

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

Chapter 119.**CHAP. 119**

An Act to Incorporate the Ashland Water Company.

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

Section 1. F. G. Webster, W. E. Hopper, George H. Mooers, C. A. Flint, M. Smargonsky and Perley M. McCormack, their associates, successors and assigns, are hereby made a body corporate under the name of the Ashland Water Company for the purpose of conveying to and supplying the town of Ashland, in the county of Aroostook, and the inhabitants thereof, with pure water for domestic, sanitary, manufacturing and municipal purposes.

Corpora-
tors.

—corporate
name.
—pur-
poses.

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 Ashland, 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 proceeding 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
Ashland.

—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.

Corpora-
tion liable
for damages
for land
taken.

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 twenty-five dollars each.

Capital
stock.

Section 6. Said corporation is hereby authorized to lay in and through the streets and ways in said town of Ashland, 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

May lay
pipes.

—may cross
railroad
tracks.

CHAP. 119 reasonable satisfaction of the chief engineer of the railroad company.

May contract to supply water.

Section 7. Said corporation is hereby authorized to make contracts with 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 agents 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, which when made shall be legal and binding.

—municipalities or agents thereof may contract for water.

Corporation may cross water courses, sewers, etc.

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.

—shall not unnecessarily obstruct public travel.

Penalty for pollution of water or injury to property of corporation.

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 dams, 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, to be recovered in an action of debt.

May issue bonds.

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

First meeting, how called.

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.

Town of Ashland may purchase system after five years.

Section 12. At any time after five years after the date of the approval of this act the town of Ashland, or any village cor-

poration 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 Ashland 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.

CHAP. 120

—price, how
deter-
mined.

Approved March 18, 1913.

Chapter 120.

An Act to Incorporate the Town of Connor.

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

Section 1. Township letter "K", range two, west from the east line of the State of Maine, in the county of Aroostook, and known as Connor Plantation, is hereby incorporated as a town under the name of Connor; and the inhabitants thereof are hereby invested with all the powers and privileges and subject to the duties and liabilities incident to other towns in this state.

Township K.
range 1.
W. B. L. S.,
incorporated as the
town of
Connor.

Section 2. The collectors of the plantation of Connor shall have power to finish the collection of all taxes which have been committed to them for collection prior to the passage of this act, and to settle with and to pay the same to the treasurer of the town of Connor, and the several officers of said plantation are empowered to perform the duties of town officers in the town created by this act, until their successors shall have been chosen and qualified as town officers of the town of Connor under this act.

Unpaid taxes
shall be
collected
and paid
to treasurer
of town of
Connor.

Section 3. Any justice of the peace may call the first meeting of the town of Connor by posting a warrant therefor, stating the object of said meeting, in three public and conspicuous

First meet-
ing, how
called,