

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842

AUGUSTA
KENNEBEC JOURNAL PRINT
1909

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 144

ing Company, and may grant and vote money for the same. And said company shall drive all logs and other timber coming into said Dead river between the forks of Dead river and the Kennebec river and into Little Spencer stream between Big Spencer pond and Big Spencer stream and into Big Spencer stream between its junction with Little Spencer stream and Dead river for the purpose of being driven to market, and said corporation is authorized to build dams, side dams, remove rocks, make embankments and other improvements on Little Spencer stream or Big Spencer stream between its junction with Little Spencer stream in Dead river and on Dead river and build dams to raise a head of water on any and all the lakes and ponds on said streams or river or other tributaries, to facilitate the driving of logs and lumber down the same, and for this purpose the said corporation may take land and materials necessary to build such dams, embankments and improvements and may flow contiguous lands necessary to raise such head of water on such lakes and ponds, and if the parties cannot agree upon the damage the corporation shall pay the proprietors of the land and material so taken, such damages as shall be ascertained and determined by the county commissioners for the county of Somerset in the same manner and under the same conditions and limitations as are by law provided in the case of damage by laying out public highways, and for the damage occasioned by flowing land the said corporation shall not be liable for an action at common law, but the person injured may have a remedy by a complaint for flowing, in which the same proceedings shall be had as when a complaint is made under a statute of this state for flowing lands occasioned by raising a head of water for working of mills. Said corporation shall have all the powers and privileges and be subject to all the liabilities incident to corporations of a similar nature.'

—drive logs, etc.

—may build dams and side dams, and make improvements.

—may take land and materials.

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

Approved March 13, 1909.

Chapter 144.

An Act to extend the charter of the Ossipee Valley Power Company.

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

Section 1. The rights, powers and privileges of the Ossipee Valley Power Company which were granted by chapter two hundred fifty-eight of the private and special laws of nineteen hundred seven, are hereby extended for two years from the approval of this act, and the persons named in said act, their

Charter extended.

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associates and successors, shall have all the rights, powers and privileges that were granted them by said act, to be exercised in the same manner and for the same purposes as specified in said act.

Section 10,
Chapter 258,
special
laws, 1907,
amended.

Section 2. Amend said bill by inserting in section ten of the private and special laws of nineteen hundred and seven, after the word "gas" in the seventh line thereof, the words 'or water,' so that said section, as amended, shall read as follows:

Shall re-
move ob-
structions
in streets.

'Section 10. Said company, at its own expense, without unnecessary delay, shall remove any and all obstructions in any street or public way made in erecting or laying the lines or conduits for any purposes contemplated in this act and cause earth disturbed to be properly replaced. It shall not be allowed to obstruct or impair the use of any public or private drain or gas or water pipe, sewer, telegraph, telephone or railroad wire, but may cross, or when necessary, change the direction of any private wire or pipe, drain or sewer in such manner as not to obstruct or impair the use thereof, being responsible to the owner, or other person, for any injury occasioned thereby, in an action on the case.'

—shall not
impair use
of drains,
etc.

Approved March 13, 1909.

Chapter 145.

An Act to amend the charter of the Penobscot Bay Electric Company.

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

Section 2,
Chapter 156,
special
laws, 1907,
amended.

Section 1. Section two of chapter one hundred and fifty-six of the private and special laws of nineteen hundred and seven is hereby amended by striking out the word "and" in the fourth line of said section; also by inserting after the word "Verona" in said fourth line, the words 'Northport and the city of Belfast'; also by striking out of the fourth, fifth, sixth and seventh lines of said section, the words "in accordance with the general laws governing that business. Said corporation is also authorized to conduct the same business in other places for all purposes except lighting"; and also by adding at the end of said section the following:

'All locations upon streets, roads and ways in the above-named towns and city, and in any other city or town in which said corporation is or may be authorized to carry on its business, necessary, proper or convenient therefor,