

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. 399**Chapter 399.**

An Act to incorporate the Harrison Water Company.

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

Corpora-
tors.

Section 1. George E. Tarbox, Charles B. Sylvester, Charles S. Whitney, Joseph Pitts of Harrison, and Charles L. Goodridge of Portland, their associates, successors and assigns, are hereby made a corporation by the name of the Harrison Water Company, for the purpose of supplying the village of Harrison in the county of Cumberland, and the inhabitants of said town with pure water, for domestic, sanitary and municipal purposes, including the extinguishment of fires, with all the rights and privileges and subject to all the liabilities and obligations of similar corporations under the laws of this state.

—corporate
name.

—purposes.

May take
and store
water, etc.

Section 2. Said company for said purposes may retain, collect, take, store, use and distribute water from any springs or wells, that it may acquire by purchase of the owner thereof, ponds, streams, or other water sources in said Harrison, and may locate, construct and maintain cribs, reservoirs, dams, standpipes, gates, hydrants, pipes and all other necessary structures to conduct and distribute the same through said town of Harrison in the usual manner.

—may
maintain
reservoirs,
etc.

Location.

Section 3. The place of business of said corporation shall be at Harrison in the county of Cumberland and state of Maine, and its business shall be confined to the town of Harrison in said county.

May lay
pipes in and
along
streets.

Section 4. Said corporation is hereby authorized for the purposes aforesaid, to lay, construct and maintain in, under, through, along and across the highways, ways, streets, railroads and 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 its incorporation, so as not to unreasonably obstruct the same, under such reasonable restrictions and conditions as the selectmen of said town may impose. It shall be responsible for all damage to persons and property occasioned by the use of such highways, ways and streets, and shall further be liable to pay to said town all sums recovered against said town for damages for obstruction caused by said company, and for all expenses including reasonable counsel fees incurred in defending such suits with interest on the same, provided said company shall have notice of such suits and opportunity to defend the same.

—shall be
responsible
for all
damage.

May cross
but shall
not impair
water
courses, etc.

Section 5. Said company shall have power to cross any water course, private and public sewer, or to change the direction thereof, when necessary for the purposes of its incorporation,

but in such manner as not to obstruct or impair the use thereof, and it shall be liable for any injury caused thereby. Whenever said company shall lay down any fixtures in any highway, way or street, or make any alterations 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 there removed by it, to be replaced in proper condition.

—shall not unnecessarily obstruct streets.

Section 6. Said corporation shall be held liable to pay all damages that shall be sustained by any person by the taking of any land or other property, or by flowage, or by excavating through any land for the purposes of laying down pipes and aqueducts, building dams, reservoirs, and also damages for any other injuries resulting from said acts; and if any person sustaining damage as aforesaid, and said corporation cannot mutually agree upon the sum to be paid therefor, either party on petition to the county commissioners of Cumberland county, may have the damages assessed by them; and subsequent proceedings and rights of appeal thereon, shall be had in the same manner and under the same conditions, restrictions and limitations, as are by law provided in case of land taken for railroads.

Shall be liable for land damage, etc.

—damages how determined if fail to agree.

Section 7. Said corporation may hold real and personal estate necessary and convenient for all its said purposes to the amount of twenty-five thousand dollars.

May hold real and personal estate.

Section 8. Said corporation may issue its bonds for the construction of its work, upon such rates and terms as it may deem expedient, not exceeding twenty-five thousand dollars, and secure the same by mortgage of the franchise and property of said company.

May issue bonds.

Section 9. The capital stock of said corporation shall be twenty-five thousand dollars, said stock to be divided into shares of ten dollars each.

Capital stock.

Section 10. The first meeting of this corporation, may be called by written notice, signed by any one of the incorporators and served upon each of the other incorporators, at least seven days before the day of said meeting.

First meeting, how called.

Section 11. This act shall become null and void in four years from the time when the same takes effect, unless the corporation shall have organized and commenced the construction of its works under this charter.

Shall commence business within four years.

Section 12. Said corporation is hereby authorized to make contracts with said town of Harrison, and with other corporations and individuals, for the purpose of supplying water, for municipal and other purposes; and said town by its selectmen, is hereby authorized to enter into contract with said company for the supply of water, with such exemption from public bur-

May make contracts for supplying water.

CHAP. 400

Town of
Harrison
may pur-
chase water
works after
five years.

den as said town and said company may agree upon, which, when made, shall be legal and binding upon all parties thereto.

Section 13. Said town of Harrison at any time after the expiration of five years from the opening for use and service of a system of water works constructed by said corporation and after a vote in a legal town meeting to that effect has been passed, shall have the right to purchase, and by this act said corporation is required to sell to said town said system of water works including everything appertaining thereto, and if said town and corporation cannot agree upon the terms, upon such terms and such price as shall be determined and fixed by the chief justice of the supreme court of the state of Maine, after due hearing of the parties interested, and from the decision of said chief justice there shall be no appeal.

Section 14. This act shall take effect when approved.

Approved March 26, 1907.

Chapter 400.

An Act to incorporate the Somerset Trust Company.

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

Corpora-
tors.

Section 1. W. C. Emery, Henry B. Merry, Lowell E. Bailey, Ernest L. Savage, M. L. French, M. P. Moore, W. S. Wells, George E. Abbott, George E. Paine, C. H. Young, W. C. Simmons, Gould A. Porter, Herbert H. Marston, Reuben Fairbrother, Frank Donnelly, Jefferson Spearin, C. V. Bailey, B. F. Bailey, Everett Fenlason, E. C. Andrews, E. M. Wing, John F. Caswell, all of North Anson, in the town of Anson and John Metcalf of New Portland, all in the county of Somerset or such of them as may by vote accept this charter, with their associates, successors or assigns, are hereby made a body corporate and politic to be known as the Somerset 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, and especially all of the powers, privileges and immunities, duties, obligations, regulations, restrictions, liabilities and penalties now or hereafter provided by the public laws of the state relating to trust and banking companies, the several provisions of which said public laws are hereby declared to apply, and shall apply, to this company, its stockholders, directors, officers and employees as fully as though herein particularly enumerated.

—corporate
names.