

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

CHAP. 235**Chapter 235.**

An Act to amend Chapter three hundred thirty-nine of the Private and Special Laws of nineteen hundred and one as amended by Chapter five of the Private and Special Laws of nineteen hundred and three, relating to the Winthrop Water and Drainage Company.

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

Section 1,
amended.

Section 1. Section one of said chapter as amended is hereby amended to read as follows:

Corporators.

'Section 1. L. T. Carleton, Charles P. Haunaford, Adam Fortier, J. G. Yeaton, C. P. Rowell, Horace Maxfield, J. D. Towle, and N. L. Hannaford, Frank I. Bishop, and E. H. Peniman, with their associates and successors and assigns are hereby made a corporation under the name of the Winthrop Water and Drainage Company for the purpose of supplying the inhabitants of the town of Winthrop with pure water for domestic purposes and for the purpose of creating a sewer and drainage system for the inhabitants of said town of Winthrop living easterly of the mill stream flowing through Winthrop village, with all the rights and privileges and subject to all the liabilities and obligations of similar corporations under the laws of the state.

—corporate
name.

—purposes.

Section 2,
amended.

Section 2. Section two of said chapter as amended is hereby amended as follows: By adding after the word "Maranacook" in the fourth line the words 'Narrows pond,' so called, so that said section as amended, shall read as follows:

May take
water.

'Section 2. For any of the purposes aforesaid the said corporation is hereby authorized to take and use water from any springs or wells that they may acquire by purchase of the owner thereof, and also from Lake Maranacook and Narrows pond, so-called, to conduct and distribute the same into and through said town of Winthrop by pipes or aqueducts in the usual manner.'

Section 3,
as amended,
further
amended.

Section 3. Section three of said chapter as amended, is hereby further amended, by adding thereto the following:

'Said corporation is hereby empowered to take and hold as for public use such lands as may be necessary for the purposes of said corporation, as herein provided, and in case said corporation cannot agree with the owner or owners as to the amount of land to be taken or the price to be paid therefor, the same shall be determined by the county commissioners where such lands are located, upon the application of any party interested to such county commissioners, in the same manner as damages are assessed for the location, alteration and discontinuance of highways as provided in chapter eighteen of the revised statutes of eighteen hundred and eighty-three and acts amendatory thereof, and the same rights of appeal from the decision of said county commissioners shall exist and may be prosecuted in the same

manner as provided in said chapter eighteen and acts amendatory thereof.'

So that said section as amended, shall read as follows:

'Section 3. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across the highways, ways, streets and bridges in the said town of Winthrop, easterly of the mill stream, under such reasonable restrictions as the selectmen of said town may impose and to take up, replace and repair all such aqueducts, pipes, hydrants and other structures and fixtures as may be necessary and convenient for the said purpose of said corporation and the said corporation shall be responsible for all damages to the said town and to all corporations, persons and property occasioned by such use of the said highway, ways and streets. Whenever the said corporation shall lay down or construct any fixtures 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 pavement then removed by it to be replaced in proper condition. The location of all pipes heretofore laid by any of said incorporators for the purpose specified herein are hereby ratified and confirmed.

May lay pipes along highways under restrictions imposed by selectmen.

—responsible for all damages.

—shall not obstruct public travel.

—location of pipes ratified.

Said corporation is hereby empowered to take and hold as for public use such land as may be necessary for the purposes of said corporation as herein provided, and in case said corporation cannot agree with the owner or owners as to the amount of land and material to be taken or the price to be paid therefor, the same shall be determined by the county commissioners where such land is located, upon the application of any party interested to such county commissioners in the same manner as damages are assessed for the location, alteration and discontinuance of highways as provided in chapter eighteen of the revised statutes of eighteen hundred eighty-three and acts amendatory thereof and the same rights of appeal from the decision of said county commissioners shall exist and may be prosecuted in the same manner as provided in said chapter eighteen and acts amendatory thereof.'

May take land.

—damages, how determined.

Section 4. Said corporation shall not permit the discharge from any of the pipes or drains it may lay, operate or use under the provisions of this act into said mill stream or Lake Annabessacook; but the same shall be discharged into a cesspool or cesspools properly constructed and taken care of in such way and manner so as to prevent the discharge from said drains from entering said stream or lake.

Pipes or drains shall not discharge into stream or lake.