

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,
February 18, 1840, and March 16, 1842.

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1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 97.

An Act to limit the time for the taking of Tolls by the Kittery Point Bridge Company.

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

The right of the proprietors of the Kittery Point bridge over Spruce creek in the town of Kittery, to take tolls as specified in section four of chapter seventy-one of the private and special laws of one thousand eight hundred and thirty-six, shall forever cease after the filing of the award of the committee appointed by the supreme judicial court of York county, to assess the damages for taking said bridge, under chapter three hundred and fifty-six of the private and special laws of one thousand eight hundred and ninety-three, and the tender of the amount of said award to the proprietors of said bridge ; provided, however, that from and after the filing of said award, and tender thereof, the town of Kittery shall assume the custody and repairs of said bridge, and liabilities for defects therein, until the ownership thereof shall become legally vested in said town.

When right to collect tolls over Kittery Point bridge shall cease.

—proviso.

Approved February 28, 1895.

Chapter 98.

An Act to supply the people of the town of Dexter with pure water.

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

SECT. 1. George A. Abbott, Stanley Plummer, Milton L. Abbott, Owen E. Blackden, Job Abbott, Albert F. Bradbury, Levi Bridgham, Nathan F. Roberts and C. M. Sawyer, their associates, successors and assigns are hereby incorporated a body politic by the name of the Dexter Water Company, for the purpose of supplying the town of Dexter, or any part thereof, with pure water for domestic, manufacturing, private and public uses.

Corporators.

Corporate name.

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

May hold real estate.

SECT. 3. Said corporation is hereby authorized for the purposes aforesaid, to take, hold and convey to the town of

Authorized to take water.

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Manner of crossing any railroad, how determined.

Dexter and through any part thereof, the water of any river, spring, natural or artificial pond, brook or other water sources, in said town in Penobscot county; and said corporation may take and hold by purchase or otherwise, any real estate necessary for the preservation and purity of the same, but in case of failure to agree with any railroad company as to place, manner and condition of crossing its railroad with such pipes, the place, manner and conditions of such crossing shall be determined by the railroad commissioners, and all work within the limits of the railroad location shall be done under the supervision and to the satisfaction of the officers and agents of the railroad company, but at the expense of said water company, and for laying and maintaining aqueducts and pipes for distributing the water so taken and held and may lay its water 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, railroad, highway or other way, in such a manner as not to unnecessarily obstruct the same, and may lay down in and through the streets and ways in said town of Dexter and take up, replace and repair all such pipes, aqueducts or fixtures as may be necessary for the purpose of their incorporation, under such reasonable restrictions and regulations as the municipal officers of the town may impose, and said corporation shall be responsible for all damages to persons or property occasioned by the use of such streets and ways, and shall pay to said town all sums recovered against said town for damages from obstruction caused by said corporation and for all expenses, including reasonable counsel fees incurred in defending such suits.

May lay pipes over or under water course, street, etc., under restrictions of municipal officers.

—responsible for damages to streets.

Liability for damages, and how assessed in case of disagreement.

SECT. 4. Said corporation shall pay all damages that shall be sustained by any persons by taking of any land, 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 damages for any other injuries resulting from said acts; and if any person sustains damages as aforesaid, and the amount thereof cannot be mutually agreed upon, such person may cause his damage to be assessed in such manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the laying out of streets or highways.

SECT. 5. Said corporation may make contracts with the state of Maine, the town through which the pipes of the company may be laid, or with the corporations and individuals of said town, for supplying water as contemplated in this act, and said corporation may establish and fix, from time to time, rates for the use of said water and collect the same; and the town of Dexter by a majority vote of its municipal officers is hereby authorized to contract for a supply of water for the extinguishment of fire, or other purposes, for a term of years with said corporation.

CHAP. 98

May make contracts to supply water.

SECT. 6. The capital stock of this corporation shall be forty thousand dollars, and shall be divided into shares of fifty dollars each. Said capital may be increased to eighty thousand dollars by a vote of this corporation.

Capital stock.

SECT. 7. Said corporation may issue bonds for the construction of its works upon such rates and time as it may deem expedient, not exceeding in amount forty thousand dollars, and not exceeding the amount of capital stock subscribed for, and secure the same by mortgage on the franchise and property of said corporation.

May issue bonds and mortgage property.

SECT. 8. If said corporation shall not be organized and have its works in actual operation within two years from the approval of this act, the rights and privileges herein granted shall be null and void.

Act void, if works are not in operation within two years.

SECT. 9. The first meeting of said corporation may be called by a notice signed by any two of the 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.

First meeting, how called.

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