

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

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1893.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1893.

CHAP. 556

Chapter 556.

An Act to amend the Charter of the Lisbon Falls Water Company, and to change its name to the Lisbon Water Company.

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

Ch. 151 Special
Laws, 1891,
amended.

SECT. 1. Chapter one hundred and fifty-four of the private and special laws of eighteen hundred and ninety-one, entitled "An Act to incorporate the Lisbon Falls Water Company," is hereby amended, so that it shall read as follows :

Corporators.

SECT. 1. Edward Plummer, Samuel Sylvester, F. C. Whitehouse, O. S. White, George A. Pettengill, George W. Curtis, J. H. Brewster, William Parkin, J. H. Coombs, John Merriman, D. Fessenden, Harris Ginsburg, H. E. Plummer, W. E. Plummer, W. H. Newell, with their associates, successors and assigns, are hereby made a corporation by the name of the Lisbon Water Company, for the purpose of conveying to and supplying the village of Lisbon Falls, in Lisbon, or any other village or villages in Lisbon, in the county of Androscoggin, and state of Maine, with pure water for domestic, sanitary and municipal purposes, including the extinguishment of fires; with all the rights, privileges, immunities, duties and obligations incident to similar corporations.

Corporate name

--purpos s.

May hold real
and personal
estate not ex-
ceeding \$50,000.

SECT. 2. Said corporation for said purposes may hold real and personal estate necessary and convenient therefor, to an amount not exceeding fifty thousand dollars.

May take water.

SECT. 3. Said corporation is hereby authorized for the purposes aforesaid, to take, collect, store, flow, use, detain, distribute and convey to the town of Lisbon aforesaid, or any village or villages therein, water from any stream, lake, pond, or springs situated in the town of Bowdoin, Webster, Lisbon, Durham, or from Sabattus pond, in the state of Maine, and it is also authorized to locate, construct and maintain dams, reservoirs, locks, gates, sluices, aqueducts, pipes, conduits, stand pipes, hydrants, and all the necessary structures therefor; and said corporation may take as for public purposes, by purchase, or in any other lawful way, and hold any lands or real estate necessary therefor, and may excavate through any lands when necessary for the purposes of this corporation. It may enter upon such lands to make surveys and locations and shall file in the registry of deeds for

--construct
dams, etc.

--may take
land.

CHAP. 556

the county of Androscoggin, plans and a description of such locations and lands taken, or in which an easement is taken under the provisions of this act, and a statement of the purposes for which lands and easements are taken, and such plans and description shall be recorded by the register: and such lands or easements shall be deemed to be taken on the filing of such certificate, but such corporation shall not enter on such lands until the expiration of twenty days from such filing.

—file plan of location in register of deeds, Androscoggin county.

SECT. 4. Said corporation shall be liable to pay all damages that shall be sustained by any person by the taking of any land or other property, or by flowage, or by excavation through any land for the purpose of laying down pipes and aqueducts, building dams and reservoirs; and if any person sustaining damages as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, then such person may cause his damages to be ascertained in the same manner and under the conditions, restrictions and limitations as are by law prescribed in the case of damages by laying out of railroads.

Liable for all damages.

—damages how ascertained in case of disagreement.

SECT. 5. Application shall be made by the land owner to the commissioners of the county of Androscoggin, at any time within a period of three years from the taking of such land or other property, or the doing of other injury under the authority of this act; but if no application is made within three years as aforesaid, the party claiming to have suffered damage shall be deemed to have waived his claim therefor. The said corporation 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 the said corporation, he shall recover costs, otherwise the said corporation shall recover costs.

If owner of land does not apply for payment within three years, he shall be deemed to have waived claim.

SECT. 6. The capital stock of said corporation shall be fifty thousand dollars, which may be increased to seventy-five thousand dollars by vote of said corporation at a legal meeting, and said stock shall be divided into shares of one hundred dollars each.

Capital stock.

SECT. 7. Said corporation is hereby authorized to lay down, in and through the streets and ways of said town of Lisbon and any village or villages therein, and to take up, replace and repair all such pipes, aqueducts and fixtures as may be necessary for the purposes of its incorporation under such

Authorized to lay down, in and through streets.

CHAP. 556

—responsible
for damage to
streets.

reasonable restrictions as may be imposed by the selectmen of said town of Lisbon. Said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways, and shall be liable to pay to said town all sums recovered against said town for damages from obstructions caused by said corporation, including reasonable legal expenses thereby incurred.

May contract to
supply water.

SECT. 8. Said corporation is hereby authorized to make contracts with said town of Lisbon, or any village corporation now existing or hereafter created in said town of Lisbon and with other corporations and persons for the purpose of supplying water as contemplated under this act; and said town of Lisbon and any such village corporation, by their proper officers are hereby authorized to enter into contracts with this corporation for the supply of water for public purposes; and for such exemption from public burden as said town and this corporation may mutually agree upon, which, when made, shall be legal and binding upon all parties thereto.

Town may con-
tract for water,
and exempt
from taxation.

May cross any
public or private
sewer.

SECT. 9. Said corporation shall have power to cross any water course, railways or private ways, private or public sewers, or change the direction of such sewers when necessary for the purposes of its incorporation, but in such manner as not to obstruct or impair the use thereof; and said corporation shall be liable for any injury caused thereby. Whenever the said corporation shall lay down any pipe in any street, 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 cause the earth and pavements removed by it to be replaced in proper condition.

—shall not ob-
struct public
travel.

May issue bonds
and mortgage
property.

SECT. 10. Said corporation may issue its bonds for the construction of its works upon such rates and times as it may deem expedient, not exceeding in the aggregate seventy-five thousand dollars, and may secure the same by mortgage of the franchises and the property of said corporation.

First meeting,
how called.

SECT. 11. The first meeting of said corporation may be called by written notice thereof, signed by any three of the corporators, by mailing the same to each corporator at his usual place of abode, postage prepaid at least ten days before the time of said meeting.

Act shall be
void, if business
is not commenced
within two
years.

SECT. 2. This act shall become null and void in two years from the day of the approval thereof, unless said corporation

shall have organized and commenced actual business under this charter. CHAP. 557

SECT. 3. This act shall take effect when approved.

Approved March 24, 1893.

Chapter 557.

An Act to incorporate the Home for Aged Men in Bangor,

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

SECT. 1. Joseph S. Wheelwright, Lysander Strickland, James S. Rowe, Flavius O. Beal, Franklin A. Wilson, Arhad Thompson, Samuel B. Morrison, George Varney, Henry McLaughlin, Jeremiah Fenno, William Engel, Frank W. Goodwin, Simon P. Bradbury, Elmathan F. Duren and Thomas W. Vose, their associates and successors, are hereby incorporated by the name of the Home for Aged Men in Bangor, for the purpose of providing a home for aged men, upon the same general principles and with similar objects as those pertaining to the Home for Aged Women in said Bangor.

Corporators.

Corporate name.

SECT. 2. Under the above name, said corporation may sue and be sued, take by purchase, devise, or otherwise, real and personal property and hold the same for the purposes expressed in section one, to an amount not exceeding one hundred thousand dollars, and manage and dispose of the same for the purposes aforesaid; and shall possess all the rights, privileges and immunities, which belong to corporations created for charitable objects, under the laws of this state.

Powers and privileges.

SECT. 3. Said corporation may elect such officers as it deems necessary, appoint a board of management for any home established under this act, prescribe regulations for the admission and discharge of persons, as inmates at said home, adopt all needed rules and by-laws, and do all other acts necessary or expedient for the establishment and management of said home, not inconsistent with the laws of this state or of the United States.

May elect officers and adopt by-laws.

SECT. 4. The first meeting of the corporation for the purpose of organization, may be called by any one of the above named corporators, by publication of a notice of the

First meeting, how called.