

# 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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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE.

1893.

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of nature or art, under the common seal of the association, and acknowledged by its president, or in any way so dispose of its possessions as to promote pharmaceutical education, and the mutual advancement of its members, and the elevation of the art and business of the pharmacist in the community.

Officers, shall hold office until others are chosen.

SECT. 6. If the annual election for officers of the association and members of the board of trustees for any cause shall not be held on the day before mentioned, the said corporation shall not be thereby dissolved, but the officers and trustees shall continue in office until a new election.

Shall be subject to general laws of state.

SECT. 7. The corporation hereby created, shall be subject to the provisions, and possess the general powers specified in reference to kindred and educational societies in the revised statutes of the state of Maine; and the legislature may at any time modify, alter or repeal this act.

Approved March 28, 1891.

### Chapter 584.

An Act to incorporate the Newport Water Company.

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

Corporators.

SECT. 1. A. I. Harvey, C. H. Morrill, H. M. Wardwell, F. A. Jones, H. H. Patten, and such persons as they may associate with themselves in the enterprise, are hereby incorporated into a corporation by the name of the Newport Water Company, for the purpose of supplying Newport village in the town of Newport, in Penobscot county, and the vicinity of said village, with pure water for domestic, sanitary and municipal purposes.

—corporate name

May take water.

SECT. 2. Said company for said purposes may detain, take, store and distribute water from the Pillsbury or Nason pond, so called, situated partly in the town of Newport, in the county of Penobscot, and partly in the town of Palmyra, in the county of Somerset, and from any streams flowing out of the same, and may locate, construct and maintain dams, reservoirs, sluices, aqueducts and pipes therefor. Such aqueducts and pipes may be located and constructed along and across any highway or town way in said towns of New-

—may locate along any highway.

port and Palmyra, in such manner as the municipal officers of said towns may approve.

SECT. 3. Said company may occupy any lands necessary for its dams, reservoirs and other necessary buildings, and may locate and lay and maintain pipes in and through any lands for said purposes, and excavate in and through such lands for such location, construction and maintenance. It may enter upon such lands to make surveys and locations, and shall file in the registry of deeds in said counties of Penobscot and Somerset, plans of such location and lands, and within thirty days thereafter publish notice thereof in some newspaper in each of said counties, such publication to be continued three weeks successively. Not more than two rods in width of land shall be occupied by any pipe or aqueduct, and not more than two acres by any reservoir.

May take land,  
etc

—file plan of  
location in regis-  
try of deeds.

SECT. 4. Should the said company and the owner of such land be unable to agree upon the damages to be paid for such location and occupation and construction, the land owner may, within twelve months after such filing of plans of location, apply to the commissioners of said counties and have such damages assessed by a committee or jury, as in the case of petitions for increase of damages for land taken for highways. If said company shall fail to pay such land owner, or deposit for his use, with the clerk of the county commissioners, such sum as may be finally awarded, as damages, with costs, within sixty days after notice of final judgment shall have been received by the clerk of courts, the said location shall be thereby invalid, and the company forfeit all rights under the same. If such land owner recovers more damages than were tendered by said company, he shall recover costs, otherwise the 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 the county commissioners, in such sum and with such sureties as they approve, conditioned for said payment or deposit. Failure to apply for damages within said twelve months, shall be held to be a waiver of the same. No action shall be brought against said company for such taking and occupation, until after such failure to pay or deposit as aforesaid. Damages caused by flowage are to be ascertained and paid in the same manner.

Damages, how  
ascertained, in  
case of  
disagreement.

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Damages for taking water.

SECT. 5. Any person suffering damage by the taking of water by said company as provided by this act, may have his damages ascertained in the manner provided by the preceding section, and payment therefor shall be made in the same manner and with the same effect. No action shall be brought for the same until after the expiration of the time of payment.

Capital stock.

SECT. 6. The capital stock of said company shall be the amount fixed by said company at its first meeting, not exceeding fifty thousand dollars; but said capital stock may at any regular or special meeting of said company called for the purpose, by a vote of the majority of the stockholders, be increased to a sum not exceeding fifty thousand dollars.

May issue bonds and mortgage property.

SECT. 7. Said company may issue its bonds for the construction of its works, of any and all kinds, upon such rates and times as it may deem expedient, not exceeding the sum of fifty thousand dollars, and secure the same by mortgage of the franchise and property of said company.

First meeting, how called.

SECT. 8. 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 and usual place of abode seven days before the time of meeting.

When act shall be void.

SECT. 9. This act shall become null and void in two years from the day when the same shall take effect, unless said company shall have organized and commenced actual business under this charter.

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

Approved March 28, 1893.