

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

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

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AUGUSTA  
KENNEBEC JOURNAL PRINT  
1905

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

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words 'and fifty.' So that said section two as amended, shall read as follows:

'Section 2. Said corporation may acquire and hold real and personal estate, necessary and convenient for the purposes aforesaid, and the stock in whole or in part of the Houlton Sewerage Company, not exceeding in all two hundred thousand dollars; may sell and convey the same, may issue certificates of stock to an amount not exceeding fifty thousand dollars; and may issue and sell bonds to an amount not exceeding one hundred and fifty thousand dollars, to aid in the construction, extension, improvement and repairs of its works, and to pay any existing debts whether represented by bonds, notes or accounts, and for the purchase of the whole or any part of the stock of the Houlton Sewerage Company; and said bonds to the amount of one hundred and fifty thousand dollars may be purchased and held by the savings banks of Maine.'

May hold real and personal estate.

—may hold stock of Houlton Sewerage Company.

—may issue bonds.

—bonds legal investment of savings banks of Maine.

Section 2. This act shall take effect when approved.

Approved February 1, 1905.

#### Chapter 4.

An Act to authorize the Augusta Water District to take water from Carleton Pond,

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

Section 1. The Augusta Water District, for the purposes of its incorporation, is hereby authorized to divert and use water from Carleton pond.

May take water from Carleton pond.

Section 2. Said district, for the purposes of its incorporation, is hereby authorized to take and hold, by purchase or otherwise, any land or interest therein or water rights necessary for dams, for flowage, for power for pumping its water supply through its mains, for reservoirs, for preserving the purity of the water and water shed and for laying and maintaining aqueducts and other structures for taking, distributing, discharging and disposing of water.

May take water and flowage rights.

Section 3. Said district is further authorized to increase the storage of said Carleton pond and to erect and maintain all proper structures therefor.

May increase storage of Carleton pond.

Section 4. Said district is hereby authorized to lay in and through such streets and highways and across such private lands, and to repair and replace, all such pipes, aqueducts and fixtures as may be necessary and convenient for its corporate purposes,

May lay pipes in streets, etc.

CHAP. 4

and whenever said district shall lay any pipes or aqueducts in any street or highway it shall cause the same to be done with as little obstruction as possible to the public travel and shall, at its own expense without unnecessary delay, cause the earth and pavement removed by it to be replaced in proper condition.

Shall file and record plans of location.

Section 5. In exercising any right of eminent domain conferred upon it by law, said district shall file in the office of the county commissioners of Kennebec county and record in the registry of deeds in said county, plans of the location of all lands or interests therein or water rights, to be taken, with an appropriate description and names of the owners thereof. No entry shall be made on any private lands, except to make surveys, until the expiration of ten days from such filing, whereon possession may be had of all said lands or interests therein or water rights so taken, but title thereto shall not vest in said district until payment therefor.

—title shall not vest before payment.

Damages, how assessed.

Section 6. If any person, sustaining damages by any taking as aforesaid, shall not agree with said district upon the sum to be paid therefor, either party, upon petition to the county commissioners of Kennebec county, may have said damages assessed by them; the procedure and all subsequent proceedings and right of appeal thereon shall be had under the same restrictions, conditions and limitations as are by law prescribed, from time to time, in the case of damages by the laying out of highways.

—procedure.

Section 4, chapter 463, private and special laws of 1870, and sections 2 and 3, chapter 502, private and special laws of 1886, and section 3, chapter 334, private and special laws of 1903, repealed.

Section 7. Section four of chapter four hundred and sixty-three of the private and special laws of eighteen hundred and seventy, sections two and three of chapter five hundred and two of the private and special laws of eighteen hundred and eighty-five, and section three of chapter three hundred and thirty-four of the private and special laws of nineteen hundred and three are hereby repealed.

Damages to state shall be paid to state treasurer.

Section 8. As compensation for the diversion of water from Carleton pond, said water district shall pay to the treasurer of state the amount of damages sustained by the state to its fish hatchery and feeding station, located on the outlet of said pond, by reason of the taking of said water as aforesaid and said sum thus paid may be expended by the governor and council for the erection and maintenance of another fish hatchery and feeding station if they deem it expedient. The amount of damages shall be assessed by the governor and council after due notice given said district of a hearing for that purpose and hearing thereon.

—damages, how assessed.

Section 9. This act shall take effect when approved.

Approved February 1, 1905.