

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

which the same proceedings shall be had as in case of damages for lands taken for highways. CHAP. 90

'Section 6. All acts or parts of acts inconsistent with the provisions of this act, so far as they relate to the city of Rockland, are hereby repealed. This act shall not apply to or affect any public drain or common sewer constructed previous to nineteen hundred twelve.'

Inconsistent acts repealed.

—act shall not apply to sewers constructed previous to 1912.

Approved March 12, 1913.

Chapter 90.

An Act to Incorporate the Rockland Public Utilities District.

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

Section 1. The territory embraced within the city of Rockland, in the county of Knox and state of Maine, and the inhabitants thereof, are hereby constituted a body politic and corporate, and are hereby made and declared to be a quasi-municipal corporation and to be within section ninety-six of chapter forty-seven of the revised statutes of Maine, under the name of the Rockland Public Utilities District.

Territorial limits.

Section 2. The purposes of said corporation are, the acquiring, owning, holding, managing and operating public utilities of every kind, for the use and benefit of, and the supplying therewith, said territory and the inhabitants thereof, and the inhabitants of territory adjacent thereto, including the right to own and develop the water front of Owls Head Bay, and establish, own and control, wharves, docks and public landings therein; provided this corporation shall not have the right to, and shall not engage in the business of furnishing or furnish such public utilities as are now being supplied within said territory under authority of the legislature, until the legislature shall have further fixed and prescribed the manner and conditions thereof.

—corporate name.
Purposes of the corporation.

proviso.

Section 3. For the carrying out of said purposes said corporation is authorized; to take and hold by purchase, gift, bequest, devise or otherwise, all real estate and personal property which may be deemed necessary therefor, and to mortgage, sell, lease, or otherwise dispose of the same; to receive and administer any trust fund, given or established to enable it to carry out its purposes, and any trust established for the general welfare of the inhabitants of said district; to issue bonds for raising money necessary for its purposes, which shall be an indebtedness of said corporation, and primarily a lien upon the property acquired and owned by it, not including property which may be held in trust; provided, however, that no bonds shall be issued

Corporation may acquire and hold real and personal property.

—may receive trust funds.

—may issue bonds.

—proviso.

CHAP. 90

—proviso.

in excess of the actual cost of property acquired, and if improvements thereon; nor unless the commissioners of said corporation shall certify in writing that they believe the income from the property to be acquired and improved thereby, will pay a net revenue at least sufficient to pay the interest thereon, and accumulate a sinking fund of two per cent per annum; stating in such writing the sources from which the same is expected to be derived, and the amount from each source.

corporation may lease its property.

Section 4. Said corporation may, when the property acquired by it shall not for the time being be necessary for carrying out its purposes, lease the same for manufacturing, mechanical or other uses, and at the docks, wharves and landings acquired or controlled by it may rent its lands and buildings and allow the same to be used in such way as in the judgment of the commissioners for the time being may be deemed desirable.

Indebtedness limited to five per cent.

Section 5. The indebtedness of said district, including its bonds, shall in no event exceed five per cent of the assessed valuation of the property in said district and said bonds shall be a legal investment for savings banks and shall not be subject to taxation. A sinking fund shall be established for the payment of said bonds, which shall be devoted to retiring the same, and until used for such purpose shall be invested in such securities as savings banks are authorized to invest in.

—a sinking fund shall be established.

Affairs of district shall be controlled by a commission.

Section 6. All the affairs of said district and all of its powers and duties, shall be vested in, managed and controlled by a commission of seven persons, of which the mayor of the city of Rockland for the time being, shall be chairman; but no other person holding any municipal office in the city of Rockland shall be eligible to membership. The remaining six commissioners shall be chosen by the municipal officers of said Rockland, as follows:

Tenure of commissioners.

In December of each year there shall be designated by ballot, two members to serve for a period of three years from the first day of January next succeeding, and until their successors are chosen and qualified. Said municipal officers shall in like manner fill for the unexpired term any vacancy which may occur, and shall forthwith, after this act shall become effective, choose in like manner six commissioners, two for one year, two for two years, and two for three years from the first day of January next succeeding, designating at the time those who are chosen for the respective periods.

—vacancies, how filled.

Officers of the commission.

Said commission shall elect a clerk and treasurer, and such other officers as they shall deem necessary, all of whom shall hold office during the pleasure of the commission. They shall adopt a corporate seal, and may establish from time to time all

such by-laws, not inconsistent with law, as they deem necessary for the government and regulation of the affairs of the corporation. All officers shall be sworn to the faithful discharge of their respective duties.

Section 7. This act shall take effect when accepted by a majority vote of the legal voters within said 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 mayor and aldermen of the city of Rockland are hereby authorized to call said meeting, and the board of registration of said city will make and provide separate check lists for each ward of the legal voters of said city. Such special election shall be called, advertised and conducted according to the law relating to municipal elections, provided however, that the board of registration shall not be required to prepare, or the city clerk to post, a new list of voters. The city clerk shall reduce the subject matter of this act to the following question :

“Shall the act to incorporate the Rockland Public Utilities 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 will be canvassed and declared by the municipal officers of the city of Rockland, and due certificates thereof filed by the city clerk with the secretary of state.

This act shall take effect when approved by the governor so far as it is necessary to empower the calling and holding of such election.

Approved March 13, 1913.

CHAP. 91

—officers shall be sworn.

This act shall take effect when accepted by a majority vote of voters.

—mayor and aldermen may call meeting.

Form of question to be submitted.

Election may be called after approval of this act by the governor.

Chapter 91.

An Act to Incorporate the Pleasant River Gulf Improvement Company.

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

Section 1. Moses L. Jordan, Henry Prentiss, Hosea B. Buck, and Frank C. Hinkley, their associates, successors and assigns, are hereby incorporated under the name of the Pleasant River Gulf Improvement Company, with all the powers and privileges of similar corporations.

Corporators.

—corporate name.

Section 2. Said company is hereby authorized to erect and maintain dams on the west branch of the Pleasant river in Piscataquis county as follows : One at or near the foot of Second lake, one at or near the foot of First lake, one at or near the foot of Big Lyford pond and one above the Gulf, so called, of said West Branch of the Pleasant river, and any other dams that may be necessary on said West Branch of Pleasant river,

May erect and maintain dams on west branch of Pleasant river.