

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 279.

An Act to change the name of the town of West Pittston.

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

Name of town,
changed.

SECT. 1. The name of the town of West Pittston is hereby changed, and shall hereafter be known as the town of Randolph.

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

Approved March 17, 1887.

Chapter 280.

An Act to incorporate the Bowdoinham Water Company.

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

Corporators.

SECT. 1. R. W. Carr, J. P. Rideout, S. W. Carr, T. J. Crocker, G. F. Blake, J. B. Pratt, George L. Hinkly, A. H. Cheney, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Bowdoinham Water Company, for the purpose of supplying the village of Bowdoinham, in the county of Sagadahoc, and the inhabitants of said village with pure water, for industrial, manufacturing, domestic, sanitary and municipal purposes, including extinguishment of fires.

Corporate name.
—purpose.

Authorized to
take water.

SECT. 2. Said company, for said purposes, may detain, collect, take, store, use and distribute water from the spring on Skelton farm, known as the Abram Preble farm, or any other water source or sources.

Authorized to
lay pipes in
highway, etc.

SECT. 3. Said company is hereby authorized to lay, construct and maintain in, under, through, along and across the highway, ways, streets, railroads and bridges in said village, and to take up, replace and repair all such sluices, aqueducts, pipes, hydrants and structures as may be necessary for the purposes of their incorporation, under such reasonable restrictions and conditions as the selectmen may impose. And said company shall be responsible for all damages to all corporations, persons and property occasioned by the use of such highway, ways and streets, and shall further be liable to pay

—liable for dam-
ages by use of
highways.

to said village, all sums recovered against said village, for damages from obstructions caused by said company, and for all expenses, including reasonable counsel fees, incurred in defending such suits, with interest on the same.

SECT. 4. Said company shall have power to cross any water course, private or public sewer, or to change the direction thereof when necessary for the purpose of their incorporation, but in such manner as not to obstruct or impair the use thereof, and said company shall be liable for any injury caused thereby. Whenever said company shall lay down any fixture in any highway, way or street, or make any alterations or repairs upon its works in any highway, way or streets, it shall cause the same to be done with as little obstruction to public travel as may be practicable, and shall, at its own expense, without unnecessary delay, cause the earth and pavements thus removed by it, to be replaced in proper condition.

May cross private or public sewers.

SECT. 5. Said company is hereby authorized to lay, construct and maintain its pipes under the highway, ways and streets, and to build and maintain all necessary structures therefor.

May lay pipes under streets, etc.

SECT. 6. Said company may take and hold any lands necessary for reservoirs, hydrants, and other necessary structures, and may locate, lay and maintain pipes, hydrants, and other necessary structures or fixtures in, over and through any land for its purposes, and excavate in and through such lands for such locations, 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 Sagadahoc, plans of such locations and lands, showing the property taken, and within thirty days thereafter, publish notice of such filing 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 one line of pipe or aqueduct, and not one acre by any one reservoir.

May take land.

—shall file plans of location in registry of deeds.

SECT. 7. Should the said company and the owner of such land, be unable to agree upon the damages to be paid for such location, taking, holding and construction, the land owner may, within twelve months after said filing of plans of location, apply to the commissioners of said county of Sagadahoc, and cause such damages to be assessed in the same manner

Damages, how assessed.

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and under the same conditions, restrictions, and limitations as are by law prescribed in the case of damages by the laying out of highways, so far as such law is consistent with the provisions of this act; if said company shall fail to pay such land owner, or deposit for his use with the clerk of the courts of the county, the said location shall be thereby invalid, and said company forfeit all rights under the same, as against such land owner. Said company may make a tender to any land owner damaged under the provisions of this act, and if such land owner recovers more damages than were tendered him by said company, he shall recover costs, otherwise said 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 said county commissioners, in sum and with such sureties as they approve, conditioned for said payment or deposit. No action shall be brought against said company for such taking, holding, and occupation, until after such failure to pay or deposit as aforesaid.

May make contracts to supply water.

SECT. 8. Said corporation is hereby authorized to make contracts with the United States and with corporations, and inhabitants of said village of Bowdoinham for the purpose of supplying water as contemplated by this act. And said village of Bowdoinham is hereby authorized by its selectmen to enter into contract with said company, for a supply of water for any and all purposes mentioned in this act, and for such exemption from public burden as said village and said company may agree, which, when made, shall be legal and binding upon all parties thereto.

—village may contract for water.

Penalty for corrupting water or injuring works.

SECT. 9. Whoever shall wilfully or maliciously corrupt the water of said company whether frozen or not, or in any way render such water impure, or whoever shall wilfully or maliciously injure any of the works of said company, shall be punished by fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall be liable to said company for three times the actual damage, to be recovered in any proper action.

Capital stock.

SECT. 10. The capital stock of said company shall be twenty-five thousand dollars, which may be increased to fifty thousand dollars by a vote of said company, and said stock shall be divided into shares of fifty dollars each.

SECT. 11. Said company for all of its said purposes, may hold real and personal estate necessary and convenient therefor, not exceeding in amount one hundred thousand dollars.

May hold real estate.

SECT. 12. Said company may issue its bonds for the construction of its works of any and all kinds, upon such rates and time as it may deem expedient, not exceeding the sum of one hundred thousand dollars, and secure the same by mortgage of the franchise and property of said company.

May issue bonds and mortgage property.

SECT. 13. The first meeting of said company 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 usual place of abode, seven days before the time of meeting.

First meeting, how called.

SECT. 14. This act shall take effect when approved.

Approved March 17, 1887.

Chapter 281.

An Act to incorporate the Maine Mortgage Loan and Investment Company.

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

SECT. 1. W. W. Bolster, R. K. Benner, Arthur B. Latham, E. P. Wentworth, James Munroe, Charles A. Munroe, Albert T. Gamble and Nathaniel S. Crew, their associates and successors, are hereby constituted a corporation by the name of the Maine Mortgage Loan Company, and as such corporation, shall be empowered to loan money on mortgages of real and personal property and to negotiate the same, and to discount negotiable promissory notes, and to purchase and sell real estate, and shall have such powers and privileges, and be subject to such duties and liabilities, consistent with the objects of said corporation, as are provided and prescribed for general corporations, by the laws of the state. Said corporation to be located at Lewiston or Auburn in the county of Androscoggin.

Corporators.

Corporate name.

—purposes.

—location.

SECT. 2. The capital stock of said corporation shall be one hundred thousand dollars, with the right to increase the same at any time, by vote of a majority of its shareholders, to five hundred thousand dollars, to be divided into shares of one

Capital stock.