

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-FIFTH LEGISLATURE

OF THE  
STATE OF MAINE.

1911

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth  
Legislature

*1911*

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—price how determined if parties fail to agree.

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 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.

Approved March 16, 1911.

**Chapter 113.**

An Act to incorporate the Cherryfield Water Company.

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

Corporators.

Section 1. Charles A. Stewart, William F. Campbell, Albert M. Mathews, James W. M. Nash, Wm. A. Van Wart, Frank C. Nash, Winfield S. Davis, George G. Truman, Frank Stewart, John Monahan, Jr., Fred S. Nichols, Obadiah C. Ward, all of Cherryfield in the county of Washington, and Charles N. Taylor of Wellesley in the commonwealth of Massachusetts, their associates, successors and assigns, are hereby made a corporation by the name Cherryfield Water Company, for the purpose of supplying the village of Cherryfield in the county of Washington 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.

Section 2. Said corporation for said purposes may retain, collect, take, store and distribute water from any springs or wells that it may acquire by purchase of the owners thereof, or from any ponds, streams or other sources in said town of Cherryfield, and may locate, construct and maintain cribs, reservoirs, dams, stand-pipes, gates, hydrants, pipes and all other necessary structures to conduct and distribute the same through said town of Cherryfield. This act shall not deprive owners of springs from continuing to sell water.

—maintain dams, hydrants, etc.

Location.

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

May lay pipes along streets and ways, but shall not obstruct same.

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

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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.

—liable for damages.

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.

May cross public and private sewers.

—shall not obstruct public travel.

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 Washington 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.

Liable for damage for land taken, flowage, etc.

—damages, how assessed, if parties 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 fifty thousand dollars.

May hold real estate, etc.

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 fifty thousand dollars, and secure the same by mortgage of the franchise and property of said company.

May issue bonds and mortgage property.

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Capital stock.

Section 9. The capital stock of said corporation shall be fifty thousand dollars, said stock to be divided into five hundred shares of one hundred dollars each.

First meeting, how called.

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.

May contract for supplying water.

Section 11. Said corporation is hereby authorized to make contracts with said town of Cherryfield, 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 burden as said town and said company may agree upon, which, when made, shall be legal and binding upon all parties thereto.

After five years, town may purchase water works.

Section 12. Said town of Cherryfield 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, and 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.

Approved March 16, 1911.

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**Chapter 114.**

An Act to incorporate the Norridgewock Water Company.

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

Incorporators.

Section 1. Justin D. Ames, F. L. Ames and Ernest Gilman, all of Norridgewock in the county of Somerset, with their successors and associates, are hereby made a body corporate by the name of the Norridgewock Water Company, for the purpose of conveying to, and supplying the inhabitants of the said town of Norridgewock with water for domestic, sanitary, municipal and commercial purposes, with all the rights and privileges, and subject to the liabilities and obligations of similar corporations under the general laws of this state.

—corporate name.  
—purposes.

May take and hold necessary real estate.

Section 2. Said corporation may take and hold by purchase or otherwise, real and personal estate necessary and convenient