

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 227.

An Act to incorporate the Pungustuk Water Company.

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

- Corporators.** SECT. 1. Lorenzo L. Shaw, Charles H. Weston, John H. Humphrey, Joseph Y. Hodsdon and E. Dudley Freeman of Yarmouth, and George W. Hammond of Boston, with their associates, successors and assigns, are hereby made a corporation by the name of the Pungustuk Water Company, for the purpose of conveying to and supplying the town of Yarmouth with pure water, for private and public use.
- Corporate name.**
- Purposes.**
- May hold real estate.** SECT. 2. Said corporation may, for said purposes, hold real and personal estate, not exceeding in amount, fifty thousand dollars.
- Authorized to take water.** SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, hold and convey to the town of Yarmouth, and through any part thereof, the water of any river, spring, natural or artificial pond, brook or other water sources in Yarmouth, North Yarmouth, New Gloucester, Pownal and Gray, in the county of Cumberland, and said corporation may take and hold, by purchase or otherwise, any real estate necessary to the preservation and purity of the same, or for forming any dams, or reservoirs to hold the same, and for laying and maintaining aqueducts and pipes for distributing the water so taken and held, and may lay its pipes through any private lands, with the right to enter upon the same and dig therein, for the purpose of making all necessary repairs or service connections, and for the purposes aforesaid may lay its pipes under or over any watercourse, street, railway, highway or other way, in such manuer as not unnecessarily to obstruct the same, and may lay down, in and through the streets and ways of said town of Yarmouth, and take up, replace and repair all such pipes, aqueducts or fixtures as may be necessary for the purposes of their incorporation, under such reasonable restrictions as may be imposed by the selectmen of said town.
- may lay aqueducts, etc.**
- may lay pipes through private lands, under, or over any street, etc., under restrictions imposed by selectmen.**
- Liability for damages.** SECT. 4. Said corporation shall be held liable to pay all damages that may be sustained by any person, by the taking of any land, water or other property, or by flowage, or by excavating through any land for the purpose of laying down pipes and aqueducts, building dams and reservoirs, and also

all damages for any other injuries resulting from said acts, including damages of any kind to any water power or privilege by reason of the diversion of the water of any lake, pond, spring or stream, and if any person sustaining damage as aforesaid and said corporation, cannot mutually agree upon the sum to be paid therefor, such person may cause his damage to be ascertained in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the location of railways; provided, that any person suffering annual damage by reason of flowage, or by diversion of the water of any lake, pond, spring or stream, may at his option, have his damages ascertained and allowed in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in chapter ninety-two, revised statutes of Maine, in the case of the flowage of lands and the diversion of water for the supply of mills.

—how ascertained.

Annual damages for flowage, how ascertained.

SECT. 5. Said corporation is hereby authorized to make contracts with said town of Yarmouth, and with corporations and individuals in said town, for the purpose of supplying water as contemplated by said act, and said town of Yarmouth, by its selectmen, is hereby authorized to enter into contracts with said company for the supply of water for any and all purposes mentioned in this act, including the extinguishment of fire, and for such exemptions from public burden as said town and said company may agree, which, when made, shall be legal and binding upon all parties thereto.

May contract to supply water.

Town may contract for water and exempt from taxation.

SECT. 6. Any person who shall wilfully or maliciously corrupt the waters of any of the sources of supply, or reservoirs of said corporation, or render them impure, or who shall wilfully destroy or injure any dam, reservoir, aqueduct or pipe, hydrant or other property held or owned by said corporation for the purposes of this act, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not less than one year, and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

Penalty for corrupting water or injuring property.

SECT. 7. The capital stock of said corporation shall be twenty-five thousand dollars, which may be increased to fifty thousand dollars by a vote of said corporation, and said stock shall be divided into shares of fifty dollars each.

Capital stock.

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May issue bonds
and mortgage
property.

SECT. 8. Said corporation may issue its bonds for the construction of its works upon such rates and times as it may deem expedient, not exceeding twenty-five thousand dollars, and secure the same by a mortgage of the franchise and property of said company.

First meeting,
how called.

SECT. 9. The first meeting of said corporation may be called by a written notice thereof, signed by any three 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 before the time of meeting.

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

Approved March 10, 1887.

Chapter 228.

An Act to incorporate the Rocomeka Trust and Banking Company.

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

Corporators.

SECT. 1. George C. Wing, Francis M. Jordan, Charles H. Gilbert, Herbert J. Deshon, George T. Piper, Rufus Prince, Alvin Record, Seth M. Carter, William S. Young, Marshall C. Percival, E. A. Gammon, Samuel F. Merrill, Albert R. Savage and L. Linn Small, or such of them as may by vote accept this charter, with their associates, successors and assigns, are hereby made a body corporate and politic, to be

Corporate name.

Powers and
privileges.

known as Rocomeka Trust and Banking Company and as such shall be possessed of all the powers, privileges and immunities, and subject to all the duties and obligations conferred on corporations by law, except as otherwise provided herein.

Location.

SECT. 2. The corporation hereby created shall be located at Lewiston or Auburn, Androscoggin county, Maine.

Purposes.

SECT. 3. The purposes of said corporation and the business which it may perform, are: first, to receive on deposit, money, coin, bank notes, evidences of debt, accounts of individuals, companies, corporations, municipalities and states, allowing interest thereon, if agreed, or as the by-laws of said corporation may provide; second, to borrow money; to loan money on credits or real estate or personal security, and to