

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

Published by the Secretary of State, agreeably to Resolves of
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1913

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

Lewiston Trust and Safe Deposit Company or the name Lewiston Trust Company be used. CHAP. 25

Approved February 19, 1913.

Chapter 25.

An Act to Create the Strong Water District.

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

Section 1. The following described territory and the people within the same, namely: all of the town of Strong excepting so much thereof as is situated easterly of the road leading from Starbird's mill, so called, to West Freeman, so called; and northerly of the road leading from Starbird's mill through Freeman Valley to Kingfield, shall constitute a body politic and corporate under the name of the Strong Water District, for the purpose of supplying the inhabitants of the said district, pure water for domestic, sanitary, manufacturing and municipal purposes.

—Limits of water district defined.

—corporate name.

—purposes.

Section 2. Said corporation is hereby authorized for the purposes aforesaid, to take over by purchase from the town of Strong as soon as said town becomes possessed thereof, the entire plant, works and rights now owned or hereafter acquired by said town from the Strong Water Company for the amount actually expended by said town in acquiring said plant, works and rights, and to maintain the same as now existing, or to construct additional lines of pipe and suitable and sufficient reservoirs and standpipes or pumping stations necessary for the proper accumulation, conducting, discharging and disbursing water. The said corporation may take and hold by purchase or otherwise, any lands or real estate necessary therefor, and may excavate through any lands when necessary for the purpose of this corporation.

May purchase works now owned by Strong Water Company.

—may construct additional lines of pipe, etc.

—may take hold and excavate lands.

Section 3. Said water district shall be liable for all damages that shall be sustained by any person or corporation in their property, by the taking of any land whatsoever, or water, or by flowage, or by excavating through any land for the purpose of laying pipes, building dams or constructing reservoirs. If any person sustaining damages as aforesaid and said corporation shall not mutually agree upon the sum to be paid therefor, such person may cause his damages to be ascertained in the same manner and under the same conditions, restrictions and limitations as are or may be prescribed in the case of damages by the laying out of highways.

Water district shall be liable for damages for land taken.

—damages, how ascertained.

CHAP. 25

May lay pipes in and through streets.

—shall not unnecessarily obstruct public travel.

—shall replace pavement and earth.

May exercise eminent domain.

Board of trustees, how many and how chosen.

—tenure of trustees.

—vacancies, how filled.

—annual meeting, when held.

—board of trustees, when and how organized.

—compensation of trustees.

—water district may adopt by-laws.

Section 4. Said water district is hereby authorized to lay in and through the streets and highways thereof, and of the remaining portion of said town of Strong, and to take up, repair and replace, all such pipes, aqueducts and fixtures as may be necessary for the objects above set forth, and whenever said district shall lay any pipes or aqueducts in any street or highway, it shall cause the same to be done with as little obstruction as possible to the public travel, and shall at its own expense, without unnecessary delay, cause the pavement and earth removed by it to be replaced in proper condition.

Section 5. Said water district is hereby authorized and empowered to acquire by purchase or by the exercise of the right of eminent domain, which right is hereby expressly delegated to said water district for said purposes, any lands, right of way, or any other interest in real estate which may be required for the carrying out of the purposes of this corporation.

Section 6. All the affairs of said Water District shall be managed by a board of trustees, composed of three members to be chosen by ballot by the legal voters within said Water District, the first election to be at the meeting of the legal voters of said corporation to be called for the purpose of voting upon the acceptance of this act, one to serve until the annual meeting to be held in the year nineteen hundred and fourteen; one to serve until the year nineteen hundred and fifteen, and one to serve until the year nineteen hundred and sixteen. Whenever the term of office of a trustee shall expire, the legal voters of the said water district shall elect a successor to serve a full term of three years, and if any other vacancy occur, it may be filled in like manner for the unexpired term. The annual meeting for the election of officers shall be in the month of July. As soon as is convenient after the board of trustees has been chosen, the said trustees shall hold a meeting and organize by the election of a chairman and clerk, adopt a corporate seal, choose a treasurer and when necessary may elect all other needful officers and agents for the proper management of the affairs of said water district.

Each member shall receive in full compensation for his service the sum of two dollars for each and every regular and special meeting of said board at which he is in attendance.

The said Water District, at any legal meeting thereof called for the purpose, may adopt such by-laws and provisions, not inconsistent with the constitution and the laws of this state and of the United States, as they may deem expedient and necessary for the good government and regulation of the municipal affairs of said Water District, in which case, such by-laws and

provisions so adopted shall apply to said Water District as fully, to all intents and purposes, as other provisions of this act, subject to alterations and additions only by a two-thirds vote of the legal voters of said Water District present and voting at a legal meeting thereof called for the purpose.

Section 7. For accomplishing the purposes of this act said Water District, through its trustees, is authorized to issue the bonds to an amount sufficient to procure funds to pay the expense incurred in the purchase of said plant, works and rights and in the construction and installation of its system of pipe lines, dams, reservoirs, pumping stations and whatever equipment may be necessary or incidental to the construction and installation of such systems of water works, and additions thereto, including the expense of taking by purchase or otherwise, of lands, rights of way, or other interests in real estate which may be necessary for the carrying out of the purposes of this act. Said bonds shall be a legal obligation of said corporation, within the meaning of section ninety-six, chapter forty-seven of the Revised Statutes and all the provisions of said section shall be applicable thereto. The said bonds shall be a legal investment for savings banks.

Section 8. The Strong Water District, hereby created, is hereby authorized and empowered to raise annually a sum of money, which in the judgment of the board of trustees, is sufficient to defray the expense of furnishing water in said district for the purpose of fire protection, by taxation of the legally taxable property therein as rendered by the assessors of said town of Strong.

Section 9. All individuals, firms and corporations, whether private, public, national or municipal, shall pay to the said Water District the rates established by said board of trustees for the water used by them, and said rates shall be uniform within the territory supplied by the Water District. Said rates shall be so established as to provide resources for the following purposes:

1. To pay the current running expenses for maintaining the water system, and to provide for such extensions and renewals as may become necessary.
2. To provide for payment of interest on the indebtedness of the district.
3. To provide each year a sum equal to not less than one nor more than five per cent. of the entire indebtedness of the district, which sum shall be turned into a sinking fund to provide for the final extinguishment of the funded debt. The money set aside for the sinking fund shall be devoted to the

CHAP. 25

—change in
by-laws,
how made.

May issue
bonds.

—bonds
shall be a
legal obliga-
tion.

—shall be a
legal invest-
ment for
savings
banks.

Water dis-
trict may
levy tax to
defray ex-
pense of
water for
fire protec-
tion.

May estab-
lish rates.

—rates shall
be uniform.

Rates to pay
running ex-
penses.

To pay in-
terest on
indebted-
ness.

To provide
a sinking
fund.

CHAP. 26 retirement of the obligation of the district or invested in such securities as savings banks are allowed to hold.

Incidental rights and privileges granted.

This act shall take effect when accepted by vote.

—meeting, when called.

Section 10. All the incidental powers, rights and privileges necessary to the accomplishment of the main objects herein set forth are granted to the corporation hereby created.

Section 11. This act shall take effect when accepted by a majority vote of the legal voters within said water district, at a meeting to be specially called and held for the purpose, on or before the first day of August, in the year nineteen hundred and thirteen, and the selectmen of the town of Strong are hereby authorized to call said meeting, and to make and provide a separate check list of such of the voters (within said Water District as are then legal voters) of said town, and all warrants issued to said town shall be varied accordingly to show that only such voters within said district are entitled to vote therein. Such special meeting shall be called, advertised and conducted according to the law relating to municipal election, provided however, that the board of selectmen shall not be required to prepare, or the town clerk to post a new list of voters.

—meeting, now called.

Form of question to be submitted to voters.

—certificate shall be filed with secretary of state.

The town clerk shall reduce the subject matter of this act to the following question: Shall the act to incorporate the Strong Water District be accepted? and the voters shall indicate by a cross placed against the words, Yes, and No, their opinion of the same. The result shall be declared by the selectmen of Strong, and due certificate thereof filed by the town clerk with the secretary of state.

Approved February 19, 1913.

Chapter 26.

An Act to Authorize Frederick S. Vaill and Julia C. Vaill, Their Heirs and Assigns, to Locate, Erect and Maintain a Bridge or Roadway Across the Tidewaters of Casco Bay Between Long Island and Marsh Island, in the City of Portland.

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

Frederick S. and Julia C. Vaill authorized to maintain bridge.

Section 1. Frederick S. Vaill and Julia C. Vaill, their heirs and assigns, are hereby authorized and empowered to locate, erect and maintain a bridge or roadway across the tidewaters of Casco Bay between Long Island and Marsh Island both in the city of Portland; and said bridge or roadway shall not be built until the consent thereto of the proper authorities of the United States and of the City Council of Portland shall have been first obtained.

—consent of proper authorities to be first obtained.

Approved February 25, 1913.