

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SIXTY-FIFTH LEGISLATURE

OF THE

STATE OF MAINE.

1891.

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.
1891.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1891.

tions, and the said corporation may agree upon, which when made shall be legal and binding upon all parties thereto.

SECT. 10. Whoever shall knowingly or maliciously corrupt the water supply of the said corporation, whether frozen or not, or in any way render such water impure, or whoever shall willfully or maliciously injure any of the works of the said corporation, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall be liable to the said corporation for three times the actual damage, to be recovered in any proper action.

Penalty, for corrupting water or injuring works.

SECT. 11. The capital stock of the said corporation shall be one hundred and fifty thousand dollars, which may be increased to any sum not exceeding three hundred thousand dollars, by a majority vote of the stockholders of the said corporation; and the said stock shall be divided into shares of one hundred dollars each.

Capital stock.

SECT. 12. The said corporation, for all its said purposes, may hold real and personal estate necessary and convenient therefor, not exceeding three hundred thousand dollars.

May hold real estate.

SECT. 13. The said corporation 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, to an amount not exceeding its capital stock, and secure the same by mortgage of its franchise and property.

May issue bonds and mortgage property.

SECT. 14. The first meeting of the corporation shall be called by a written notice therefor, signed by S. T. Fuller, Frank M. Ross, or any corporator named herein, served upon each corporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, at least seven days before the time of meeting.

First meeting, how called.

SECT. 15. This act shall take effect when approved.

Approved March 10, 1891.

Chapter 255.

An Act to incorporate the Douglas Dam Water Power Company.

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

SECT. 1. Robert Dobson, William Dobson, Gordon Dobson, A. P. McMaster, Dennison Walker, J. W. Manson, E. C.

Corporators.

CHAP. 255

Bryant, F. W. Hovey, N. L. Perkins, A. H. Cornforth, J. C. Conner, James F. Conner, W. R. Hunnewell, C. E. Vickery, their associates and successors, are hereby constituted a body corporate by the name of the Douglas Dam Water Power Company, for manufacturing and other purposes, with all the rights and privileges and subject to all the liabilities and obligations of similar corporations under the laws of this state.

—corporate name.

Authorized to construct a dam across Sebasticook river.

SECT. 2. Said company is hereby authorized to locate, construct, maintain, repair and extend a dam across the Sebasticook river, with necessary side dams and canals appurtenant thereto, at a point at or near the Douglas Ledges, so called, in the town of Pittsfield, provided, that a suitable sluice shall be constructed and maintained in said dam by said company for the passage of rafts, logs and lumber.

—proviso.

May contract to supply water or power.

SECT. 3. Said company is authorized to make contracts with any duly incorporated water company or electric light and power company for the supply either of water or power; may establish written regulations for the supply of the same, and may sell or lease any power not used by it on the dam aforesaid.

May take land.

SECT. 4. For the purpose of constructing and maintaining said dam, side dams and canals, said company is authorized to enter upon any land for the purpose of making necessary preliminary surveys and setting marks and monuments therefor, and to take and hold by purchase or otherwise any real estate, rights of way or of water, and may also take and occupy any land necessary for the construction and maintenance of a road to the east end of said dam from the highway in Pittsfield leading to Palmyra.

Shall file plans of location in registry of deeds in Somerset county.

SECT. 5. Said company shall file in the registry of deeds in the county of Somerset, plans of the location of all land and rights of way taken under the provisions of this act and no entry shall be made on any lands except to make surveys as aforesaid, until the expiration of ten days from said filing; and with such plan, the said company may file a statement of the damages it is ready to pay to any person for any property so taken and if the amount finally awarded does not exceed that sum, the company shall recover costs against such person, otherwise such person shall recover costs against the company.

LIABLE FOR ALL DAMAGES.

SECT. 6. Said corporation shall be held liable to pay all damages that shall be sustained by any persons or corpora-

tions by the taking of any lands, rights of way or of water or other property as aforesaid, and if such person or corporation sustaining damage as aforesaid shall not agree with said company upon the sum to be paid therefor, either party on petition to the county commissioners of Somerset county within twelve months after said plans are filed may have said damage assessed by them and subsequent proceedings and right of appeal thereon shall be had 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. Failure to apply for damages within said twelve months shall be held to be a waiver of the same. For all damages occasioned by flowage, said corporation shall not be liable to an action at common law, but the person injured may have a remedy by complaint for flowage, in which the same proceedings shall be had as in a complaint for flowage under the mill acts of this state.

—how
ascertained in
case of
disagreement.

SECT. 7. The capital stock of the company shall be such amount not exceeding fifty thousand dollars, as may be fixed by the by-laws.

Capital stock.

SECT. 8. For the purpose of raising funds to be used in the construction and maintenance of its works, and to carry out the purposes for which it was created, said company is hereby authorized to issue its bonds to an amount not exceeding thirty thousand dollars and of such date and denomination, and payable at such times as the said company may determine, and to secure said bonds both principal and interest by a mortgage upon all its property, both real and personal, and also upon the franchise of the corporation.

May issue bonds
and mortgage
property.

SECT. 9. Any five of the corporators named in this act may call the first meeting of the corporation, by publishing notice thereof in the Pittsfield Daily Advertiser at least seven days prior thereto.

First meeting,
how called.

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