

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1887.

ACTS AND RESOLVES

OF THE

SIXTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE.

1889.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA:
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1889.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1889.

Chapter 415.

An Act to authorize the Dexter and Newport Railroad Company to extend the lease of its Railroad.

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

SECT. 1. The contract dated the thirteenth day of December, in the year of our Lord eighteen hundred and eighty-eight, for the extension of the lease of the Dexter and Newport Railroad to the Maine Central Railroad Company, authorized by chapter three hundred and forty-seven of the special laws of eighteen hundred and sixty-four, is hereby authorized.

Lease of D. & N. railroad. authorized.

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

Approved February 19, 1889.

Chapter 416.

An Act to incorporate the Oakland Water Company.

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

SECT. 1. George H. Bryant, Frank E. Dustin, W. T. Haines and Luther H. Soper, their associates, successors and assigns, are hereby created a body corporate by the name of the Oakland Water Company, for the purpose of supplying the town of Oakland, in the county of Kennebec, and the inhabitants thereof, with water, for industrial, manufacturing, domestic, sanitary and municipal purposes, including the extinguishment of fires and the sprinkling of streets.

Corporators.

—corporate name.

—purposes.

SECT. 2. Said corporation may take and hold by lease or purchase, real or personal estate necessary and convenient for the purposes aforesaid, not exceeding one hundred thousand dollars.

May take real estate.

SECT. 3. Said corporation is hereby authorized to take, collect, detain and use, store and distribute water from Snow pond or Messalonskee stream, so called, flowing from said pond in the town of Oakland, and may locate, construct and maintain dams, cribs, standpipes, reservoirs, locks, gates, sluices, aqueducts, pipes, hydrants and other necessary structures for the proper accumulation, conducting, discharging, distributing and disposing of the water for the purposes herein mentioned.

Authorized to take water.

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Authorized to lay pipes over any way.

SECT. 4. Said corporation is hereby authorized to carry and lay its pipes or aqueducts under or over any water course, bridge, street, railroad, highway or other way, and to enter upon and excavate any highway or other way when necessary therefor, in such a manner as least to obstruct the same, and to enter, pass over and excavate any land, and to take and hold by purchase or otherwise, any real estate, right of way or of water, and in general to do any acts necessary, convenient or proper for carrying out any of the purposes herein specified. And said corporation is also authorized to lay its pipes or aqueducts over, across or under said Messalonskee stream, and to erect and maintain suitable structures necessary therefor.

Liability for all damages.

SECT. 5. Said corporation shall be held liable to pay all damages that shall be sustained by any person or corporation by the taking of any land, water or other property, or by excavating through any land for the purpose of laying down pipes and aqueducts or building any reservoir, stand pipe, or other structures herein authorized to be built, and also damages for any injury resulting from said acts. And if any person sustaining damages as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, such damages may be ascertained in the same manner and under the same conditions and restrictions and limitations as are by law prescribed in the case of damages by the laying out of railroads.

—how ascertained.

Capital stock.

SECT. 6. The capital stock of said corporation shall not exceed one hundred thousand dollars, and shall be divided into shares of one hundred dollars each, and any manufacturing corporation doing business in said Oakland, is hereby authorized to subscribe for and to hold stock in said Oakland Water Company. Said corporation is hereby authorized to contract with any corporation in said town to furnish power and other conveniences to carry out the purpose of this corporation. And said corporation is hereby authorized to purchase and hold the franchise and property of the Oakland Electric Light Company and to carry on the business of said electric light company.

May contract to supply power.

Authorized to take up pipes, etc., in streets.

SECT. 7. Said corporation is hereby authorized to take up, replace and repair all such pipes, aqueducts or other fixtures as may be laid in or through its streets or ways necessary for the purpose of its incorporation, all to be done in a proper and

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suitable manner, and with as little inconvenience to the public as possible; and said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways for the purposes of its incorporation. Failure however, to apply for damages as aforesaid within one year from the time such damages shall be sustained, shall be held to be a waiver of the same.

—responsible for damages.

SECT. 8. Said corporation is hereby authorized to make contracts with the United States and with the town of Oakland and with other corporations and persons for the purpose of supplying water as contemplated by this act. And said town of Oakland by its selectmen, is hereby authorized to sign and execute any contract that may be entered into by the inhabitants of said town at any town meeting legally called for that purpose, for a term of years with said company for a supply of water for fire and other municipal purposes to said town, including the exemption or remission of taxes upon any real estate, fixtures, franchise and plant of said corporation as a part of the consideration of said contract.

Authorized to contract to supply water.

—town may contract for water, and exempt from taxation.

SECT. 9. Any person who shall wilfully injure any of the property of said corporation, or who shall knowingly corrupt the waters of said Snow pond or Messalonskee stream, in any manner whatever, or render them impure, whether the same be frozen or not, or who shall wilfully destroy or injure any dam, reservoir, aqueduct, 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 a thousand dollars, or by imprisonment not exceeding one year, and shall be liable to said corporation for double the actual damages done, to be recovered in any proper action.

Penalty for injuring property, or corrupting water.

SECT. 10. Said corporation may issue its bonds for the construction of its works, and purchase said Oakland electric light plant for such rates and times as it may be expedient, not to exceed the amount of capital stock, and secure the same by mortgage upon its franchise and property of said corporation, including said electric light plant, in case the same shall be purchased by said corporation.

May issue bonds, and mortgage property.

SECT. 11. In case any person injured by the taking of any land or other property for any of the purposes named herein and said corporation are unable to agree upon the amount of damage to be paid for said injury, said company may make a tender to any such person of any sum for such

Damages, how ascertained, in case of disagreement.

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damages, and if such person recovers more damages than were tendered to him by said company, he shall recover costs, otherwise said company shall recover costs against said person.

First meeting,
how called.

SECT. 12. The first meeting of said company may be called by a written notice thereof signed by any other incorporator, served upon each incorporator by giving in hand or leaving the same at his last and usual place of abode seven days before the time of the meeting, and said first meeting shall be called and held in the said town of Oakland.

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

Approved February 19, 1889.

Chapter 417.

An Act to incorporate the Rockland Trust Company.

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

Corporators.

SECT. 1. C. E. Bush, of Orwell, Vermont, Fred E. Richards, of Camden, Maine, Sidney M. Bird, Charles H. Berry, Frank C. Knight, William W. Case, William T. Cobb, William S. White, Edward A. Butler, Albert C. Gay, Gardner L. Farrand, Fred R. Spear, Nathan F. Cobb and Amos F. Crockett, all of Rockland, Maine, their associates and successors, are hereby created a corporation by the name of the Rockland Trust Company, to be located at Rockland, Knox county, Maine. 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 and municipalities, allowing interest thereon if agreed, or as the by-laws of said corporation may provide; second, to borrow money, loan money on credits or real estate or personal security, and to negotiate loans and sales for others; to guarantee the payment of the principal and interest of all obligations secured by mortgages of real estate, running to said Rockland Trust Company; to issue its own bonds or obligations, based upon real or personal property conveyed to it, in trust, to secure the payment of such bonds or obligations and the interest thereon; third, to hold for safe keeping, all kinds of personal or mixed property, and to act as agent for the owners thereof,

Corporate
name.

—purposes.