

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE

1899.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1899.

Chapter 16.

An Act to incorporate the Brownville Water Company.

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

Section 1. J. F. Sprague, P. M. Jones, Edwin M. Johnston, and William E. Jones, their associates and successors, are hereby made a corporation by the name of the Brownville Water Company, for the purpose of conveying to and of supplying the inhabitants of the town of Brownville with water for all domestic, sanitary, municipal and commercial purposes; with all the rights and privileges, and subject to all the liabilities and obligations of similar corporations under the general laws of this state.

Corporators.

—corporate name.

—purposes.

Section 2. Said corporation may take and hold, by purchase or otherwise, real and personal estate necessary and convenient for the purposes aforesaid, not exceeding fifty thousand dollars.

May hold estate not exceeding \$50,000.

Section 3. For any of the purposes aforesaid or for the preservation of the purity of said water, said corporation is hereby authorized to take and use water from springs of water in lands owned by Urban Sumner, Catharine Jones and William Jones, situate in the town of Williamsburg in the county of Piscataquis, and Curtis Billings, situate in the town of Brownville in said county of Piscataquis, to conduct aforesaid, to survey for, locate, erect and maintain, suitable dams, reservoirs, machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under or over any water course, bridge, street, railroad, highway or other way; and said corporation is further authorized to enter upon and excavate any highway or other way, in such a manner as least to obstruct the same; to enter, pass over and excavate any lands, and to take and hold by purchase or otherwise, any real estate, rights of way or of water, and in general do any acts necessary, convenient or proper, for carrying out any of the purposes hereinbefore specified. And said corporation is further authorized for the purpose of making all needed repairs or service connections, to lay its pipes through any public or private land or ways, with the right to enter upon the same and dig therein; and said corporation may establish written regulations for the use of the water aforesaid, and change the same from time to time.

Authorized to take water.

—erect dams, etc.

—lay pipes over any water course, street, etc.

—may take lands.

—lay pipes through public or private lands.

Section 4. Said corporation shall file in the registry of deeds, in the county of Piscataquis, plans of the location of all land and water rights taken under the provisions of this act, and no entry shall be made on any lands except to make surveys, until the expiration of ten days from said filing; and with such

Shall file plan of location in registry of deeds, and statement of damages it is willing to pay.

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plan the said corporation may file a statement of the damages it is willing to pay any person for the property so taken, and if the amount finally awarded does not exceed that sum, said corporation shall recover costs against said person, otherwise such person shall recover costs against said corporation.

Manner of crossing any railroad, how determined in case of disagreement.

Section 5. In case of failure to agree with any railroad company, as to place, manner and conditions of crossing its railroad with such pipe, the place, manner and conditions of such crossings shall be determined by the railroad commissioners and all work within the limits of the railroad location and lands, shall be done under the supervision and to the satisfaction of the officers and agents of the railroad company, but at the expense of the said water company.

Liability for damages.

Section 6. Said corporation shall be held liable to pay all damages that shall be sustained by any persons, to themselves or their 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 obstructions caused by said corporation, and for all expenses including reasonable counsel fees incurred in defending said suits with interest on the same, but said corporation may assume the defense of all suits brought to recover damages as aforesaid; and also for all damages sustained by any persons by the taking of any lands, water, right of way, or other property, or by excavating through any land for the purpose of surveying, locating, laying or building dams, reservoirs, pipes, aqueducts, and for any other injuries resulting from said acts, and if any person sustaining damages as aforesaid, shall not agree with said corporation upon the sum to be paid therefor, either party on petition to the county commissioners of Piscataquis county within twelve months after said plans are filed, may have said damage assessed by them 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. Failure to apply for damages within twelve months shall be held to be a waiver of the same.

—failure to apply for damages held to be a waiver.

Authorized to lay pipes, etc.

Section 7. Said corporation is hereby authorized to lay down and maintain in and through the streets and highways of the town aforesaid, all such pipes, aqueducts and fixtures as may be necessary for the purposes hereinbefore specified. Said Brownville is hereby authorized to contract with said corporation for a supply of said water, for fire or other purposes, for a term of years, and at the expiration of such contract to change or renew the same.

—town authorized to contract for water.

Section 8. The capital stock of said corporation shall not exceed fifty thousand dollars.

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Capital stock.

Section 9. The first meeting of said corporation may be called by a written notice thereof, 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 at least before such meeting.

First meeting, how called.

Section 10. This act shall become null and void in two years from the time when the same takes effect, unless the corporation shall have organized and commenced the construction of its works under this charter.

When act becomes void.

Section 11. Said corporation is hereby authorized to issue bonds not exceeding the amount of its capital stock subscribed for, the same to be the first lien upon its franchise and property.

May issue bonds.

Section 12. This act shall take effect when approved.

{Approved February 9, 1899.

Chapter 17.

An Act in relation to the School Committee of the City of Portland.

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

Section 1. In addition to the members of the school committee of the city of Portland, as now provided by law, there shall be elected by a general vote of the city at the municipal election to be held on the first Monday in March, in the year of our Lord one thousand nine hundred, three female members of said committee, two of whom shall hold office for the term of two years and one for the term of one year; and thereafter at each annual election such a number of female members of said committee shall be elected, each to hold office for the term of two years, as shall be necessary to fill the places of those female members whose term of office shall expire in that year. Said female members shall have the same powers and duties as the other members of the committee, and shall be nominated at the same time and in the same manner as the mayor is now nominated.

Female members of school committee shall be elected.

--election and tenure of.

--powers and duties.

Section 2. In case of a vacancy among the female members of the school committee after the election thereof as provided for in section one of this act, the city council shall, in joint convention, elect by ballot, some female resident of the city to fill the vacancy, and hold office until the next annual election.

Vacancies, how filled.