

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-FIFTH LEGISLATURE

OF THE
STATE OF MAINE.

1911

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1911

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth
Legislature

1911

CHAP. 144

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.

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—corporate
name.

by the name of the Lincoln Water Company for the purpose of conveying to and supplying the town of Lincoln, in the county of Penobscot, and the inhabitants thereof, with pure water for domestic, sanitary, manufacturing and municipal purposes.

May hold
necessary
property.

Section 2. Said corporation for said purposes may hold all such real estate and personal property as may be necessary or convenient therefor.

Sources of
water supply.

Section 3. Said corporation is hereby authorized, for the purposes aforesaid, to take, detain and use the waters of any pond, lake, stream or springs in said town of Lincoln, and is also authorized to erect and maintain dams, stand-pipes and reservoirs, and lay down and maintain pipes and aqueducts necessary for the proper accumulating, conducting, discharging, distributing and disposing of water; and said corporation may take and hold by purchase or condemnation any lands or real estate necessary therefor, and may excavate through any lands necessary for said purposes.

—may main-
tain dams
and reser-
voirs, etc.

Responsible
for damages.

Section 4. 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 flowing or by excavating through the same, the same to be taken and the damages assessed therefor in the manner provided for taking lands for steam railroads, so far as the same is applicable.

Capital stock.

Section 5. The capital stock of said corporation shall be fifty thousand dollars, which may be from time to time increased by vote of said corporation not to exceed one hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

May lay
pipes, aque-
ducts, etc.,
along streets
and ways.

Section 6. Said corporation is hereby authorized to lay in and through the streets and ways in said town of Lincoln, and to take up, replace and repair all such pipes, aqueducts and fixtures as may be necessary for the purposes of its incorporation, the same to be done under such reasonable restrictions as the selectmen of said town may impose. Said company is hereby authorized to lay, construct and maintain its pipes across the location of any railroad, and all work within the limits of the railroad location shall be done under the supervision and to the reasonable satisfaction of the chief engineer of the railroad company.

May contract
for supplying
water.

Section 7. Said corporation is hereby authorized to make contracts with corporations and inhabitants of said town and with said town or any village corporation therein for the purpose of supplying water as contemplated in this act; and the municipal officers of said town or the assessors of any village

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corporation therein or any duly authorized agent or agents thereof are hereby authorized to enter into contracts for a term of years with said company for the supply of water for municipal and fire purposes and for such exemption from public burden as they and said company may agree, which when made shall be legal and binding.

Section 8. Said corporation shall have the right to cross any river, stream or water course, public or private sewer, or to change the direction thereof when necessary but in such manner as not to obstruct or impair the use thereof and it shall be liable for any injury caused thereby. Whenever the company shall lay down any pipes in any streets, or make any alterations or repairs in any highway, it shall cause the same to be done with as little obstruction to public travel as may be practicable and without unnecessary delay restore said highway to its original condition.

May cross but shall not impair water courses, sewers, etc.

Section 9. Any person who shall wilfully injure any of the property of said corporation, or shall corrupt the waters which are the source of supply furnished by said corporation, or any tributaries thereof, in any manner whatever, or render them impure, whether the same be frozen or not; or shall wilfully destroy any dams, reservoir, pipe, hydrant, or other thing used in transmitting or supplying water, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years and shall be liable to said corporation for three times the actual damage, to be recovered in an action of debt.

Penalty for injuring property or corrupting water supply.

Section 10. Said corporation, from time to time, may issue bonds for the construction of its works upon such rates and time as it may deem expedient, and secure the same by mortgages on its franchises and property then owned or thereafter to be acquired by it.

May issue bonds and mortgage property.

Section 11. The first meeting of said corporation may be called by a written notice thereof signed by any of the corporators herein named, served upon each corporator by giving the same to him in hand, or by mailing to him, postage prepaid, seven days at least before the day of said meeting.

First meeting, how called.

Section 12. At any time after five years after the date of the approval of this act the town of Lincoln, or any village corporation therein, if its inhabitants shall so vote, by a majority vote, at a legal meeting called therefor shall have the right to purchase the system of water works constructed by said company in said town as herein authorized, together with the franchises of said company relating thereto at a price to be agreed upon between said company and said town or village

Town shall have right to purchase water works after five years.

—at an agreed price.

CHAP. 146

—how price shall be fixed if parties cannot agree.

corporation; and if such price cannot be agreed upon then at a price which shall be determined by a commission of three competent and disinterested men, one of whom shall be selected by said company, one by said town of Lincoln or by said village corporation, and the third by the two so selected if they can agree, if not, then by the chief justice of the supreme judicial court of Maine. The award of said commissioners, not less than cost, and interest thereon, shall be binding upon said company and said town or village corporation, and said town or village corporation shall pay the amount of said award for said system of water works and franchises within ninety days from the date when such award shall be rendered. The cost of said commission shall be bourn equally by the said company and said town or village corporation.

Approved March 20, 1911.

Chapter 146.

An Act authorizing Booth Brothers and Hurricane Isle Granite Co., to construct and maintain a railroad crossing or crossings in the town of St. George.

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

Railroad crossing authorized.

Booth Brothers and Hurricane Isle Granite Co., a corporation organized under the laws of the state of New York, and having an established place of business in Saint George in the county of Knox and state of Maine, is hereby authorized and empowered to construct and maintain a railroad crossing, or crossings, at grade, over and across any highway in that part of Saint George known as Long Cove, said crossing or crossings to be built at such grade and under such conditions as may be prescribed by the railroad commissioners of the state of Maine.

Approved March 20, 1911.

Chapter 147.

An Act to amend Section one of Chapter three hundred thirteen of the Private and Special Laws of one thousand eight hundred and sixty-four, entitled "An Act to incorporate the Baskahegan Dam Company," as amended by Chapter two hundred seventy-two of the Private and Special Laws of one thousand nine hundred and three.

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

Section 1, chapter 313, special laws, 1864, as amended by chapter 272,

Section one of chapter three hundred thirteen of the private and special laws of eighteen hundred and sixty-four, entitled "An Act to incorporate the Baskahegan Dam Company," as amended by chapter two hundred seventy-two of the private