

# 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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## Chapter 627.

An Act to incorporate the Pungustuk Water Company.

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

Corporators.

SECT. 1. Lorenzo L. Shaw, John H. Humphrey, Joseph Y. Hodsdon and E. Dudley Freeman of Yarmouth, and George W. Hammond of Boston, with their associates, successors and assigns, are hereby made a corporation by the name of the Pungustuk Water Company, for the purpose of conveying to and supplying the town of Yarmouth with pure water, for domestic, sanitary and municipal purposes, including the extinguishment of fires.

—corporate name.

May hold real and personal estate.

SECT. 2. Said corporation may, for said purposes, hold real and personal estate, not exceeding in amount, fifty thousand dollars.

May take water.

SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, hold and convey to the town of Yarmouth, and through any part thereof, the water of Royal's river or any spring or springs in Yarmouth and North Yarmouth, in the county of Cumberland, and said corporation may take and hold, by purchase or otherwise, any real estate necessary to the preservation and purity of the same, or for forming any dams or reservoirs to hold the same, and for laying and maintaining aqueducts and pipes for distributing the water so taken and held, and may lay its 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, railway, highway or other way, in such manner as not unnecessarily to obstruct the same, and may lay down, in and through the streets and ways of said town of Yarmouth, and take up, replace and repair all such pipes, aqueducts or fixtures as may be necessary for the purposes of their incorporation, under such reasonable restrictions as may be imposed by the selectmen of said town.

—lay pipes through private lands and along the highways.

Liability, for all damages, and how ascertained in case of disagreement.

SECT. 4. Said corporation shall be held liable to pay all damages that may be sustained by any person, by the taking of any land, water 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 also all

damages for any other injuries resulting from said acts, including damages of any kind to any water power or privilege by reason of the diversion of the water of any lake, pond, spring or stream, and if any person sustaining damage as aforesaid and said corporation, cannot mutually agree upon the sum to be paid therefor, such person may cause his damage to be ascertained in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the location of railways; provided, that any person suffering annual damage by reason of flowage, or by diversion of the water of any lake, pond, spring or stream, may at his option, have his damages ascertained and allowed in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in chapter ninety-two, revised statutes of Maine, in the case of the flowage of lands and the diversion of water for the supply of mills.

SECT. 5. Said corporation is hereby authorized to make contracts with said town of Yarmouth, and with corporations and individuals in said town, for the purpose of supplying water as contemplated by said act, and said town of Yarmouth, by its selectmen, is hereby authorized to enter into contracts with said company for the supply of water for any and all purposes mentioned in this act, including the extinguishment of fire, and for such exemptions from public burden as said town and said company may agree, which, when made, shall be legal and binding upon all parties thereto.

May contract to supply water.

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

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

Capital stock.

SECT. 7. Said corporation may issue its bonds for the construction of its works upon such rates and times as it may deem expedient, not exceeding twenty-five thousand dollars, and secure the same by a mortgage of the franchise and property of said company.

May issue bonds and mortgage property.

SECT. 8. The first meeting of said corporation 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

First meeting, how called.

CHAP. 628 and usual place of abode, seven days before the time of meeting.

SECT. 9. This act shall take effect when approved.

Approved March 29, 1893.

### Chapter 628.

An Act for the protection of Trout and Land-locked Salmon in certain waters of the Rangeley chain of Lakes.

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

Close time for fish in certain waters of Rangeley lakes, between Oct. 1 and May 15.

SECT. 1. No person shall take, catch, fish for or destroy any trout or land-locked salmon in any of the streams flowing into Rangeley lake, or in Ross pond, at any time; nor in Round, Dodge or Kemankeag ponds, from October first to May fifteenth; nor in the Rangeley stream from the lower wharf at the outlet of Rangeley lake to the foot of the Rangeley dam of the Union Water Power Company, at any time; nor in Whetstone brook which flows into Kennebago stream, nor from the foot of the boulders, so called, in said stream to the head of the falls at the outlet of Kennebago lake, at any time; nor in Metalluc brook which flows into the upper Richardson lake, or in the tributaries of said brook, at any time. Provided, that the above provisions shall not apply to that portion of the stream connecting Long pond and Rangeley lake, which is below the old pine stump standing above the bridge, on said stream, nor to Cascade brook, so called, in Greenvale plantation just east of Greenvale house.

Penalty.

SECT. 2. Any person who shall violate the provisions of this act shall forfeit and pay the sum of ten dollars for the attempt, and one dollar for each and every trout or land-locked salmon so taken, caught, killed or destroyed, to be recovered by complaint before any trial justice, one-half to the complainant, and one-half to the county where the complaint is made.

Approved March 29, 1893.