

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

Chapter 198.

An Act to extend the charter of the Union River Water Storage Company.

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

Section 1. The rights, powers and privileges of the Union River Water Storage Company which were granted by chapter three hundred twenty-five of the private and special laws of the state of Maine for the year nineteen hundred and one, are hereby extended for two years additional, and the persons named in said act, their associates and successors, shall have all the rights, powers and privileges that were granted to them by said act, to be exercised in the same manner and for the same purposes specified in said act.

Charter
extended.

Section 2. This act shall take effect when approved.

Approved March 18, 1903.

Chapter 199.

An Act to incorporate the Brownville and Williamsburg Water Company.

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

Section 1. Edwin M. Johnston, Urban H. Sumner, Ezekiel Chase and Frank E. Guernsey, their associates and successors, are hereby made a corporation by the name of the Brownville and Williamsburg Water Company, for the purpose of supplying the inhabitants of the towns of Brownville and Williamsburg with pure water for domestic, sanitary, municipal and commercial purposes, including the extinguishment of fires, and such corporation shall possess all the powers, privileges and be subject to all the liabilities and obligations imposed upon corporations by law except as herein otherwise provided.

Corporators.

—corporate
name.

—purposes.

Section 2. For any of the purposes aforesaid, the said corporation is hereby authorized to take and use water from springs of water in lands owned by Urban H. Sumner, situated in the town of Williamsburg in said county, or from any spring, pond, brook or other waters in the towns of Brownville and Williamsburg, to conduct and distribute the same into and through the said towns of Brownville and Williamsburg, and to survey for, locate, construct and maintain all suitable and convenient dams, reservoirs, sluices, hydrants, buildings, machinery, lines of pipe, aqueducts, structures and appurtenances.

May take
water from
waters of
Brownville
and Williams-
burg.

CHAP. 199

May lay pipes
in Brownville
and Williams-
burg.

Section 3. The said corporation is hereby authorized to lay, construct and maintain its lines of pipe in the towns of Brownville and Williamsburg, and to build and maintain all necessary structures therefor, at such places as shall be necessary for the purposes of said corporation, and to cross any water course, private or public sewer, or to change the direction thereof, when necessary for their said purposes of incorporation, but in such manner as not to obstruct or impair the use thereof, and the said corporation shall be liable for any injury caused thereby.

May occupy
streets.

Section 4. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across the highways, ways, streets, railroads and bridges in said towns, and to take up, replace and repair all such aqueducts, sluices, pipes, hydrants and other structures and fixtures as may be necessary and convenient for any of the said purposes of the said corporation, under such reasonable restrictions and conditions as the selectmen of the said towns may impose, and the said corporation shall be responsible for all damages to the said towns, and to all corporations, persons and property, occasioned by such use of the highway, ways and streets. Whenever the said corporation shall lay down or construct any pipes or fixtures in any highway, way or street, or make any alterations thereof, 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 practical, and shall at its own expense without unnecessary delay, cause the earth and pavement then removed by it, to be replaced in proper condition.

May take
land for
flowage.

Section 5. The said corporation is hereby authorized to take and hold by purchase or otherwise, any land necessary for flowage, and also for its dams, reservoirs, gates, hydrants, buildings and other necessary structures, and may locate, erect, lay and maintain aqueducts, hydrants, lines of pipes and other necessary structures or fixtures, in, over and through any land for the said purpose, and excavate in and through such lands for said location, construction and erection, and in general do any act necessary, convenient or proper for carrying out any of the said purposes of incorporation. It may enter such land and make surveys and locations, and shall file in the registry of deeds in the county of Piscataquis, plans of such locations and lands, showing the property taken, within thirty days thereafter publish notices of such filing in some newspaper in said county, said publication to be continued three weeks successively.

—shall file
location.

Damages for
location, how
assessed.

Section 6. Should the said corporation and the owner of such land be unable to agree upon the damages to be paid for such location, taking, holding, flowing and construction, such damages

shall be assessed in accordance with the law applicable to the assessment of damages for ways taken by railroads. If said corporation shall fail to pay such land owner, or deposit for his use with the clerk of the county commissioners aforesaid, such sum as may be finally awarded as damages, with costs when recovered by him, within ninety days after notice of final judgment shall have been received by the clerk of courts of said county, the said location shall be thereby invalid, and the said corporation shall forfeit all rights under the same, as against such land owner. In case the said corporation shall begin to occupy such land before the rendition of final judgment the land owner may require the said corporation to file its bond to him with the county commissioners, in such sum and with such sureties as they may approve conditioned for said judgment or deposits. No action shall be brought against the said corporation for such taking, holding and occupation until after such failure to pay or deposit as aforesaid.

Section 7. Any person suffering damage by the taking of water by said company as provided by this act, may have his damages assessed in the manner provided in the preceding section, and payment therefor shall be made in same manner and with the same effect. No action shall be brought for the same until after the expiration of the time of payment.

Damages for taking water, how assessed.

Section 8. In case of failure to agree with any railroad company as to place, manner and condition of crossing its railroad with such pipe, the place, manner and conditions of such crossings shall be determined by the railroad commissioners, and all works 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 said water company.

Disagreements as to crossing of railroads referred to commissioners.

Section 9. The said corporation is hereby authorized to make contracts with the towns of Brownville and Williamsburg and with any village corporation in said town, and with the inhabitants thereof, of any corporation doing business therein, for the supply of water for any and all the purposes contemplated in this act; and the said town and any village corporations in the said town by their proper officers, are hereby authorized to enter into any contract with the said corporation for a supply of water for any and all purposes mentioned in this act, and in consideration thereof to relieve said corporation from such public burdens by abatement or otherwise as said town, village corporation, and the said corporation may agree upon, which, when made, shall be legal and binding upon all parties thereto.

May make contracts to supply water.

Section 10. Whoever shall knowingly or maliciously corrupt the water supply of the said corporation, whether frozen or not,

Pollution of water.

CHAP. 200

or in any way render such water impure, or whoever shall wilfully or maliciously injure any of the works of the said corporation, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall be liable to the said corporation for three times the actual damage, to be recovered in any proper action.

Capital stock. Section 11. The capital stock of the said corporation shall be twenty-five thousand dollars and the said stock shall be divided into shares of twenty-five dollars each.

May hold real estate not to exceed \$25,000. Section 12. The said corporation, for all its said purposes, may hold real and personal estate necessary and convenient therefor, not exceeding twenty-five thousand dollars.

May issue bonds. Section 13. The said corporation may issue its bonds for the construction of its works, of any and all kinds upon such rates and time as it may deem expedient, to an amount not exceeding its capital stock, and secure the same by mortgage of its franchise and property.

First meeting, how called. Section 14. The first meeting of said corporation may be called by written notice therefor, signed by two of the incorporators 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 said meeting.

Section 15. This act shall take effect when approved.

Approved March 18, 1903.

Chapter 200.

An Act to incorporate the Boothbay Harbor Electric Light and Power Company.

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

Corporators. Section 1. Luther Maddocks of Boothbay Harbor, E. W. Gross of Auburn and Frank Ridlon of Boston, Massachusetts, are hereby incorporated under the name of the Boothbay Harbor Electric Light and Power Company.

—corporate name.

Rights, duties and liabilities. Section 2. Said corporation is hereby authorized to make, generate, sell, distribute and supply electricity for lighting, heating, manufacturing and mechanical purposes in the towns of Boothbay Harbor, Boothbay, Southport, Edgecomb and Wis-casset, with all the rights and powers and subject to all the duties and liabilities of similar corporations organized under the general laws of the state.