

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA
KENNEBEC JOURNAL PRINT
1897

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

ing, or by publishing said notice in some newspaper published in Phillips. CHAP. 427

Sect. 12. This act shall take effect when approved.

Approved March 10, 1897.

Chapter 427.

An Act to incorporate the Deer Isle Water Company.

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

Sect. 1. Charles W. Bryant, Jasper W. Haskell, Frank B. Ferguson, Augustus O. Gross and Elmer P. Spofford, their associates, successors and assigns, are hereby created into a body corporate, by the name of the Deer Isle Water Company, for the purpose of supplying the town of Deer Isle, in the county of Hancock, and the inhabitants of said town with water for industrial, manufacturing, domestic, sanitary, and municipal purposes, including the extinguishing of fires and sprinkling of streets.

Corporators.

—corporate name.

—purposes.

Sect. 2. Said corporation for said purposes, may flow, detain, take, collect, store, use and distribute water from any pond or stream flowing from any pond, in said Deer Isle, and may locate, construct and maintain dams, cribs, reservoirs, locks, gates, sluices, aqueducts, pipes, hydrants, and all other necessary structures therefor.

May take water from any pond in Deer Isle.

Sect. 3. Said company is hereby authorized to lay, construct and maintain under, through, along and across the highways, ways, streets, railroads, bridges in said town, and to take up, replace and repair all such sluices, aqueducts, pipes, hydrants and structures as may be necessary for the purposes of their incorporation, under such reasonable restrictions and conditions as the selectmen of said town may impose. And said company shall be responsible for all damages to all corporations, persons and property, occasioned by the use of such highways, ways and streets, and shall further be liable to pay to said town all sums recovered against said town for damages from obstruction caused by said company, and for all expenses, including reasonable counsel fees, incurred in defending such suits, with interest on the same.

May lay pipes, etc., along highways, etc.,

—shall be responsible for damages to highways.

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May cross any water course, private or public sewer.

—shall not obstruct public travel.

May take lands for flowage, dams, etc.

Damages, how assessed in case of disagreement.

May contract to supply water.

—town may contract for water and exempt from taxation.

May lay pipes over tide waters.

Sect. 4. Said company shall have power to cross any water course, private or public sewer, or to change the direction thereof when necessary, for the purposes of their incorporation, but in such manner as not to obstruct or impair the use thereof and said company shall be liable for any injury caused thereby. Whenever said company shall lay down any fixtures in any highway, way or street, or make any alterations or repairs upon its works in any highway, way or 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 any earth or pavements then removed by it, to be placed in proper condition.

Sect. 5. Said company can take and hold any lands necessary for flowage, and also for its dams, reservoirs, locks, gates, hydrants, and other necessary structures, and may locate, lay and maintain sluices, aqueducts, pipes, hydrants, and other necessary structures and fixtures in, over and through any land for its said purposes, and excavate in and through such lands for such location, construction and maintenance.

Sect. 6. Should the company and the owner of such land be unable to agree upon the damages to be paid for such location, taking, holding and construction, the land owner may within twelve months after such taking apply to the commissioners of said county of Hancock, and cause such damages to be assessed in the same manner and under the same conditions, restrictions, and limitations as are by law prescribed in the case of damages resulting from the laying out of highways, so far as such law is consistent with this act. Said company may make a tender to any land owner damaged under the provisions of this act, and if such owner recovers more damages than were tendered to him by said company, he shall recover costs, otherwise said company shall recover costs.

Sect. 7. Said company is hereby authorized to make contracts with the United States and with corporations and the said town of Deer Isle, for the purpose of supplying water as contemplated by this act. And said town of Deer Isle is hereby authorized by its selectmen to enter into any contract with said company for a supply of water for any and all purposes mentioned in this act, including the remission of taxes upon real estate, fixtures, franchise, and plant of said corporation.

Sect. 8. If said company find it necessary to lay its pipes over tide waters, it may build and maintain all necessary piers

and other structures causing as little obstruction to navigation as possible.

Sect. 9. The capital stock of said company shall not exceed one hundred thousand dollars, and said stock shall be divided into shares of fifty dollars each.

Capital stock.

Sect. 10. Said company for all of its said purposes may hold real and personal estate necessary and convenient therefor, not exceeding in amount one hundred thousand dollars.

May hold real estate.

Sect. 11. 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 amount of capital stock subscribed for and secure the same by mortgage of the franchise, income and property of said company.

May issue bonds and mortgage property.

Sect. 12. The first meeting of said company may be called by a written notice thereof, signed by any one incorporator herein named, served upon each incorporator by giving in hand or by leaving the same at his last usual place of abode, seven days before the time of meeting.

First meeting, how called.

Sect. 13. This act shall take effect when approved.

Approved March 10, 1897.

Chapter 428.

An Act to incorporate the Kingfield Water Company.

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

Sect. 1. H. S. Wing, E. E. Jenkins, John Winter, Charles W. French, A. G. Winter, Orren Tufts, C. W. Clark, W. J. Jordan, O. W. Simmons, E. C. Williamson, F. J. D. Barnjum, with their associates and successors, are hereby made a corporation under the name of the Kingfield Water Company, for the purpose of supplying the inhabitants of the town of Kingfield with suitable water for industrial, manufacturing, domestic, sanitary and municipal purposes, including the extinguishment of fire; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the laws of this state.

Corporators.

—corporate name.

—purposes.

Sect. 2. For any of the purposes aforesaid the said corporation is hereby authorized to take and use water from the Carrabassett river, or from any spring, pond, brook or other waters

May take water from Carrabassett river, etc.