

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

CHAP. 135

Chapter 135.

An Act providing that the school committee of the town of Castine may be authorized to make arrangements with the principal of the Eastern Maine State Normal School, whereby students of said normal school, may practice the art of teaching in one or more of the schools of said town.

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

Students may practice teaching in town schools.

SECT. 1. The legal voters of the town of Castine in the county of Hancock, may, by a majority vote, at any legally called meeting, authorize its school committee to make arrangements with the principal of Eastern State Normal School by which students of the said normal school may teach in one or more of the schools of said town, under charge of the teachers employed by said town.

Schools shall remain under control of town.

SECT. 2. The said schools shall be, as now, under the control of said town of Castine.

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

Approved March 6, 1895.

Chapter 136.

An Act to incorporate the Sabattus Water Company.

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

Corporators.

SECT. 1. Charles Bigelow, J. Frank Vose, Charles A. Dinsmore, Charles A. Amback and P. J. Sweeney, with their associates and successors, are hereby made a corporation by the name of the Sabattus Water Company, for the purpose of supplying the village of Sabattus, in the towns of Webster and Greene and in the city of Lewiston east of Lewiston old line, in the county of Androscoggin and state of Maine and vicinity, with pure water for domestic, sanitary, industrial and municipal purposes, including the extinguishment of fires. And such corporation shall possess all the powers and privileges, and be subject to all the liabilities and obligations imposed upon corporations by law, except as herein otherwise provided.

Corporate name.

—purposes, powers, and privileges.

Location.

SECT. 2. The place of business of said corporation shall be at the village of Sabattus, in the town of Webster, in the county of Androscoggin; and its business shall be confined

to the towns of Webster and Greene and that part of the city of Lewiston east of Lewiston old line. CHAP. 136

SECT. 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, flow, detain and use the water of Sabattus pond, or water from any spring, pond, brook or other suitable source of water supply, including artesian wells, in said towns of Webster and Greene and the city of Lewiston, excepting the spring in the old Eaton pasture, so called, on land owned by Alex Martin, in Greene; said corporation may drive or sink wells, erect and maintain reservoirs and dams, lay down and maintain pipes and hydrants necessary for accumulating, conducting, discharging and disposing of water, and forming proper reservoirs therefor; and said corporation may take and hold by purchase, or may take as for public uses, any lands or real estate necessary therefor, and may excavate through any lands when necessary for the purposes of this corporation, and may enter upon such lands to make surveys and locations.

Authorized to take water.

May sink wells, erect dams, etc.

—may take land.

SECT. 4. Said corporation shall be held responsible to pay all damages that shall be sustained by any person by the taking of any lands or other property, or by flowage, or by excavating through any land for the purpose of laying down pipes, aqueducts or hydrants, and also damages for any other injuries resulting from said acts. If any person sustaining damages as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, either party, on petition to the county commissioners of the county of Androscoggin, filed within one year after the filing in the registry of deeds of the plans required by chapter two hundred eighty-four of the laws of eighteen hundred and eighty-nine, entitled "An Act to prescribe the manner of the taking of land or other property by water companies," may have said damages assessed by said county commissioners, and subsequent proceedings and right of appeal thereon shall be had in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by the laying out of highways, so far as such law is consistent with the provisions of this act. No action shall be brought against the said corporation for such taking, holding or occupation, until the expiration of thirty days after final judgment upon such petition. Failure to file such peti-

Responsible for all damages.

—how ascertained, in case of disagreement.

—failure to claim damages,

CHAP. 136

shall be held
as a waiver.

—capital
stock.

Authorized to
lay pipes, etc.,
under restric-
tions imposed
by municipal
officers.

Manner of
crossing any
R. R. shall be
determined
by R. R. com-
missioners.

—responsible
for all
damage to
streets.

Co. author-
ized to pur-
chase pipe
line of
Webster
Woolen Co.

May make
contracts to
supply.

tion by any person claiming to sustain such damages within said one year shall be held to be a waiver of them.

SECT. 5. The capital stock of said corporation shall be twenty-five thousand dollars, which may be increased to fifty thousand dollars by a majority vote of said corporation; and said stock shall be divided into shares of a par value of one hundred dollars each.

SECT. 6. Said corporation is hereby authorized to lay down and maintain in and through the streets and ways, and under any railroads, in said towns of Webster and Greene and said city of Lewiston, and to take up, replace and repair, all such pipes, aqueducts, hydrants and fixtures as may be necessary for the purposes of its incorporation under such reasonable restrictions as may be imposed by the municipal officers of said towns and city within their respective limits. Provided, that in case of any crossing of a railroad, unless said corporation shall agree with the company owning and operating such railroad, as to place, manner and conditions of the crossing, the railroad commissioners shall determine the place, manner and conditions of such crossing; and all work within the limits of such railroad location shall be done under the supervision and to the satisfaction of the officers of such railroad company, but at the expense of this corporation.

And said corporation shall be responsible for all damages to persons or property occasioned by the use of such streets and ways, and shall further be liable to pay to said towns and city all sums recovered against said towns or city for damages from obstructions caused by said corporation, and for all expenses, including reasonable counsel fees incurred in defending such suits, with interest on the same. Said corporation may purchase the pipe line already laid by the Webster Woolen Company between the mills of said company in the village of Sabattus; and the acts of said Webster Woolen Company in laying said pipe are hereby made valid, and upon such purchase the Sabattus Water Company shall have the same rights, and be subject to the same obligations relating thereto, as if said pipe had been laid under the authority hereof.

SECT. 7. Said corporation is hereby authorized to make contracts with said towns of Webster and Greene, and said city of Lewiston, or with any village corporation which may

hereafter exist in said towns of Webster and Greene, and with other corporations and individuals for the purpose of supplying water as contemplated by this act. And said towns of Webster and Greene, by their selectmen, and said village corporation, by its assessors, and said city of Lewiston are hereby authorized to enter into contracts with said corporation for the supply of water and for such exemption from public burden as said towns and city and such village corporation and said company may agree upon, which when made shall be legal and binding upon all parties thereto.

Towns may contract for water, and exempt from taxation.

SECT. 8. Said corporation shall have power to cross any water course, or public or private sewer, or to change the direction thereof 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 company shall lay down any pipes in any street, or make alterations or repairs upon its works 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, without unnecessary delay, cause the earth and pavements removed by it to be replaced in proper condition.

May cross any water course, or sewer.

—shall not obstruct travel.

SECT. 9. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over Sabattus stream, and to build and maintain all necessary structures therefor.

May lay pipes under Sabattus stream.

SECT. 10. The Webster Woolen Company, or any other corporation doing business in the towns of Webster and Greene or the city of Lewiston, is hereby authorized and empowered to acquire, hold and dispose of shares of the capital stock, and mortgage bonds of said corporation.

Webster Woolen Co. authorized to take stock.

SECT. 11. Said corporation, for the purposes aforesaid, may hold real and personal estate necessary and convenient therefor, not exceeding fifty thousand dollars. And it may issue its bonds upon such rates and times as it may deem expedient to an amount not exceeding the amount of its capital stock subscribed for and may secure the same by a mortgage of its franchise and property.

May hold estate not exceeding \$50,000.

—issue bonds, and mortgage property.

SECT. 12. In case no portion of the works of this corporation shall have been put into operation within two years from the date of 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.

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First meeting,
how, called.

SECT. 13. The first meeting of said corporation may be called by a written notice thereof, signed by any corporator 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.

SECT. 14. This act shall take effect when approved.

Approved March 6, 1895.

Chapter 137.

An Act to incorporate the town of Swan's Island.

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

Town,
incorporated.

SECT. 1. That Swan's Island plantation in the county of Hancock, and all islands, the whole or any part of which, are within three miles from high water mark of said Swan's Island, except Marshall's Island, and such islands as are now a part of Long Island plantation, be and the same are hereby incorporated into a town by the name of Swan's Island, vested with all the powers and subject to all of the duties, except as hereinafter provided, of other incorporated towns in this state.

—powers.

Not required
to support
paupers of
Long Island
plantation.

SECT. 2. Said town shall not be under any obligation to furnish relief to any paupers, or persons needing relief, found in Long Island plantation.

Act shall take
effect, when
accepted by
legal voters of
plantation.

SECT. 3. This act shall not take effect unless the same is accepted by a majority vote by ballot of the legal voters of Swan's Island plantation present at the annual meeting of said plantation, to be held on the first Monday of March, in the year of our Lord one thousand eight hundred and ninety-six, an article therefor having been inserted in the warrant calling said meeting. If said act is then so accepted it shall immediately take effect, and the legal voters there present may proceed to elect the usual town officers, and transact any other business as a town, of which notice has been given in the warrant calling said meeting of said plantation.

Approved March 6, 1895.