

# 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.

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—crossings, how determined.

ing shall be determined by the railroad commissioners, and all work within the limits of the railroad locations 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 Hallowell Granite Works.

Section 5. This act shall take effect when approved.

Approved March 1, 1899.

**Chapter 67.**

An Act to incorporate the Ripley Water Company of Andover, Maine.

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

Corporators.

Section 1. J. Lyman Ripley, R. L. Melcher, Lewis W. Ripley, John E. Akers, Asa A. West and Charles L. Ripley, with their associates and successors, are hereby made a corporation, by the name of the Ripley Water Company, of Andover, Maine, for the purpose of conveying to and supplying the village of Andover, Maine, with pure water for domestic, industrial and sanitary purposes, including the extinguishment of fires.

—corporate name.

—purposes.

May hold estate, not exceeding \$40,000.

Section 2. Said corporation for said purposes may hold real and personal estate necessary and convenient therefor, not exceeding forty thousand dollars.

Authorized to take water.

Section 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, detain and use the water from any spring or wells on land owned by S. W. Richards in said town of Andover not already in use for such purposes, and from any stream, or brook, tributary to Ellis river, or to any of the branches of said Ellis river, in said Andover, and is authorized to erect and maintain reservoirs and dams, and lay down and maintain pipes and aqueducts necessary for the proper accumulating, conducting, discharging, distributing and disposing of water, and forming proper reservoirs therefor; and said corporation may take and hold by purchase or otherwise, any lands or real estate necessary therefor, and may excavate through any lands, when necessary for the purposes of this corporation.

—erect dams, and lay down pipes.

Liable for all damages.

Section 4. Said corporation shall be held liable to pay all damages that shall be sustained by any person by the 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 also damages for any other injuries resulting from said acts; and if any person

—how ascertained, in case of disagreement.

sustaining damage as aforesaid, and said corporation cannot mutually agree upon the sum to be paid therefor such person may cause his damages to be ascertained 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.

Section 5. The capital stock of said corporation shall not be less than five hundred dollars, and it may be increased by vote of the corporation to forty thousand dollars, and said stock shall be divided into shares of fifty dollars each.

Capital stock.

Section 6. Said corporation is hereby authorized to lay down, in and through the streets and ways in said town of Andover, and to take up, replace and repair all such pipes, aqueducts and fixtures as may be necessary for the purposes of their incorporation under such reasonable restrictions as may be imposed by the selectmen of said town. And said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways, and shall further be liable to pay to said town all sums recovered against said town from obstruction caused by said corporation, and for all expenses, including reasonable counsel fees, incurred in defending such suits, with interest on the same.

Authorized to lay pipes, etc., in Andover.

Liable for all damages.

Section 7. Said corporation is hereby authorized to make contracts with said town of Andover and Andover Village Corporation, and with corporations and individuals for the purpose of supplying water as contemplated by said act; and said town of Andover, by its selectmen, and said Andover Village Corporation, by its assessors, are hereby authorized to enter into contracts with said company for the supply of water and for such exemption from public burden as said town and village corporation and said company may agree upon, which, when made shall be legal and binding upon all parties thereto.

May contract to supply water.

—town may contract for water and exempt from taxation.

Section 8. Said corporation shall have power to cross any water course, public or private 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 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 removed by it to be replaced in proper condition.

May cross any water course or sewer.

—shall not obstruct public travel.

Section 9. Any person who shall willfully injure any of the property of said corporation, or who shall knowingly corrupt the

Penalty for injuring property or

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corrupting water supply.

waters of any of the springs, wells, streams or brooks hereinbefore mentioned, and in use by said corporation, in any manner whatever, or render them impure whether the same be frozen or not, or who shall throw the carcasses of dead animals or other offensive matter into said waters, or where the same will render said waters corrupted or impure, or who shall willfully destroy or injure any dam, reservoir, well, spring, aqueduct, pipe, hydrant or other property held or owned by said corporation for the purposes of this act, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not less than one year, and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

May issue bonds and mortgage property.

Section 10. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding the amount of its capital stock then outstanding, and secure the same by mortgage of the franchise and property of said company.

When charter becomes void.

Section 11. In case the works of this corporation shall not have been put into actual operation within five years from the date of approval of this act, the rights and privileges herein granted shall be null and void.

First meeting, how called.

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

Section 13. This act shall take effect when approved.

Approved March 1, 1899.

**Chapter 68.**

An Act to set off certain lands from Oxford Village Corporation.

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

Territory set off from Oxford village corporation.

Section 1. The respective farms of John B. Robinson, known as the highland farm, and those now occupied by Frank L. Manson, Samuel C. Wardwell and Hannah C. Morse as homesteads and the farm lately occupied by Cyrus T. Wardwell as a homestead are hereby set off from the Oxford Village Corporation.

Section 2. This act shall take effect when approved.

Approved March 1, 1899.