

# 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  
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

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CHAP. 88**Chapter 88.**

An Act to preserve the purity of the source of water supply for the villages of Livermore Falls and Chisholm, and to protect the public health.

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

Moose Hill pond, to preserve purity of water in.

Section 1. No structure, cess pool, privy or outhouse shall hereafter be erected or maintained within the distance of three hundred feet of the waters of Moose Hill pond, so called, in the town of East Livermore in the county of Androscoggin, the source of the water supply for the villages of Livermore Falls and Chisholm.

Sewage, etc., shall not be discharged into.

Section 2. No sewage, drainage, refuse or polluting matter of such kind and amount as either by itself or in connection with other matter will corrupt or impair the quality of the water of said Moose Hill pond, or render it injurious to health, shall be discharged into said pond, or put upon the ice thereon, but nothing herein shall prohibit the cultivation and use of the soil in the ordinary methods of agriculture if no human excrement is used thereon within three hundred feet of the shores of said pond.

—cultivation of adjacent soil, permitted under certain restrictions.

Injunction proceedings, jurisdiction of.

Section 3. The supreme judicial court shall have jurisdiction in equity to enjoin, prevent or restrain any violation of the provisions of this act.

Section 4. This act shall take effect when approved.

Approved February 23, 1905.

**Chapter 89.**

An Act to amend Chapter eighty-two of the Private and Special Laws of nineteen hundred and three entitled, "An Act to incorporate the Gardiner Water District."

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

Authorized to issue bonds for certain purposes.

Section 1. Hereafter the Gardiner Water District, through its trustees, is authorized to issue its bonds in the manner herein stated and for the following purposes:

—to refund existing debt.

1. To refund at any time the existing bonded debt.

—to procure funds for renewals, extensions, etc.

2. To procure funds for making such renewals, extensions, additions or improvements to the plant of said water district as may seem necessary to the said trustees, the expense of which cannot be met from the current income, provided that the cost of the same during any one fiscal year of said water district shall

—limitations.

CHAP. 89

not exceed ten thousand dollars. When the cost of renewals, extensions, additions or improvements proposed during any one fiscal year of said water district shall be estimated by the trustees at more than ten thousand dollars, then the said trustees shall notify the municipal officers of the city of Gardiner of the renewals, extensions, additions or improvements contemplated and the amount of bonds required to procure funds to pay for the same. The municipal officers shall then submit the question whether said bonds so required shall be issued, to the legal voters within said water district, by a special election called and held within thirty days after the notice of the trustees has been received by the municipal officers as aforesaid. The board of registration of the city of Gardiner shall make and provide a special check list for such of the voters within said water district as are then legal voters within ward six of said city, and all warrants issued to said ward shall be amended accordingly to show that only such voters therein are entitled to vote on the question submitted. Such election shall be called, advertised and conducted according to the law relating to municipal elections, excepting, however, that the board of registration shall not be required to prepare, or the city clerk to post, a new list of voters; but the said board shall be in session during the two secular days next preceding such election, the first of these two days to be devoted by them to the registration of voters, and the second to verifying the corrections of said lists and to the completion and closing up of the records of their sessions. The city clerk shall reduce the subject matter of the question to be submitted to the following form: "Shall the trustees of the Gardiner Water District issue bonds of the district to an amount of . . . . .dollars, to pay for the following specified renewals, extensions, additions or improvements to their plant, . . . . .?" And the voters shall indicate by a cross placed against the words 'Yes' or 'No' their answer to the question. The result shall be declared by the mayor and aldermen, and due certificate thereon shall be filed by the city clerk with the trustees of said water district. The trustees shall then be authorized to issue the bonds of said water district as proposed, provided it appears that such issue has been approved by a majority vote of the legal voters voting at said election.

—proceedings when cost of renewals, etc., in any one year exceed \$10,000.

—special election.

--elections, how called.

—questions to be submitted to voters, form of.

Section 2. The trustees of said Gardiner Water District shall, on or before March first of each year, make and file with the municipal officers of the city of Gardiner, a report of their doings as trustees of said water district, and a statement of the receipts and disbursements of said water district during the year ending

Trustees shall make and file report with municipal officers.

## CHAP. 90

--limits of  
fiscal year  
fixed.

Inconsistent  
acts repealed.

December thirty-first next preceding, and this shall be deemed the fiscal year of said water district.

Section 3. All powers granted to said Gardiner Water District by said chapter eighty-two of the private and special laws of nineteen hundred and three which are inconsistent with this act are hereby repealed.

Section 4. This act shall take effect when approved.

Approved February 24, 1905.

### Chapter 90.

An Act to incorporate the Merchants' Trust Company.

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

Corporators.

Section 1. George Burnham, Jr., Jeremiah W. Tabor, Charles S. Fobes, Herbert J. Brown and Franklin C. Payson, all of Portland, county of Cumberland, state of Maine, or such of them as may by vote accept this charter, with their associates, successors and assigns, are hereby made a body corporate and politic to be known as the Merchants' Trust Company, and as such shall be possessed of all the powers, privileges and immunities and subject to all the duties and obligations conferred on corporations by law.

--corporate  
name.

Location.

Section 2. The corporation hereby created shall be located at Portland, Cumberland county, Maine, and may have two offices for the transaction of business in said city.

Purposes.

--to receive  
deposits, etc.

Section 3. The purposes of said corporation and the business which it may perform are: first, to receive on deposit, money, coin, bank notes, evidences of debt, accounts of individuals, companies, corporations, municipalities and states, allowing interest thereon, if agreed, or as the by-laws of said corporation may provide; second, to borrow money, to loan money on credits, or real estate, or personal or collateral security, and to negotiate purchases, loans and sales for others; third, to erect, construct, own, maintain, and operate safe deposit vaults, with boxes, safes and other facilities therein, to be rented to other parties for the safe keeping of moneys, securities, stocks, jewelry, plate, valuable papers and documents, and other property susceptible of being deposited therein, and to receive on deposit for safe keeping, property of any kind entrusted to it for that purpose; fourth, to hold and enjoy all such estate, real, personal and mixed as may be obtained by the

--to borrow  
money, etc.

--to maintain  
safe deposit  
vaults.

--to hold  
investments.