

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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1887.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1887.

Chapter 56.

An Act to amend the charter of the Maine Baptist Missionary Convention.

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

Authorized to hold real and personal property.

SECT. 1. The Maine Baptist Missionary Convention is hereby authorized to hold real and personal estate to the amount of two hundred and fifty thousand dollars, for the purposes of its incorporation.

SECT. 2. This act shall take effect when approved.

Approved February 7, 1887.

Chapter 57.

An Act to incorporate the Winter Harbor Water Supply Company.

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

Corporators⁵

SECT. 1. Edward A. Baker, David B. Flint, Charles J. Guptill, Ira B. Foss and Roderick Pendleton, and their associates and successors, are hereby made a corporation by the name of the Winter Harbor Water Supply Company, for the purpose of furnishing the inhabitants of that part of the town of Gouldsboro, in the county of Hancock, in the state of Maine, known as Winter Harbor, and its vicinity, and steam and sailing vessels resorting to Winter Harbor, with water for the extinguishment of fires, for generating steam, and for domestic and other purposes.

Corporate name

Purpose.

May take water from Birch Harbor Pond, etc.

SECT. 2. The said corporation for the purposes aforesaid, may take and hold, by purchase or otherwise, the waters of Birch Harbor Pond in said town of Gouldsboro, and the waters of any ponds, springs or streams, or any other water sources in the town of Gouldsboro, and the waters flowing into said ponds and the effluents from the same and all water rights connected therewith and the water rights connected with any of said springs and streams and water sources, and also all lands, rights of way and easements, necessary for holding and preserving said water, and for conveying the same to any part of said town, and may erect on the land thus taken or held, proper dams, reservoirs, buildings, fixtures and other structures, and may make excavations, procure and operate machin-

—lands, rights of way, etc.

—erect dams.

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ery, and provide such other means and appliances as may be necessary for the establishment and maintenance of complete and effective water works; and may construct and lay down conduits, pipes and other works, under, over any lands, water courses, railroads, or public or private ways, and along any such ways, in such manner as not unnecessarily to obstruct the same; and for the purpose of constructing, maintaining and repairing such conduits, pipes and other works, and for all proper purposes of this act, said corporation may dig up any such lands, and under the direction of the board of selectmen of the town in which ways are situated, may enter upon and dig any such ways in such manner as to cause the least hindrance to public travel on such ways.

—may lay pipes over public and private ways.

SECT. 3. The said corporation shall, within sixty days after the taking of any lands, rights of way, water rights, water sources or easements, as aforesaid, otherwise than by purchase, file and cause to be recorded in the town clerk's office of the town of Gouldsboro, a description of such lands or other property sufficiently accurate for identification with a statement of the purpose for which the same was taken, signed by the president of said corporation.

Shall file plans of location with town clerk.

SECT. 4. The said corporation shall pay all damages sustained by any person or corporation in property by the taking of any land, right of way, water, water source, water right or easement, or by any other thing done by said corporation under the authority of this act. Any person or corporation sustaining damages as aforesaid under this act, who fails to agree with said corporation as to the amount of damages sustained, may have the damages assessed and determined in the manner provided by law when land is taken for the laying out of highways, under the same conditions, restrictions and limitations, as are provided by law in such cases. No application for assessment of damages shall be made for the taking of any water, water right, or injury thereto, until the water is actually drawn or diverted by said corporation under the authority of this act.

Liability for damages.

—how determined in case of disagreement.

Application for damages, when made.

SECT. 5. The said corporation may distribute the water through that part of said town of Gouldsboro, known as Winter Harbor, and its vicinity, and to steam and sailing vessels resorting to Winter Harbor, may regulate the use of said water, and fix and collect rates to be paid for the use of the

May supply water.

—fix rates.

CHAP. 57

—contract to
supply water.

same; and may make such contracts with the said town, or any part or district thereof, or with any individual or corporation, to supply water for the extinguishment of fire or for other purposes, as may be agreed upon by said town, district, individual or corporation, and said corporation.

—hold real
estate.

Capital stock.

SECT. 6. The said corporation may, for the purposes set forth in this act, hold real estate. The capital stock of said corporation shall not exceed fifteen thousand dollars to be divided into shares of fifty dollars each.

—issue bonds
and mortgage
property.

SECT. 7. The said corporation may, when said water works are so far completed as to be ready to distribute water through any part of said Winter Harbor, issue bonds bearing interest at a rate not exceeding six per cent per annum, payable semi-annually, and not exceeding in the whole amount, the sum of ten thousand dollars, and secure the same by a mortgage on its franchise and other property.

Penalty for
corrupting
water or injuring
property.

SECT. 8. Whoever wilfully or wantonly corrupts, pollutes or diverts any of the water taken or held under this act, or the tributaries of them or of any of them, or renders them impure, whether the same be frozen or not, or injures any structure, work or other property owned, held or used by said corporation, under the authority and for the purposes of this act, shall forfeit and pay to said corporation three times the amount of damages assessed therefor, to be recovered in a proper action, and upon conviction of either of the above wilful or wanton acts, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not less than one year.

First meeting,
how called.

SECT. 9. 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 leaving the same at his last usual place of abode, seven days at least before the time of meeting.

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