

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1885.

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1885.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1885.

and secure the same by mortgage of the franchise and property of said company.

SECT. 11. In case the works of this corporation shall not have been put into actual operation within four years from the date of the approval of this act, the rights and privileges herein granted shall be null and void.

Act void, if works are not in operation within four years.

SECT. 12. The first meeting of said corporation may be called by a written notice thereof, signed by any five corporators herein named, served upon each corporator by giving him the same in hand or by leaving the same at his last usual place of abode seven days before the time of meeting.

First meeting, how called.

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

Approved January 31, 1885.

Chapter 370.

An Act to incorporate the Gardiner Water Company.

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

SECT. 1. John T. Richards, Weston Lewis and Josiah S. Maxcy, with their associates and successors, are hereby made a corporation by the name of the Gardiner Water Company, for the purpose of conveying to, and of supplying the inhabitants of the city of Gardiner, and of the towns of Farmingdale and Pittston, with water for all domestic, sanitary, municipal and commercial purposes; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations, under the general laws of this state.

Corporators.

Corporate name.

—purposes.

—powers.

SECT. 2. Said corporation may take and hold, by purchase or otherwise, real and personal estate necessary and convenient for the purpose aforesaid, not exceeding two hundred and fifty thousand dollars.

May hold real and personal estate.

SECT. 3. For any of the purposes aforesaid, or for the preservation and purity of said water, said corporation is hereby authorized to take and use water from the Cobbossee Contee river, so called, to conduct and distribute the same into and through the city and towns aforesaid, to survey for, locate, lay, erect and maintain suitable dams, reservoirs and machinery, pipes, aqueducts and fixtures; to carry its

Authorized to take water from Cobbossee Contee river.

—erect dams, etc.

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pipes or aqueducts under or over any water course, bridge, street, railroad, highway or other way; and said corporation is further authorized to enter upon and excavate any highway, or other way, in such manner as least to obstruct the same; to enter, pass over and excavate any lands, and to take and hold by purchase or otherwise, any real estate, rights of way or of water, and in general do any acts necessary, convenient or proper, for carrying out any of the purposes hereinbefore specified. And said corporation is further authorized, for the purpose of making all needed repairs or service connections, to lay its pipes through any public or private lands or ways, with the right to enter upon the same and dig therein, and said corporation may establish written regulations for the use of said water.

—cross private lands.

Shall file plans of location, etc., in Registry of Deeds.

SECT. 4. Said corporation shall file in the Registry of Deeds, in the county of Kennebec, plans of the location of all land and water rights taken under the provisions of this act; and no entry shall be made upon any lands, except to make surveys, until the expiration of ten days from said filing; and with such plan, the corporation may file a statement of the damages it is willing to pay to any person for any property so taken, and if the amount finally awarded does not exceed that sum, the company shall recover costs against such person, otherwise such person shall recover costs against the company.

Liability for damages.

SECT. 5. Said corporation shall be held liable to pay all damages that shall be sustained by any persons, by the taking of any land, water, rights of way, or other property, or by excavating through any land for the purpose of surveying, locating, laying or building dams, reservoirs, pipes and aqueducts, and for any other injuries resulting from said acts, and if any person sustaining damage as aforesaid, shall not agree with said corporation upon the sum to be paid therefor, either party, on petition to the County Commissioners of Kennebec County, within twelve months after said plans are filed, may have said damage assessed by them, and subsequent proceedings, and right of appeal thereon, shall be had in the same manner, and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the laying out of highways. Failure to apply for damages

—how ascertained.

within said twelve months shall be held to be a waiver of the same.

SECT. 6. Said corporation is hereby authorized to lay down and maintain in and through the streets and ways of the city and towns aforesaid, all such pipes, aqueducts and fixtures as may be necessary for the purposes hereinbefore specified. Said city and towns are hereby authorized to contract with said corporation for a supply of said water, for fire or other purposes, for a term of years, and at the expiration of said contract, to renew or change the same.

May lay down pipes in public streets.

—contract to supply water.

SECT. 7. The capital stock of said corporation shall not exceed two hundred and fifty thousand dollars. Manufacturing and other corporations doing business in said city or towns, are hereby authorized to subscribe for, and to hold stock of said Gardiner Water Company.

Capital stock.

SECT. 8. The first meeting of said corporation may be called by a written notice thereof, signed by any two corporators herein named, served upon each corporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, seven days, at least, before the time of meeting.

First meeting.

SECT. 9. Said corporation is hereby authorized to issue bonds, not exceeding in amount one-half of its capital stock, the same to be a first lien upon its franchise and property.

Authorized to issue bonds.

SECT. 10. This act shall take effect when approved.

Approved January 31, 1885.

Chapter 371.

An Act to authorize the Eastern Maine Railway Company to reduce the amount of its capital stock.

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

The Eastern Maine Railway Company is hereby authorized to reduce the amount of its capital stock to the sum of two hundred thousand dollars, and to issue new certificates of stock upon that basis in exchange for the present outstanding certificates, *provided*, such reduction be voted for by three-quarters of the stock represented at a stockholders' meeting called for that purpose.

Eastern Maine Railway Co., authorized to reduce capital stock.

Approved January 31, 1885.