

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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

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AUGUSTA:  
BURLEIGH & FLYNT, PRINTERS TO THE STATE.  
1891.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

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**Chapter 225.**

An Act concerning boorage rights in Webb's River.

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

Frank Stanley et als., authorized to build piers and booms in Webb's river.

SECT. 1. Frank Stanley, Henry O. Stanley, John S. Harlow, John F. Stanley and Charles A. Wilson, their associates, successors and assigns are hereby authorized and empowered to locate, build and maintain, in Webb's river between the village dam in Dixfield and Mexico on said river and the Staples bridge, so called, in the town of Carthage, piers, booms and side booms for the purpose of booming and holding logs, pulp wood and other lumber. Said piers and side booms shall be so located as not to interfere with the free passage of other lumber passing down said river; and in case a sheer boom is constructed and maintained it shall be so used as not to interfere with the passage of logs and other lumber.

—purpose.

—shall not interfere with free passage of lumber.

May take lands.

SECT. 2. The parties named in the first section of this act, their associates, successors and assigns may take such lands as may be necessary for the erection and maintenance of said piers and booms, and for connecting the same with the shores, and may with their agents and teams, pass and repass over said shores and to and from them, over the lands of other persons, for the purposes aforesaid and for the managing said booms, making compensation therefor as is provided in the case of damages for lands taken in laying out highways.

—damages, how assessed.

Approved March 13, 1891.

**Chapter 226.**

An Act to incorporate the Orono Water Company.

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

Corporators.

SECT. 1. Albert White, A. F. Lewis, E. N. Mayo and George F. Lunt, with their associates, successors and assigns, are hereby incorporated a body politic by the name of the Orono Water Company, for the purpose of supplying the town of Orono, or any part thereof, with pure water for domestic, manufacturing, private and public uses.

—corporate name.

—purposes.

SECT. 2. Said corporation may for said purposes, hold real and personal estate as may be necessary for the purposes of said corporation.

May hold real and personal estate.

SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to make the necessary surveys, to take, hold and convey to the town of Orono, and through any part thereof, the water of any river, spring, natural or artificial pond, brook or other water sources in said town in the county of Penobscot; and said corporation may take and hold by purchase or otherwise, any real estate necessary for the preservation and purity of the same, and for laying and maintaining aqueducts and pipes for distributing the water so taken and held; and may lay its water 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 water course, street, railroad, highway or other way in such a manner as not unnecessarily to obstruct the same; and may lay down in, and through the streets and ways in said town of Orono, and to take up, replace and repair all such pipes, aqueducts or fixtures as may be necessary for the purpose of their incorporation, under such reasonable restrictions as the selectmen of said town may impose; and said corporation shall be responsible for all damages to persons or property occasioned by the use of such streets and ways, and shall pay to said town all sums recovered against said town, for damages from obstruction caused by said corporation, and for all expenses, including reasonable counsel fees incurred in defending such suits, with interest on the same.

May take the water of any river, etc.

—may take real estate.

—may lay pipes through private land and public highways, etc.

—shall be responsible for damages by use of streets.

SECT. 4. Said corporation shall pay all damages that shall be sustained by any persons, by taking of any land 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 damages for any other injuries resulting from said acts; and if any person sustains damages as aforesaid, and the amount thereof cannot be mutually agreed upon, such person may cause his damage to be assessed 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.

Damages, how assessed in case of disagreement.

SECT. 5. Said corporation may make contracts with the State College of Agriculture, the state of Maine, the county

May make contracts to supply water.

## CHAP. 226

of Penobscot, the towns through which the pipes of the company may be located, or with the corporations and individuals of said towns for supplying water, as contemplated in this act, and said corporation may establish and fix from time to time, rates for the use of said water and collect the same; and the town of Orono, by majority vote of its selectmen, is hereby authorized to contract for a supply of water for the extinguishment of fire or other purposes, for a term of years with said corporation, provided, the contract be assented to by said town, by a majority vote of the voters present and voting thereon at any annual meeting or at a legal meeting called for that purpose.

—town, may contract for supply of water.

Capital stock.

SECT. 6. The capital stock of this corporation shall be thirty thousand dollars, and shall be divided into shares of one hundred dollars each. Said capital may be increased by a vote of this corporation.

May issue bonds and mortgage property.

SECT. 7. Said corporation may issue bonds for the construction of its works upon such rates and time as it may deem expedient, and secure the same by mortgage on the franchise and property of said corporation.

Penalty, for injuring property or corrupting water.

SECT. 8. Any person who shall willfully injure any of the property of said corporation, or knowingly corrupt the source of its water supply, or of any of its tributaries, or in any manner defile them, or divert any of the water, whether the same be frozen or not, shall forfeit and pay to said company three times the amount of actual damages sustained, to be recovered in an action of tort; and on conviction of either of the willful acts aforesaid, shall be punished by a fine not exceeding one thousand dollars or by imprisonment not exceeding one year.

If works are not in operation within three years, town shall succeed to rights.

SECT. 9. If said corporation shall not be organized and its works put in actual operation within three years of the approval of this act, the town of Orono shall succeed to all the rights and privileges herein granted.

First meeting, how called.

SECT. 10. The first meeting of said corporation may be called by a notice signed by any two of the corporators, posted for five days before the day fixed for such meeting, in the post office in the town of Orono.

May contract with any other corporation to supply water.

SECT. 11. This corporation may contract with any other corporation of similar purposes, to supply or be supplied with water.

SECT. 12. Chapter one hundred eighty-five of the private and special laws of eighteen hundred and eighty-seven is hereby repealed.

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Ch. 185, Private Laws, 1887, repealed.

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

Approved March 13, 1891.

### Chapter 227.

An Act to incorporate the Kennebago Improvement Company.

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

SECT. 1. William W. Brown, James W. Parker, Herbert J. Brown and Thomas Edwards, their associates and successors, are hereby incorporated into a company under the name of the Kennebago Improvement Company, with all the rights, powers and privileges, and subject to the liabilities of similar corporations.

Corporators.

—corporate name.

SECT. 2. The capital stock of said corporation shall be fifteen thousand dollars.

Capital stock.

SECT. 3. Each owner of pine, spruce or cedar lands on the Kennebago river and its branches, and so located that the lumber therefrom would naturally be driven down said river, may take an amount of stock in said company which shall be in proportion to the number of acres of land owned by him on said waters, and for which said river would be the natural outlet for floating the lumber, and share in the benefits of this charter equally and fairly with other land owners upon said waters.

Owners of land on Kennebago, may take stock.

SECT. 4. Said corporation is hereby authorized to enter upon said river at any place from the head waters thereof to the south line of section twenty-nine, in township four, range three, and to construct and maintain dams, side dams, booms, side booms, sluices, and all other improvements which will facilitate the transportation of logs and lumber down said river, including the blasting and removal of logs, rocks, ledges and other obstacles to log driving upon said waters; to build all necessary piers on said river or upon any lake through which the same passes; and to enter upon and take such land and material on the banks of said river and

Authorized to build dams, etc., and remove obstructions.

—build piers, take and flow land.