

# 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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**CHAP. 143**

printed within the limits of the corporation; the publication of which shall be at least seven days before the time of holding said meeting; or by posting copies of said warrant in three public places within the limits of said corporation, at least seven days before said meeting.

—justice of peace may call meeting, if assessors refuse.

If the assessors unreasonably refuse to call a meeting of the corporation, any ten or more legal voters may apply to a justice of the peace within the corporation, who may issue his warrant for calling such a meeting, as prescribed in the statutes for calling town meetings.

Tax payers shall be legal voters at meetings.

Section 11. All persons liable to be taxed for polls, residing in the limits of said corporation, shall be legal voters at any meeting of said corporation.

Inconsistent acts repealed. —proviso.

Section 12. All acts and parts of acts, inconsistent with this act, are hereby repealed. Provided, however, the repeal of the said acts shall not affect any act done, or any act accruing, or accrued, or any suit or proceeding had or commenced in any civil case before the time when such repeal shall take effect, under the acts hereby repealed, and before the time when repeal shall take effect, shall be affected by the repeal. And provided, also, that all persons who, at the time said repeal shall take effect, shall hold any office under the said acts or by-laws of the Farmington Village Corporation, shall continue to hold the same until others are elected and qualified in their stead, as provided in this act.

—further provided.

Act void unless accepted by major vote.

Section 13. This act shall be void unless at a legal meeting of the corporation shall vote, by ballot on the question of accepting this charter, and if a majority shall vote in favor of its acceptance then it shall take effect at the next annual, nineteen hundred twelve, meeting of the corporation, and its officers shall be elected according to its provisions.

Approved March 20, 1911.

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### Chapter 143.

An Act to incorporate the Monson Water Company.

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

Corporators.

Section 1. Albert W. Chapin, Henry Hudson, John F. Sprague, with their associates and successors, are hereby made a corporation under the name of the Monson Water Company, for the purpose of supplying the inhabitants of the town of Monson with suitable water for the industrial manufacturing, domestic, sanitary and municipal purposes, including the extinguishing of fires, and the making of contracts with the said

—corporate name.  
—purposes.

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town of Monson for any such purposes; with all the rights and privileges and subject to all the liabilities and obligations of similar corporations under the laws of this state.

Section 2. For any of the purposes aforesaid the said corporation is hereby authorized to take and use water from the two Doughty ponds, so-called, in said town of Monson, and from any spring, pond, brook or other waters in said town of Monson; except the Spectacle ponds; to conduct and distribute the same into and through such parts of said town of Monson as may be necessary; and to survey for, locate, construct and maintain, suitable and convenient dams, reservoirs, buildings, machinery, line of pipe, standpipe, aqueducts, structures and appurtenances.

Sources of water supply.

Section 3. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across the highways, ways, streets, railroads and bridges in the said town of Monson, and to take up, replace and repair, all such aqueducts, pipes, hydrants and other structures and fixtures as may be necessary and convenient for the said purposes of said corporation; and the said corporation shall be responsible for all damages to said town and to all corporations, persons, and property, occasioned by such use of the said highways, ways and streets. Whenever the said corporation shall lay down or construct any fixtures in any highway, way or street, or make any alterations or repairs upon 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 pavement then removed by it, to be replaced in proper condition.

May lay pipes along and across streets, railroads, etc.

—liable for damages occasioned by use of streets.

—shall not unnecessarily obstruct streets.

Section 4. The said corporation is hereby authorized to take and hold, by purchase or otherwise, any lands necessary for flowage, and also for its dams, reservoirs, gates, hydrants, buildings and other necessary structures, and may locate, erect, lay and maintain aqueducts, lines of pipe, hydrants and other necessary structures or fixtures in, over and through any land for the said purposes, and excavate in and through such land for such location, construction and erection. And in general to do any acts necessary, convenient or proper, for carrying out any of the said purposes of incorporation. It may enter upon such lands to make surveys and locations, and shall file in the registry of deeds for the county of Piscataquis, plans of such locations and lands, showing the property taken, and within thirty days thereafter publish notice of such filing in some newspaper in said county, such publication to be continued three

May take lands necessary for flowage, etc.

—may make surveys and locations, and shall file plans of same.

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weeks successively. Not more than two rods in width of land shall be occupied by any one line of pipe or aqueduct.

Damages, how assessed, if parties cannot agree.

Section 5. Should the said corporation and the owner of any land required for the said purposes of incorporation, be unable to agree upon the damages to be paid for such location, taking, holding and construction, the land owner may, within twelve months after the said filing of plans of location, apply to the commissioners of said county of Piscataquis, and cause such damages to be assessed in the same manner and the same conditions, as are prescribed by law in the case of damages by the laying out of railroads.

—locations invalid and rights forfeited if corporation shall fail to pay damages.

If the said corporation shall fail to pay such land owner, or deposit for his use with the clerk of the county commissioners aforesaid, such sums as may be finally awarded as damages, with costs when recovered by him, within ninety days after notice of final judgment shall have been received by the clerk of courts of the said county, the said location shall be thereby invalid and the said corporation shall forfeit all rights under the same, as against the owner of the land. The said corporation may make a tender to any land owner damaged under the provisions of this act, and if such land owner recovers more damages than was tendered him by the said corporation he shall recover cost, otherwise the said corporation shall recover cost. In case the said corporation shall begin to occupy such land before the rendition of final judgment, the land owner may require the said corporation to file its bond to him with the said county commissioners, in such sum and with such sureties as they may approve, conditioned for the payment of the damages that may be awarded. No action shall be brought against the said corporation for such taking, holding and occupation, until after such failure to pay or deposit as aforesaid. Failure to apply for damages within the said twelve months, shall be held to be a waiver of the same.

—corporation may tender for damages.

—owner may require bond of corporation.

Capital stock.

Section 6. The capital stock of the said corporation shall not exceed fifty thousand dollars, and the stock shall be divided into shares of one hundred dollars each.

May hold estate to the value of \$50,000.

Section 7. The said corporation for all its purposes may hold real and personal estate necessary and convenient therefor to the amount of fifty thousand dollars.

May issue bonds and mortgage property.

Section 8. The said corporation may issue its bonds for the construction of its works, of any and all kinds, upon such rates and time as it may deem expedient not to exceed its capital stock, and secure the same by mortgage of its franchise and property.

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Section 9. The first meeting of said corporation shall be called by a written notice thereof, signed by any two of the named incorporators, served upon each named incorporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, at least seven days before the time of meeting, or by publishing said notice in some newspaper published in Piscataquis county.

First meeting, how called.

Section 10. Said town of Monson or any water district including said town or portion thereof 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 or said water district and said corporation cannot agree upon the terms and price, then such terms and price 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.

Town shall have right to purchase water works.

Approved March 20, 1911.

**Chapter 144.**

An Act to extend the charter of the Waldo Street Railway Company.

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

The time within which the Waldo Street Railway Company shall actually commence business under its charter is hereby extended two years from the date when this act shall take effect.

Charter extended.

Approved March 20, 1911.

**Chapter 145.**

An Act to incorporate the Lincoln Water Company.

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

Section 1. George W. Thombs, Cyrus Coffin, Artemus Weatherbee, Eli H. Pinkham, Fred V. Buzzell, Edward A. Weatherbee, Willis E. Pinkham, Charles F. Plumly, George W. Mitton, Edgar R. DeWitt and Francis Babcock, their associates, successors and assigns, are hereby made a corporation

Corporators.