

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth  
Legislature

1909

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**Chapter 140.**

An Act in relation to the South Paris Village Corporation and to establish a municipal water system for said corporation.

*Be it enacted by the People of the State of Maine, as follows:*

Section 1. The South Paris Village Corporation, created and duly organized by law, in the town of Paris and county of Oxford, in addition to the powers already granted it, is hereby authorized and empowered to install a municipal water system for the purpose of supplying the South Paris Village Corporation, the inhabitants of said village corporation and the inhabitants of the town of Paris with pure water for domestic, industrial, manufacturing, sanitary and municipal purposes, including the extinguishment of fires, and all other purposes which said corporation may need water for.

Corporation may install municipal water system.

Section 2. For the purpose of carrying out the provisions of this act, said South Paris Village Corporation may detain, collect, store, use and distribute water from Stony brook and Cooper spring brook in said town of Paris, and from any tributaries of said brooks or any source of the waters flowing in either of said brooks in the town of Paris, may enter upon any lands in said town of Paris for the purpose of making surveys for its pipe lines or works, and may take and hold by purchase or otherwise any land and real estate necessary for erecting dams, power, reservoirs or for preserving the purity of the water in said water shed, and for laying and maintaining aqueducts and pipes for taking, discharging, conveying and disposing of said water.

May take and store water, and distribute same.

—source of supply.

—may enter on lands and make surveys.

—may take and hold land.

Section 3. Said South Paris Village Corporation shall be liable for all damages that shall be sustained by any person or corporation in their property by the taking of any land whatsoever, or water or by flowage, or by excavating through any land for the purpose of laying pipes, building dams or constructing reservoirs. If any person or corporation sustaining damages as aforesaid and said village corporation shall not mutually agree upon the sum to be paid therefor, such person or corporation may cause his or its damages to be ascertained in the same manner and under the same conditions, restrictions and limitations as are, or may be prescribed in the case of damages in laying out highways.

Liability for damages.

—damages, how ascertained, if parties fail to agree.

Section 4. Said village corporation is hereby authorized to lay in and through the streets and highways of the South Paris Village Corporation and of the town of Paris, and to take up, repair and replace all such pipes, aqueducts and fixtures as may be necessary for the objects above set forth, and when

May lay pipes in and through streets.

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—shall not delay travel.

Penalty for corrupting water or injuring property of corporation.

Corporation may raise money and issue bonds for purposes of this act.

Assessors shall have care of water system and fix prices for water.

—may establish commission.

Shall take over property and plant of Norway Water Co., if company desires to sell.

said village corporation shall lay any pipes or aqueducts or dig up any of said streets, it shall be done with as little obstruction to public travel as possible, and shall, without unnecessary delay, cause the earth to be replaced in as good condition as possible, all digging in said streets as above set forth to be under the supervision of the selectmen of the town of Paris.

Section 5. Whoever shall knowingly or maliciously corrupt the water supply of said village corporation, whether frozen or not, or whoever shall wilfully and maliciously destroy any of the property of said village corporation shall be punished by a fine not exceeding five hundred dollars or by imprisonment not exceeding two years.

Section 6. Said village corporation, for the purpose of carrying into full effect the provisions of this act in the establishing, constructing, furnishing, equipping and fully maintaining the water system herein contemplated and for purchasing so much of the property of the Norway Water Company as is hereinafter mentioned in this act, may, at any legal meeting of said village corporation, called for that purpose, raise money and issue bonds registered or with interest coupons, in such denomination, and on such terms and rate of interest, as may be determined at such meeting, to an amount necessary for said purpose, which taken in connection with any other indebtedness of such village corporation, shall not exceed ten per centum of the last regular valuation thereof. Said bonds shall be signed by the assessors and treasurer of said village corporation, but the coupons need be signed by the treasurer alone.

Section 7. The care and management of said water system and the regulation of prices and charges for water supplied as herein contemplated shall be under the control of the assessors of said village corporation; or, if the village corporation, at any time, shall so vote, said duties shall be placed in the hands of a commission of three legal voters of said village corporation, one to be chosen for one year, one for two years, and one for three years, and after being first so chosen, one shall be annually chosen for a three years' term. In case of a vacancy on said board or commission, the assessors shall fill the same by appointment until the next annual meeting of said village corporation.

Section 8. Said South Paris Village Corporation shall be further required to purchase at a fair cash value of the Norway Water Company, after this act shall have been legally accepted, all the pipes laid in the ground, hydrants set, and the entire plant of said Norway Water Company within the limits of said town of Paris; provided said Norway Water Company desires

to dispose of the same and will deliver the same free of all incumbrances, and shall cease to sell water within said town of Paris.

Section 9. In case said village corporation fails to agree with said Norway Water Company upon the terms of purchase and value of the property above mentioned within three months after this act shall have been accepted by said village corporation, as hereinafter provided for, then the value of said property shall be determined by three disinterested men living outside of the towns of Paris and Norway, to be designated by Honorable Albert R. Savage, judge of the supreme judicial court, on application in writing by either party at any time after the said three months have elapsed, and all subsequent proceedings in arriving at the value of said property shall be under the direction of said appraisers, the award of whom, or a majority of whom, made in writing to each party, shall be binding on both parties and shall be carried out within sixty days after said award is made. The cost of making this appraisal of property as herein set forth shall be divided equally between the South Paris Village Corporation and the Norway Water Company. On payment of the amount so fixed by said appraisers to said Norway Water Company by said South Paris Village Corporation, said water company shall deliver to said village corporation a good and sufficient conveyance of said property free of all liens, mortgages and incumbrances.

Value of property, how determined, if parties fail to agree.

—cost of appraisal, how divided.

Section 10. Said village corporation shall not proceed under this act until after it shall have been accepted by a majority vote of the voters present at a meeting called for that purpose.

Act to be accepted by major vote.

Approved March 13, 1909.

### Chapter 141.

An Act to incorporate the Parlin Stream Dam and Improvement Company.

*Be it enacted by the People of the State of Maine, as follows :*

Section 1. Elizabeth S. Haynes, George L. Smith, Ira H. Randall, Fred E. Bradstreet, William J. Lanigan, Samuel W. Philbrick and Hiram Moore, their associates, successors and assigns, are hereby incorporated under the name of Parlin Stream Dam and Improvement Company, with all the powers and privileges of similar corporations.

Corporators.

—corporate name.

Section 2. Said company is hereby authorized to erect and maintain dams on the Parlin stream and Bean brook in Parlin pond plantation, in the county of Somerset, but the dam

May erect dams on Parlin stream and Bean brook,