

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 55.

An Act make the Orrington Agricultural Society a beneficiary under the laws paying stipends to Agricultural Societies.

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

SECT. 1. The Orrington Agricultural Society of Penobscot county, shall be paid the fair share of the annual stipends provided by law for agricultural societies, subject to the conditions imposed by law.

Society shall be paid stipend.

SECT. 2. This act shall take effect when approved.

Approved February 21, 1895.

Chapter 56.

An Act authorizing the town of Boothbay Harbor to purchase and succeed to the rights of the Boothbay and Boothbay Harbor Water Company.

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

SECT. 1. The town of Boothbay Harbor is hereby authorized and empowered to purchase and own stock in the Boothbay and Boothbay Harbor Water Company, and to purchase, acquire, hold and exercise all the rights, property, franchises and privileges of said corporation.

Town authorized to acquire the rights of water company.

SECT. 2. Said town is further authorized and empowered, in case it obtains control of said corporation either directly by purchase, or indirectly through ownership of stock, to take water from Adams pond, in the town of Boothbay, sufficient for all domestic, sanitary, municipal and commercial purposes, and to take and convey the same through the towns of Boothbay and Boothbay Harbor.

Authorized to take water from Adams pond.

SECT. 3. For the purpose of carrying out the provisions of this act, said town of Boothbay Harbor shall have the power and is hereby authorized to survey for, locate, lay, erect and maintain suitable dams, reservoirs, aqueducts, pipes, hydrants and fixtures, to enter upon any land to make surveys and locations, to pass over, excavate and flow any lands and to take and hold by purchase or otherwise, any real estate, rights of way or of water.

May locate and lay pipes, erect dams, etc.

—to take land.

SECT. 4. Said town shall file in the registry of deeds for the county of Lincoln, plans and description of the location

Shall file plan of location in

CHAP. 56

registry of
deeds.

—file state-
ment of
damages it is
willing to pay.

Liable for all
damages.

—damages,
how
ascertained in
case of
disagreement.

Authorized to
make contract
with any water
company, for
sale or lease of
any system of
works.

Water com-
missioners,
election of,
and term.

of all the lands and water rights taken under the provisions of this act, and no entry shall be made upon any land, except to make surveys, until the expiration of ten days from such filing, and with such plan said town may file a statement of the damages it is willing to pay to any person for any property or property rights so taken; and if the amount finally awarded does not exceed that sum, the town shall recover costs against said person, otherwise such person shall recover costs against said town. Within thirty days after the filing of said plans and description the town shall publish notice of such taking and filing, in some newspaper in said county, such publication to be continued three weeks successively.

SECT. 5. Said town shall be held liable to pay all legal damages that shall be sustained by any person by the taking of his land, water rights 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 if any person sustaining damages as aforesaid and said town are unable to agree upon the sum to be paid therefor, such person, or said town may within twelve months after the filing of said plans and location, apply to the commissioners of the county of Lincoln who shall cause such damages to be assessed in the same manner and under the same conditions, restrictions, limitations and rights of appeal as are by law prescribed in the case of damages for the laying out of highways, so far as such law is consistent with the provisions of this act. A failure to make such application within said twelve months shall be held to be a waiver of all right to claim damages therefor.

SECT. 6. Said town is further authorized and empowered to enter into contracts with any duly organized water company, for the sale or lease to said water company of any system of water works owned by said town, on such terms and subject to such conditions as a majority of the voters of said town at a legal meeting called therefor may prescribe.

SECT. 7. Said town is hereby authorized to elect by ballot a board of water commissioners consisting of three persons, the three first chosen to serve one for one year, one for two years, and one for three years, and thereafterwards one commissioner shall be elected annually in the month of March to serve for a term of three years. Said commissioners are

authorized to fix the water rates and determine the conditions and manner of the water supply, and shall have the general control and management of the water system owned by the town. They shall receive such compensation for their services as may be fixed by the town.

SECT. 8. This act shall take effect when approved.

Approved February 21, 1895.

CHAP. 57
—may fix water rates.

Chapter 57.

An Act to amend section six of chapter one hundred and seventy-three of the Private and Special Laws of one thousand eight hundred and eighty-three, relating to the Superintending School Committee of the city of Auburn.

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

SECT. 1. Section six of chapter one hundred and seventy-three of the private and special laws of eighteen hundred and eighty-three is hereby amended by striking out the words, ‘‘They shall annually and whenever there is a vacancy elect a superintendent of schools for the current municipal year, who shall have the care and supervision of said public schools, under their direction, and act as secretary of the board,’’ in lines six, seven, eight and nine of said section, and by inserting in lieu thereof the words, ‘They shall annually, in the month of June, elect a superintendent of schools, whose term of office shall begin on the first day of July following, and who shall have the care and supervision of said public schools under their direction and act as secretary of their board ; and they may fill any vacancy in said office,’ so that said section as amended, shall read as follows :

Sec. 6, ch. 173,
Private Laws
of 1883,
amended.

SECT. 6. The said committee shall have all the powers and perform all the duties in regard to the care and management of the public schools of said city, which are now conferred and imposed upon superintending school committees by the laws of this state, except as otherwise provided in this act. They shall annually, in the month of June, elect a superintendent of schools whose term of office shall begin on the first day of July following, and who shall have the care and supervision of said public schools under their direction, and act as secretary of their board ; and they may fill any

Powers and
duties.

—shall elect
annually,
superintend-
ent of schools.