Stream, the discharge there-
4 from to be at such point in said stream as the municipal
5 officers of said town may designate, and convey through the

6 same sewerage, surface water and the natural flowage of
7 existing water courses and secure and maintain basins, res-
8 ervoirs and outlets; may construct and maintain flush-tanks,
9 man-holes, lamp-holes and all usual appliances, public and
10 private; may build and maintain pumping stations and
11 buildings, constructions and appliances for collecting, hold-
12 ing, distributing and disposing of sewerage matter; may
13 establish regulations for the use of sewers, and fix and col-
14 lect the prices to be paid for entering the same, and also the
15 annual rentals for using thereof; and said corporation is
16 hereby authorized, for the purposes aforesaid, having first
17 obtained the permission of the municipal officers of said
18 town, and under such restrictions and regulations as said
19 municipal officers may prescribe, to lay down, in and
20 through the streets, highways and lands of said town, and
21 take up, replace and repair all such conduits, pipes and fix-
22 tures, as may be necessary for the objects of its incorpora-
23 tion; to carry and lay conduits and pipes under any water-
24 course, railroad or private way, and to cross any drain or
25 sewer, or, if necessary, to change its direction in such a man-
26 ner as not to obstruct the use thereof; and to enter and dig
27 up any such street, road or way, for the purpose of laying
28 down pipes beneath the surface thereof, for placing man-
29 holes or other fixtures, and for maintaining and repairing
30 the same, and in general to do any other acts or things
31 necessary, convenient and proper to be done for the pur-
32 poses of this act.

Sect. 8. Said corporation shall file in the registry of deeds
2 for the Southern District of Aroostook County, a certifi-
3 cate containing a description of land taken, or in which an
4 easement may be taken, under the provisions of this act, and
5 a statement of the purposes for which it is taken, to be re-
6 corded by the register ; and such land or easement shall be
7 deemed to be taken upon the filing of such certificate.

Sect. 9. Said corporation shall be liable to pay all dam-
2 ages that shall be sustained by any person in his p roperty
3 by taking of any land, or easement therein, under the pro-
4 visions of this act ; and if any person sustaining damage as
5 aforesaid, and said corporation shall not mutually agree up-
6 on the sum to be paid therefor, the damages may be ascer-
7 tained in the same manner and under the same conditions
8 and limitations as are by law prescribed in the case of dam-
9 ages by the location of steam railroads, so far as the same
10 is applicable.

Sect. 10. Said corporation, at all times, after it shall com-
2 mence receiving pay for the facilities supplied by it, shall be
3 bound to permit the owners of all premises, abutting upon
4 its lines of pipes and conduits, to enter the same with all
5 proper sewerage, upon conformity to the rules and regula-
6 tions of said company, and payment of the prices and rent-
7 als established therefor.

Sect. 11. Any person who shall place or leave any offens-
2 ive or injurious matter or materials in the conduits, catch-
3 basins or receptacles of said corporation, contrary to its

4 regulations, or shall wilfully injure any conduit, pipe, reser-
5 voir, flush-tank, catch-basin, man-hole, lamp-hole, outlet, en-
6 gine, pump, or other property held, owned or used by said
7 corporation for the purposes of this act, shall pay twice the
8 amount of damages to said corporation, to be recovered in
9 any proper action; and every such person, on conviction of
10 either of said acts of wilful injury aforesaid, shall be pun-
11 ished by fine not exceeding two hundred dollars, and by im-
12 prisonment not exceeding one year.

Sect. 12. The affairs of said corporation shall be controll-
2 ed by a board of directors, consisting of not less than five
3 members, who shall be citizens of the town of Presque Isle,
4 and elected annually by vote of the stockholders of the cor-
5 poration; and the board of the directors shall choose such
6 other officers as may, from time to time, be required by the
7 by-laws of the corporation.

Sect. 13. This charter is granted inasmuch as the objects
2 thereof cannot be attained under the general laws of the
3 State of Maine.