

# 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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Published by the Secretary of State, agreeably to Resolves of  
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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. 256

that said company shall not take water from Goose pond in the town of Searsport, Frankfort and Swanville, or the outlet of said pond until said company shall have obtained the written consent of all of the owners of water power privileges located on said stream; and from Boyd pond in the town of Stockton Springs and Prospect; and may locate, construct and maintain cribs, reservoirs, aqueducts, gates, pipes, hydrants and all other necessary structures therefor.'

—proviso.

—may maintain reservoirs, aqueducts, etc.

Approved March 29, 1911.

**Chapter 256.**

An Act to amend Chapter one hundred and twenty-five of the Private and Special Laws of eighteen hundred and ninety-five, entitled "An Act to Incorporate the York Shore Water Company."

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

Section 1. Chapter one hundred and twenty-five of the private and special laws of eighteen hundred and ninety-five is hereby amended so as to read as follows:

Chapter 125, special laws, 1895, amended.

'Section 1. Josiah Chase, Lindley M. Webb, Will R. Howard, Wilson L. Hawkes, Hartley W. Mason, Jeremiah P. Simpson, John E. Norwood, John H. Varrell and John L. Chase, with their associates and successors, are hereby made a corporation by the name of the York Shore Water Company, for the purpose of supplying the towns of York and Wells, or any part thereof, and the residents therein, with pure water for domestic, manufacturing and municipal purposes, including the extinguishment of fires and the supply of shipping.

Corporators.

—corporate name.

Section 2. Said corporation may hold real and personal estate, necessary and convenient for the purposes aforesaid, not exceeding in amount four hundred thousand dollars.

May hold property to an amount of \$400,000.

Section 3. Said corporation is hereby authorized for the purposes aforesaid, to take, hold, protect and use the water of Chase's pond in said town of York, and all other ponds and streams tributary thereto or running therefrom; and is also authorized to erect and maintain dams and reservoirs, and lay down and maintain pipes and aqueducts necessary for the proper accumulating, conducting, distributing, discharging and disposing of water; and said corporation may take and hold, by purchase or otherwise, any lands or other real estate necessary for any of the purposes aforesaid, and for the protection of its water mains and pipes and the watershed of said Chase's pond, and may excavate through any lands when necessary for the purposes of this incorporation. Provided, however, that

May take and hold water of Chase's pond.

—may maintain dams and reservoirs, and lay necessary pipes, etc.

—and take and hold necessary lands.

—proviso.

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before taking water from said pond, or erecting any structure or laying any pipes at the outlet of said pond for that purpose, said corporation shall obtain the consent therefor in writing of the person or persons who control the waters thereof. Said company is hereby authorized to make such rules, regulations and restrictions relating to boating, fishing and hunting on said pond or on the watershed thereof as said company may deem necessary.

—may regulate fishing and boating on Chase's pond.

Shall be liable for damages occasioned by taking lands, etc.

—how damages may be determined if parties cannot agree.

May lay pipes, etc., along highway, and take up and repair same.

—under restrictions of selectmen.

—regulations for crossing railroads.

—liable to towns.

May lay pipes over or under tidal waters.

Section 4. Said corporation shall be liable to pay all damages that shall be sustained by any persons by the taking of any lands or other property, or by flowage or excavations, or by building dams and reservoirs or laying down pipes and hydrants; and if any person sustaining damage as aforesaid and said corporation cannot mutually agree upon the sum to be paid therefor, such person or said corporation may cause the damage to be ascertained in the manner prescribed by law in case of damage by laying out highways.

Section 5. Said corporation is hereby authorized to lay, construct and maintain, in, through, under and along the highways, streets, railroads, bridges and water courses in said towns, all such aqueducts, pipes, hydrants and structures as may be necessary for the purposes of this incorporation, and to take up, replace and repair the same when necessary; and when any work is done within the limits of any street or highway it shall be done under such restrictions and regulations as the selectmen of said towns may impose. Provided, that in case of any crossing of a railroad, unless said corporation shall agree with the company owning and operating such railroad, as to place, manner and conditions of the crossing, the railroad commissioners shall determine the place, manner and conditions of such crossings; and all work within the limits of such railroad location shall be done under the supervision and to the satisfaction of the officers of such railroad company, but at the expense of this corporation. Said corporation shall be liable to pay to said towns all sums recovered against them, for damages from obstruction or defects of said streets and highways caused by said corporation, and for all expenses, including reasonable counsel fees, incurred in defending such suits, with interest on the same.

Section 6. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over tidal waters, and to build and maintain all necessary structures therefor, all to be done at such places as may be necessary for the purposes of said corporation, and not to obstruct navigation.

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Section 7. Said corporation is hereby authorized to make contracts, with the inhabitants of said towns, and individuals therein, and with other corporations, for the purposes of supplying water as contemplated by this act; and said towns by their selectmen are hereby authorized to contract with said company for a supply of water for municipal or other purposes as said towns and said company may agree, which shall be legal and binding upon all parties thereto.

May contract for supplying water.

Section 8. Said corporation shall have the power to cross any public or private sewer, or to change the direction thereof when necessary for the purposes of this incorporation, but in such manner as not to obstruct or impair the use thereof; and said corporation shall be liable for any injury caused thereby.

May cross sewers, but shall not obstruct same.

Section 9. Any person who shall leave the carcass of any dead animal or other offensive matter within the limits of the watershed of said Chase's pond, shall be punished by a fine not exceeding one thousand dollars or by imprisonment not more than one year and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

Penalty for polluting watershed of Chase's pond.

Section 10. The capital stock of said corporation shall not exceed one hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

Capital stock.

Section 11. Said corporation may issue its bonds for the construction and maintenance of its works upon such rates and for such time as it may deem expedient, not exceeding its capital stock, and secure the same by mortgage of the franchise and property of said company.

May issue bonds and secure same by mortgage of property.

Section 12. The first meeting of said corporation may be called by written notice thereof, signed by any two corporators herein named, served on each corporator by giving him the same in hand, or by sending the same by mail to his last known place of residence at least thirty days before the time of meeting.'

First meeting, how called.

Approved March 29, 1911.

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## Chapter 257.

An Act granting additional powers and privileges to the Peaks' Island Corporation.

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

Section 1. The Peaks Island Corporation, organized under the general laws of the state of Maine on the twenty-eighth day of March, in the year of our Lord nineteen hundred and ten, in addition to the rights and powers vested in it under the

Additional powers granted to Peak's Island Corporation.