

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

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AUGUSTA  
KENNEBEC JOURNAL PRINT  
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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low the costs as taxed by the magistrate, the person aggrieved may appeal to the judge of the superior court for said county, whose decision shall be final.'

Section 9. Section twenty-six of the charter of the city of Augusta, which was numbered as section twenty-eight in chapter three hundred and seventy-three of the private and special laws of nineteen hundred and five, is hereby amended so as to read as follows:

Section 26,  
amended.

'Section 26. All existing acts, public and private, inconsistent with the eight preceding sections, are hereby modified, so far as relates to the city of Augusta, so as to conform with their provisions.'

Incon-  
sistent acts  
modified.

Approved April 1, 1909.

### Chapter 363.

An Act authorizing the City of Bangor to levy Assessments for Street Improvements.

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

Section 1. Whenever the city council of the city of Bangor shall have determined that a permanent improvement should be made, by the construction, repair, alteration, renewal, or reconstruction of any sidewalks or street gutter, and shall have caused the same to be made, it shall be the duty of the municipal officers of said city to proceed to cause a part of the cost of such improvement not exceeding one-half of the whole cost, after reasonable notice and hearing, to be apportioned and assessed upon abutting, adjacent, or other property or estates specially benefited thereby, and the amount of the assessment upon each estate or other property shall be determined by the board of street engineers, and as soon as may be thereafter, said municipal officers shall cause a list of the assessments so made and submitted to them to be revised or amended after notice and hearing, if they see fit, and accepted, adopted and certified to the board of assessors.

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Section 2. The assessors shall include such assessments in the tax list and warrant committed by them to the collector of taxes for that municipal year, and it shall be included in the annual tax bill, or if the estate is otherwise exempt from taxation, it shall be rendered as a special tax bill. Such assessment shall become payable in the same manner as, and shall be a part of the tax for that year on such estate, except as otherwise herein provided; but the assessors shall make no abatement thereof except upon the recommendation of the

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## CHAP. 364

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municipal officers; and provided, that if a list of assessments cannot be certified to said assessors in season for commitment with the regular annual tax list, said assessors shall commit the same to said collector by a supplementary list and warrant.

Section 3. If said assessments are not paid, then the said city may sue for and maintain an action against the party assessed, as for money paid out and expended, or by an action of assumpsit, brought to enforce the above assessments, in any court of competent jurisdiction, and may recover the same with twelve per cent interest from date of assessment and costs.

Section 4. Whenever the owner or proprietor of an estate abutting upon a public street or square, shall have constructed at his own expense any permanent improvement in a sidewalk, street gutter, wall or abutment, the city of Bangor shall, upon approval by the board of street engineers and acceptance by the city council, pay to said owner or proprietor not exceeding one-half the cost thereof. Provided, however, that before beginning the construction of any such improvements, such owner or proprietor shall first notify such board of street engineers in writing and obtain its approval thereof and acceptance by the city council.

Section 5. Any person, firm or corporation aggrieved by any assessment for benefits made under this act shall have the right to proceed in the manner set forth in section thirty-five of chapter twenty-three of the revised statutes of Maine, or amendments thereof.

Approved April 1, 1909.

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## Chapter 364.

An Act to incorporate the Shawmut Water Company.

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

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poses.

Section 1. Augustus S. Burk, J. W. Brankley, E. A. Emery and M. McGee, their associates, successors and assigns, are hereby made a corporation by the name of the Shawmut Water Company, for the purpose of supplying the village of Shawmut in the town of Fairfield and the county of Somerset, and the inhabitants of said village, 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.