

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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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

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 borne equally by the said company and said town or village corporation.

Approved March 4, 1913.

CHAP. 45

—price awarded shall be paid within ninety days.
—cost of commission, how borne.

Chapter 45.

An Act to Create the Oakfield Water Company.

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

Section 1. N. C. Martin, C. S. Lougee, E. T. White, Lyndon MacGown, T. E. Thomas, A. O. Holden, their associates, successors and assigns, are hereby made a corporation by the name of the Oakfield Water Company, for the purpose of conveying to and supplying the town of Oakfield in the county of Aroostook and the inhabitants thereof, with pure water for domestic, sanitary, manufacturing and municipal purposes.

Corporators.

—corporate name.
—purposes.

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

May hold real and personal property.

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 Oakfield, and is also authorized to erect and maintain dams, standpipes 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 when necessary for said purposes.

May take and use waters in town of Oakfield.

—may maintain dams, etc.

—may take and hold lands.

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.

Damages for lands taken, how assessed.

Section 5. The capital stock of said corporation shall be forty 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.

Capital stock.

Section 6. Said corporation is hereby authorized to lay in

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May lay pipes in streets.
 —may replace and repair pipes, etc.
 —restrictions.
 —may cross location of railroad locations.

Corporation may contract to supply water.

—officers of town may contract for supply of water.

May cross water courses, etc.

—shall not unnecessarily obstruct travel.

Corruption of waters, how punished.

—injury to property, how punished.

May issue bonds.

and through the streets and ways in said town of Oakfield, 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.

Section 7. Said corporation is hereby authorized to make contracts with the 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 corporation therein or any duly authorized agent or agent 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 upon, 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.

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 dam, 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 done, to be recovered in an action of debt.

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 mort-

gages on its franchises and property then owned or thereafter to be acquired by it.

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 the same to him, postage prepaid, seven days at least before the day of said meeting.

Section 12. At any time after five years after the date of the approval of this act the town of Oakfield 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 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 Oakfield 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 borne equally by the said company and said town or village corporation.

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First meeting, how called.

Town may purchase system after five years.

—price of purchase, how determined.

—award shall be paid within ninety days.

—cost of commission, how borne.

Approved March 4, 1913.

Chapter 46.

An Act to Amend Section Five of Chapter Two Hundred and Fifty-one of the Private and Special Laws of Nineteen Hundred and Seven, as Affected by Section One of the Same Chapter as Amended by Chapter Twenty-eight of the Private and Special Laws of Nineteen Hundred and Nine, Relating to the Protection of Alewives, Shad and Sturgeon in the Various Rivers in Maine.

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

Section 1. Section five of chapter two hundred and fifty-one of the private and special laws of nineteen hundred and seven as amended by chapter twenty-eight of the private and special laws of nineteen hundred and nine, is hereby amended by substituting the word 'July' for the word "June" in the

Section 5, chapter 251, P. & S. laws of 1907, as amended by chapter 28, P. & S. laws of 1909, further amended.