

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE

OF THE
STATE OF MAINE

1905.

Published by the Secretary of State, agreeably to Resolves of
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

Chapter 22.

An Act to incorporate the Island Falls Water Company.

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

Corporators. Section 1. John E. Webb, Seth T. Campbell and Fred W. Snow, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Island Falls Water Company, for the purpose of supplying the town of Island Falls, in the county of Aroostook, and the inhabitants of said town, with pure water for industrial, manufacturing, domestic, sanitary and municipal purposes, including the extinguishment of fires.

—corporate name.

—purposes.

May take water from Mattawamkeag river, etc.

Section 2. Said company, for said purposes, may detain, collect, take, store, use and distribute water from the west branch of the Mattawamkeag river, or any other water source or sources, in said town of Island Falls.

May lay pipes, etc.

Section 3. Said company is hereby authorized to lay, construct, and maintain in, through, along and across the highways, ways, streets, 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 may impose. And said company shall be responsible for all damages to all corporations, persons and property occasioned by the use of such highways and streets, and shall pay to said town all sums recovered against said town for damages from obstruction caused by said corporation, and for all expenses, including reasonable counsel fees incurred in defending such suits with interest on the same.

—shall be responsible for damages.

May cross or change direction of water courses, etc.

Section 4. Said company shall have power to cross any water course, public or private sewer, or to change the direction thereof when necessary for the purpose of their corporation, but in such manner as not to obstruct and impair the use thereof, and said company shall be liable for any injury caused thereby. Whenever said company shall lay down any fixture in any highway, way or street, or make any alteration 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 the earth and pavements thus removed by it, to be replaced in proper condition.

—shall not unnecessarily obstruct public travel.

May lay pipes in

Section 5. Said company is hereby authorized to lay, construct and maintain its pipes under the highways, ways and

streets in said Island Falls, and build and maintain all necessary structures thereof, to build dams and reservoirs for storage of water across any river, brook or stream in said Island Falls.

highways,
etc.

Section 6. Said company may take and hold any lands necessary for reservoirs, dams, hydrants and other necessary structures, and may locate, lay and maintain pipes, hydrants and other necessary structures and fixtures in, over and through any land for its purposes, also excavate in and through such lands for such locations, construction and maintenance. It may enter upon such lands to make surveys and locations and shall file in the office of the county commissioners of Aroostook county and record in the registry of deeds in said county of Aroostook, 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 company until payment therefor.

May take and hold lands for certain purposes.

—may enter upon lands to make surveys.

—shall file plans of location.

Section 7. Should the said company and the owner of such land, be unable to agree upon the damages to be paid for such location, taking, holding and construction, either party upon petition to the county commissioners of said county of Aroostook, may have said damages assessed by them; the procedure and all subsequent proceedings and right of appeal thereon shall be had under the same conditions, restrictions and limitations, as are by law prescribed in the case of damages by the laying out of highways.

Damages, how assessed

Section 8. Said corporation is hereby authorized to make contracts with the United States, and with corporations and inhabitants of said town of Island Falls or any village corporation or association in said town, for the purpose of supplying water as contemplated by this act, and said town of Island Falls, or part thereof, is hereby authorized by its selectmen to enter into contract with said company for a supply of water for any and all purposes mentioned in this act, and any village corporation in said town through its assessors is also authorized to contract with said company for water for all public purposes.

May make contracts for supplying water.

Section 9. Whoever shall wilfully or maliciously corrupt the water of said company, whether frozen or not, or in any way render such water impure, or whoever shall wilfully or maliciously injure any of the works of said company, shall be punished by fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, and shall be liable to said company for

Corruption of water and injury to property forbidden.

—penalty.

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three times the actual damage, to be recovered in any proper action.

Capital stock.

Section 10. The capital stock of said corporation shall be ten thousand dollars, which may be increased to fifty thousand dollars by a vote of said company, and said stock shall be divided into shares of twenty-five dollars each.

May hold real and personal estate.

Section 11. Said company for all its said purposes may hold real and personal estate necessary and convenient therefor.

May issue bonds.

Section 12. Said company 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, not exceeding the sum of fifty thousand dollars, and secure the same by mortgage of the franchise and property of said company.

First meeting, how called.

Section 13. The first meeting of said company may be called by a written notice thereof, signed by any one corporator 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 before the time of said meeting.

Approved February 14, 1905.

Chapter 23.

An Act to amend Chapter four hundred and seven of the Private and Special Laws of nineteen hundred and three, relating to fishing in Long Pond, Hancock County.

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

Section 1, chapter 407, private and special laws of 1903, amended.

Section 1. Section one of said chapter is hereby amended in the second and third lines of paragraph five in said section, entitled "in Hancock county" by striking out the words "and Long pond," so that said paragraph, as amended, shall read as follows:

—Noyes pond, Eagle lake, Bubble pond, Crocker pond, Pickerel pond, Green lake, to regulate fishing in.

'In Hancock county: Noyes' pond in Bluehill, Eagle lake, Bubble pond sometimes called Turtle lake, Jordan pond on Mount Desert island, Crocker pond and Pickerel pond in township thirty-two, Middle Division, Green lake, sometimes called Reed's pond, situated wholly or partly in Ellsworth, in which last named lake it shall be lawful to fish, as provided in the general law, on Fridays and Saturdays of each week, during the months of February, March and April, of each year, and First or Billings pond in the town of Bluehill, in which last named pond the close time shall be from October first to May first of the following year.'

—Billings pond.

Section 2. This act shall take effect when approved.

Approved February 14, 1905.