

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

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. 218

Section 7. The said corporation at any legal meeting called for the purpose, may adopt such by-laws and provisions not inconsistent with the laws and constitution of the state, as they may deem necessary for the better government of the corporation, and such by-laws shall be subject to alterations or additions only by a two-thirds vote, at a legal meeting called for the purpose.

Corporation
may adopt
by-laws.

Section 8. All meetings after the first shall be notified by warrant of the assessors, notice of which shall be posted in three public places within its limits, seven days prior to the meeting, stating time, place and purpose of meeting; and a meeting may be called at any time on petition of seven legal voters, stating time, place and purpose of meeting requested. The annual meeting for the election of officers shall be the third Saturday in March.

How meet-
ings shall be
notified.

—annual
meetings.

Section 9. This charter may be accepted at any time within four years after granted, and its rejection in any calendar year shall not prevent its acceptance in any later calendar year during the time aforesaid; but only one meeting to vote thereon shall be held in any one calendar year. O. L. Stanley, E. R. Bachelder and F. C. Palmer or any one of them may call all meetings of the inhabitants of said territory previous to the acceptance of this charter, by posting a notice, stating the time, place and objects of said meeting, in at least three public places in said territory, at least seven days before the time of holding said meeting.

Acceptance
of charter.

—only one
meeting in
one calendar
year.

Section 10. In the meeting prescribed in section nine of this act for the first meeting of said corporation, the legal voters shall vote by ballot on the question of the acceptance of the charter, and if a majority shall vote in favor of its acceptance then it shall take effect in all its parts and the corporation shall proceed to organize and choose its officers.

Voting shall
be by ballot
on question
of acceptance
of charter.

Approved March 28, 1911.

Chapter 218.

An Act to supply the Town of North Haven with Pure Water.

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

Section 1. The town of North Haven in the county of Knox by its municipal officers, acting for and in behalf of said town is authorized and empowered to take water from a pond known as Fresh pond in said town of North Haven sufficient for domestic, municipal, manufacturing and industrial purposes, in-

Town author-
ized to take
water from
Fresh pond
for fire and
domestic
purposes.

CHAP. 218

—and convey same by pipes, aqueducts, etc.

—may lay pipes, etc., over or under any water course, street, etc., but shall not obstruct same.

Town may contract for acquiring system of water works.

Town may take lands necessary for laying pipes, locks, dams, reservoirs, etc.

—may enter on lands to make surveys, and shall file plans of land taken.

—and publish notice of such taking.

cluding a sufficient quantity to extinguish fires, supply hotels, laundries, livery stables, business places and private dwellings as well as for the sprinkling of lawns and streets; and for the purposes aforesaid to convey any of the waters aforesaid by aqueducts or pipes and service pipes sunk to any depth desirable for said purposes, and to lay said aqueducts or pipes under or over any water course, stream, brook, street, highway, or any other way in such manner as not unnecessarily to obstruct the same; and to lay down in and through streets and ways of said town of North Haven, and take up, replace, and repair all such aqueducts, pipes, and service pipes as may be necessary to carry out the purposes of a complete system of water works.

Section 2. The town of North Haven, by its said municipal officers, may make any necessary contract with any person, company or corporation for acquiring the ownership of any aqueduct company or corporation, owning a system of water works, or any part thereof in said town of North Haven, whereby said town of North Haven, by its municipal officers, may be entitled to purchase the whole at any one time, or to purchase the same in instalments through a period of nine years.

Section 3. For the purpose of carrying out the provisions of this act, said town of North Haven, by its municipal officers, shall have power and is hereby authorized to take and hold by purchase or otherwise, any lands or real estate, necessary for laying and maintaining pipes, aqueducts, locks, gates, hydrants, dams, stand pipes, reservoirs, for taking, conducting, conveying, storing, holding, discharging, and distributing, and for roadways to be used as approaches thereto, doing no unnecessary damage.

The said town, by its municipal officers, may enter upon said lands or real estate so taken and held to make surveys and locations, and shall file in the registry of deeds in the county in which such lands or property lies, plans of such lands and locations, showing the property taken within said county and within thirty days thereafter shall publish notice of such taking and filing in some newspaper published in said county wherein said land is taken, such publication to be continued three weeks successively, and such filing in the registry of deeds shall be in lieu of any other filing now required by law. Said town of North Haven, by its municipal officers, may permit the use, for said purposes, of any land so taken by it, by any person, company or corporation, with which it has made such a contract as is described in section two, whereby the said town of North Haven may be entitled to acquire the ownership of any aqueduct or system of water works or any part thereof in said town of North Haven.

CHAP. 218

Section 4. Should the said town of North Haven by its municipal officers and the owner of such land be unable to agree upon the damages to be paid for such taking, location and holding, the land owner or the town of North Haven by its municipal officers, may within six months after the filing of said plans and location, apply to the commissioners of the county wherein said land lies, who shall cause such damages to be assessed in the same manner and under the same conditions, restrictions, limitations and rights of appeal as are by law prescribed in the case of damages for the laying out of railroads, so far as such law is consistent with the provisions of this act.

Damages, how assessed, if parties should fail to agree.

Section 5. The town of North Haven, by its municipal officers, is authorized and empowered to contract with any person or corporation to construct aqueducts, pipes, locks, gates, hydrants, dams, stand pipes and reservoirs and any other structures necessary for a system of water works, upon lands taken as hereinbefore prescribed. And in case any such company or corporation is organized to construct any such aqueduct, it is empowered to place all or any part of its capital stock in the name of a trustee or trustees, and to contract that said trustee, or trustees, shall sell and deliver the same to the said town of North Haven in instalments from year to year, as may be agreed upon.

Town may contract for construction of aqueducts, locks, dams, etc.

Section 6. Said municipal officers of said town of North Haven are authorized to fix the rates for water to be paid monthly, quarterly, semi-annually or annually by persons or corporations supplied with the same, and they shall determine the conditions and methods of such supply and shall have general charge and control of said water system.

Town officers may fix water rates.

Section 7. Said town of North Haven, through its municipal officers, is authorized for the purpose of carrying into effect the provisions of this act, to dig up and excavate any highway in said town, lay pipes therein, and fill the trenches under the directions of the road commissioner of said town or such person as may be acting in that capacity for the time being.

Town may dig up streets and lay pipes therein.

Section 8. Whenever said town of North Haven or said trustee, company or corporation of which either may obtain control, as provided in section two, either directly or through ownership of stock, shall, under section one take water from any of the sources therein named, it shall file in the registry of deeds in the county in which such source of supply is located, a notice of such taking, describing the size, location and depth of the pipe or pipes, through which said water is to be taken from said source or sources.

Notice of taking of water shall be filed, describing size of pipes location and depth.

CHAP. 219

—damages,
how deter-
mined and
assessed.

The said town of North Haven, or said trustee, company or corporation, shall pay all damages sustained by any person or corporation in property by the taking of any water, water sources, water right, or easement, or by anything done by said town or by said trustee, company or corporation first named in this section under the authority of this act, which shall be determined and assessed in the same manner as provided in section four, for land taken under the provisions of this act.

Town may
issue bonds
for purpose
of raising
money.

—how signed.

Section 9. For the purpose of raising money to carry out the provisions of this act, the town of North Haven may issue its bonds with interest coupons, in behalf of said town, signed by the municipal officers of said town, and the treasurer of said town, when authorized by a vote of said town, to an amount which, taken in connection with the other indebtedness of the town, will not exceed the amount limited by the state of Maine. And such bonds shall be signed by the municipal officers of the town and the treasurer of said town, but the coupons need be signed by the treasurer only, and shall be designated "The North Haven Water Loan," and the doings of said town of North Haven at their annual meeting held March six, nineteen hundred and eleven, relative to the construction of said water works and the issue of bonds for the purpose of paying for the construction of said water system are hereby confirmed and made valid.

—loan, how
designated.

Section 10. The rates for the supply of water under this act shall be fixed so that all expenses of repairs, and management shall be paid annually, together with interest and such amounts as the town may determine to be paid annually on the principal expenditures.

Rates shall
be fixed
to cover
expenses and
interest.

Approved March 28, 1911.

Chapter 219.

An Act to amend the Charter of the City of Waterville.

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

Corporate
name, and
rights,
powers and
privileges.

Section 1. The inhabitants of the town of Waterville, in the county of Kennebec, shall continue to be a body politic and corporate by the name of the city of Waterville, and as such shall have, exercise and enjoy all the rights, immunities, powers, privileges and franchises, and be subject to all the duties and obligations now appertaining to or incumbent upon said town as a municipal corporation, or appertaining to or incumbent upon the inhabitants or selectmen thereof, and may ordain and publish such acts, ordinances, laws and regulations, not inconsistent with