

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

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1883.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

Chapter 286.

An Act to change the name of James Mitchell.

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

Name of James Mitchell, changed.

That the name of the following person be, and is hereby changed, as follows, viz: The name of James Mitchell be changed to the name of Frederick J. Holway.

Approved February 28, 1883.

Chapter 287.

An Act to enlarge the powers of the Bornstein Electric Light Manufacturing Company.

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

Powers of Bornstein Electric Light Manufacturing Company, enlarged.

The Bernstein Electric Light Manufacturing Company, organized under the general laws of this state, is hereby authorized to own and hold shares in such corporations as it authorizes to use any of the patents it may own or control; and to carry on any portion of its business outside the territorial limits of this state.

Approved February 28, 1883.

Chapter 288.

An Act to incorporate the Isle au Haut Water Company.

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

Corporators.

SECT. 1. Ernest W. Bowditch, Albert B. Otis and Charles A. Spofford, and such persons as they may associate with themselves in the enterprise, are hereby incorporated into a corporation by the name of the Isle au Haut Water Company, for the purpose of supplying the town of Isle au Haut, in Hancock county, with pure water for domestic, sanitary and municipal purposes.

Corporate name.

Purpose.

May take water, construct dams, etc.

SECT. 2. Said company for said purposes may detain, take, store and distribute water from Isle au Haut pond, in said town of Isle au Haut, and from any streams flowing out

of the same, and may locate, construct and maintain dams, reservoirs, sluices, aqueducts and pipes therefor. Such aqueducts and pipes may be located and constructed along and across any highway or townway in said town, in such manner as the municipal officers of said town may approve.

SECT. 3. Said company may occupy any lands necessary for its dams, reservoirs and other necessary buildings, and may locate and lay and maintain pipes in and through any lands for said purposes, and excavate in and through such lands for such location, construction and maintenance. It may enter upon such lands to make surveys and locations and shall file in the registry of deeds, in said county of Hancock, plans of such location and lands, and within thirty days thereafter publish notice thereof in some newspaper in said county, such publication to be continued three weeks successively. Not more than two rods in width of land shall be occupied by any pipe or aqueduct and not more than two acres by any reservoir.

May take lands, etc.

Shall file plans of location in registry of deeds.

SECT. 4. Should the said company and the owner of such land be unable to agree upon the damages to be paid for such location and occupation and construction, the land owner may, within twelve months after such filing of plans of location, apply to the commissioners of said county and have such damages assessed by a committee or jury, as in the case of petitions for increase of damages for land taken for highways. If said company shall fail to pay such land owner, or deposit for his use, with the clerk of the county commissioners, such sum as may be finally awarded, as damages, with costs, within sixty days after notice of final judgment shall have been received by the clerk of courts, the said location shall be thereby invalid, and the company forfeit all rights under the same. If such land owner recovers more damages than were tendered by said company, he shall recover costs, otherwise the company shall recover costs. In case said company shall begin to occupy such lands before the rendition of final judgment, the land owner may require said company to file its bond to him with the county commissioners, in sum and with such sureties as they approve, conditioned for said payment or deposit. Failure to apply for damages within said twelve months, shall be held to be a waiver of the same. No action shall be brought against said company for

Damages, how assessed.

Failure to apply for damages, held to be a waiver of same.

CHAP. 289

Damage for flowage, how ascertained and paid.

Damage for taking water, how ascertained.

Pollution of water or injury to works, prohibited.

Penalty.

Capital stock.

such taking and occupation, until after such failure to pay or deposit as aforesaid. Damages caused by flowage are to be ascertained and paid in the same manner.

SECT. 5. Any person suffering damage by the taking of water by said company as provided by this act, may have his damages ascertained in the manner provided in the preceding section, and payment therefor shall be made in the same manner and with the same effect. No action shall be brought for the same until after the expiration of the time of payment.

SECT. 6. Whoever shall, in any way, wilfully pollute the water of said pond or stream, whether frozen or not, after said company shall have commenced taking the same, and whoever shall wilfully injure any of the works of said company, shall be punished by imprisonment not over two years, or by fine not exceeding one thousand dollars and shall be liable to an action for damages.

SECT. 7. The capital stock of said company shall be the amount fixed by said company at its first meeting, not exceeding fifty thousand dollars.

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

Approved February 28, 1833.

Chapter 289.

An Act to incorporate the trustees of Dixfield Academy.

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

Corporators.

SECT. 1. William W. Wait, Henry O. Stanley, John R. Trask, W. K. Chase, M. V. Eastman, Z. W. Taylor, Charles Stanley, A. H. Stockbridge, W. F. Newman, N. S. Stowell, W. S. Chase, H. M. Cox, L. C. Willoughby, Frank Stanley, George G. Gates, A. B. Lovejoy and W. F. Putnam, their associates and successors, are hereby incorporated into a body politic by the name of the Trustees of Dixfield Academy, for the promotion of education.

Corporate name.

Purpose.

Rights, privileges and immunities.

SECT. 2. Said corporation is hereby vested with all the rights, privileges and immunities incident to similar corporations; to have and use a common seal; to prosecute and