

# 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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## Chapter 253.

An Act to incorporate the Hermon Water Company.

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

- Corporators.** Section 1. Charles N. Patten, J. Mellen Taylor of Hermon, Penobscot county, Maine, and Charles N. Taylor of Wellesley, Massachusetts, with their associates and successors, be and are hereby made a corporation under the name of the Hermon Water Company for the purpose of supplying the inhabitants of Hermon with suitable water for domestic, sanitary and municipal purposes, including extinguishment of fire; and said corporation shall possess all the powers and privileges and be subject to all the liabilities and obligations imposed upon corporations by law.
- corporate name.**
- purposes.**
- Place of business.** Section 2. The place of business of said corporation will be at Hermon in the county of Penobscot, and state of Maine.
- Sources of water supply.** Section 3. For any of the purposes aforesaid, or for the preservation and purity of said water, said corporation is hereby authorized to take directly or through pipes of any other company upon such terms as may be agreed upon with such other company, and said corporation is hereby authorized to take and use water from any spring, pond, brook, well, stream, or other water sources, natural or artificial, excepting such springs as are in actual use in the town of Hermon, Penobscot county, Maine; to conduct and distribute the same into and through the said town of Hermon; to survey for, lay, locate, erect and maintain suitable dams, reservoirs, and machinery, pipes, aqueducts and fixtures to carry its pipes or aqueducts under, in or over any bridge, water course, street, railroad, highway, or other way; and to cross any private or public sewer and to change the direction thereof when the said corporation deems it necessary, but in such a manner so as not to obstruct or impair the use thereof, and the said corporation shall be liable for any injury hereby caused said sewer; to enter, pass over and excavate any lands and to take and hold by purchase or otherwise any real estate, rights of way or of water and in general to do any acts necessary, convenient or proper for any of the purposes herein specified. And said corporation is further authorized, for the purpose of making all needed repairs or extensions or service connections, to lay its pipes through any public or private lands or ways, with the right to enter upon the same or dig therein, and said corporation may make written regulations for the use of said water, and change the
- may conduct same into town of Hermon.**
- may survey for and build dams, etc.**
- lay pipes, cross sewers, etc.**
- liable for injury caused by sewer.**
- may enter, pass over and excavate lands.**
- may lay pipes through public or private lands.**

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same from time to time. But in case of failure to agree with any railroad company as to place, manner and conditions of crossing its railroad with such pipes or aqueducts, the place, manner and conditions of such crossing shall be determined by the railroad commissioners and all work within the limits of the railroad location shall be done under the supervision and to the satisfaction of the officers and agents of the railroad company, but at the expense of said water company. It is also expressly provided that the said Hermon Water Company may have the right to connect its said mains, pipes or aqueducts with the system now controlled, owned, and operated by the city of Bangor, provided said connection is assented to by the water board of the city of Bangor.

—manner of crossing railroad with pipes, how determined, in case parties fail to agree.

—may connect pipes with Bangor system.

—proviso.

Section 4. Said corporation may take and hold by lease or purchase, real or personal estate necessary and convenient for the purposes aforesaid, not exceeding fifty thousand dollars.

May hold property to amount of \$50,000.

Section 5. Said corporation shall be held liable to pay all damages that shall be sustained by any person or corporation by the taking of any land, water or other property, or by excavating through any reservoir, stand-pipe or other structures herein authorized to be built, and also damages resulting from said acts, and if any person sustaining damages as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, such damages may be ascertained in the same manner and under the same conditions and restrictions and limitations as are by law prescribed in the case of damages by the laying out of railroads.

Shall be liable for all damages occasioned by taking of property.

Section 6. The capital stock of said corporation shall not exceed one hundred thousand dollars and shall be divided into shares of twenty-five dollars each, and any manufacturing corporation doing business in said Hermon is hereby authorized to subscribe for and hold stock in said Hermon Water Company. Said corporation is hereby authorized to contract with any corporation in said town to furnish power and other conveniences to carry out the purpose of this corporation.

Capital stock.

—may contract to furnish power.

Section 7. Said corporation is hereby authorized to make contracts with the United States, state of Maine, county of Penobscot, the town of Hermon and with other corporations and persons for the purpose of supplying water as contemplated in this act, and said town of Hermon by its selectmen is hereby authorized to sign and execute any contract that may be entered into by the inhabitants of said town at any meeting legally called for that purpose, for a term of years with said company for a supply of water for fire and other municipal purposes to said town, including the exemption or remission of

May contract for supplying water.

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taxes upon any real estate, fixtures, franchises and plant of said corporation as a part of the consideration of said contract.

May issue bonds secured by mortgage of 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, to an amount not exceeding its capital stock subscribed for, and secure the same by mortgage of its franchise and property.

After two years, town of Hermon may purchase system of water works.

Section 9. Said town of Hermon at any time after the expiration of ten 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, upon such terms and such 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.

—price, how determined.

How first meeting shall be called.

Section 10. The first meeting of the corporation shall be called by a written notice therefor, 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 the county of Penobscot.

Approved March 29, 1911.

### Chapter 254.

An Act to establish a Municipal Court in the City of Belfast.

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

Belfast municipal court established.

—judge, appointment of.

—jurisdiction in civil actions.

—exception.

Section 1. A municipal court shall be and hereby is established in and for the city of Belfast in the county of Waldo, to be denominated the Belfast municipal court, which shall be a court of record and have a seal and consist of one judge, who shall reside in Belfast and be appointed and commissioned as in the constitution provided, who shall have original and exclusive jurisdiction in all civil actions wherein the debt or damages do not exceed one hundred dollars except in cases in which he is interested, in which both parties are interested, or in which the party plaintiff, and the person or persons summoned as trustees shall be inhabitants of said Belfast, including prosecutions for penalties in which said city is interested, and actions of