

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
June 28, 1820, February 18, 1840, and March 16, 1842.

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1913

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

Chapter 146.

CHAP. 146

An Act to Incorporate the Harrison Water Company.

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

Section 1. George E. Tarbox, Joseph Pitts, Charles B. Sylvester, Oliver N. Abbott, Albert S. Kneeland, Frank P. Bennett, Hollis H. Caswell, Charles S. Whitney, James P. Blake and Albert S. Pitts, all of Harrison, their associates, successors and assigns, are hereby made a corporation by the name of the Harrison Water Company, for the purpose of supplying the village of Harrison, in the county of Cumberland, and the inhabitants of said town with pure water, for domestic, sanitary and municipal purposes, including the extinguishment of fires, with all the rights and privileges and subject to all the liabilities and obligations of similar corporations under the laws of this state.

Corporators.

—corporate name.

—purposes.

Section 2. Said company for said purpose may retain, collect, take, store, use and distribute water from any springs or wells, that it may acquire by purchase of the owner thereof, ponds, streams or other water sources in said Harrison, and may locate, construct and maintain cribs, reservoirs, dams, standpipes, gates, hydrants, pipes and all other structures necessary to conduct and distribute the same through said town of Harrison in the usual manner.

May retain water in town of Harrison.

—may maintain reservoirs, etc.

Section 3. The place of business of said corporation shall be at Harrison in the county of Cumberland and state of Maine, and its business shall be confined to the town of Harrison in said county.

Place of business shall be at Harrison.

Section 4. Said corporation is hereby authorized for the purposes aforesaid, to lay, construct and maintain in, under, through, along and across the highways, ways, streets, railroads and bridges in said town, and to take up, replace and repair all such sluices, aqueducts, pipes, hydrants and structures as may be necessary for the purposes of its incorporation, so as not to unreasonably obstruct the same, under such reasonable restrictions and conditions as the selectmen of said town may impose. It shall be responsible for all damages to persons and property occasioned by the use of such highways, ways and streets, and shall further be liable to pay to said town all sums recovered against said town for damages for obstruction caused by said company, and for all expense including reasonable counsel fees incurred in defending such suits with interest on the same, provided said company shall have notice of such suits and opportunity to defend the same.

Corporation may lay pipes, etc.

—shall not unnecessarily obstruct streets, etc.

—shall be liable for damages occasioned by use of streets, etc.

—company shall have notice of suits.

CHAP. 146

May cross
sewers.

Section 5. Said company shall have power to cross any water course, private and public sewer, or to change the direction thereof, when necessary for the purpose of its incorporation, but in such manner as not to obstruct or impair the use thereof, and it shall be liable for any injury caused thereby. Whenever said company shall lay down any fixtures in any highway, way or street, or make any alterations or repairs, upon its works in any highway, way or street, it shall cause the same to be done with as little obstruction to public travel as may be practicable, and shall at its own expense, without unnecessary delay, cause the earth and pavements there removed by it, to be replaced in proper condition.

—shall not
unneces-
sarily
obstruct
public travel.

Corpora-
tions shall
be liable for
damages for
land taken,
etc.

—damages,
how
assessed.

Section 6. Said corporation shall be held liable to pay all damage that shall be sustained by any person by the taking of any land or other property, or by flowage, or by excavating through any land for the purposes of laying down pipes and aqueducts, building dams, reservoirs, and also damages for any other injuries resulting from said acts; and if any person sustaining damage as aforesaid, and said corporation cannot mutually agree upon the sum to be paid therefor, either party on petition to the county commissioners of Cumberland county, may have the damages assessed by them, and subsequent proceedings and rights of appeal thereon, shall be had in the same manner and under the same conditions, restrictions and limitations, as are by law provided in case of land taken for railroads.

Corpora-
tion may
hold real
and personal
property to
amount of
\$25,000.

May issue
bonds not
exceeding
\$25,000.

Section 7. Said corporation may hold real and personal estate necessary and convenient for all its said purposes to the amount of twenty-five thousand dollars.

Section 8. Said corporation may issue its bonds for the construction of its works, upon such rates and terms as it may deem expedient, not exceeding twenty-five thousand dollars, and secure the same by mortgage of the franchise and property of said company.

Capital
stock.

Section 9. The capital stock of said corporation shall be twenty-five thousand dollars, said stock to be divided into shares of one hundred dollars each.

First meet-
ing, how
called.

Section 10. The first meeting of this corporation may be called by written notice, signed by any one of the incorporators and served upon each of the other incorporators, at least seven days before the day of said meeting.

Act shall
become void
unless con-
struction is
commenced
within four
years.

Section 11. This act shall become null and void in four years from the time when the same takes effect, unless the corporation shall have organized and commenced the construction of its works under this charter.

Section 12. Said corporation is hereby authorized to make contracts with said town of Harrison, and with other corporations and individuals, for the purpose of supplying water, for municipal and other purposes; and said town by its selectmen, is hereby authorized to enter into contract with said company for the supply of water, with such exemption from public burden as said town and said company may agree upon, which when made, shall be legal and binding upon all parties thereto.

Section 13. Said town of Harrison at any time after the expiration of five years from the opening for use and service of a system of water works constructed by said corporation and after a vote in a legal town meeting to that effect has been passed, shall have the right to purchase, and by this act said corporation is required to sell to said town said system of water works including everything appertaining thereto, and if said town and corporation cannot agree upon the terms, upon such terms and such price as shall be determined and fixed by the chief justice of the supreme court of the state of Maine, after due hearing of the parties interested, and from the decision of the said chief justice there shall be no appeal.

Approved March 20, 1913.

CHAP. 147

Corporation may contract to supply water.
—town may contract for supply of water.

After five years town of Harrison may purchase the system.

—purchase price, how determined.

Chapter 147.

An Act Authorizing the Towns of Mexico and Rumford in the County of Oxford to Purchase the Toll Bridge Between Said Towns, Erected and Owned by the Mexico Bridge Company.

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

Section 1. The residents of the towns of Mexico and Rumford are hereby authorized and empowered to acquire by purchase or by exercise of the right of eminent domain, which right is hereby expressly delegated to said towns for said purpose, the toll bridge, approaches and toll house, together with all franchises belonging to the same, owned by the Mexico Bridge Company, extending from the town of Mexico across the Androscoggin river to the town of Rumford from a point near the Ridlonville post office. Said Mexico Bridge Company are hereby authorized to sell and transfer all their franchises and property to said towns of Mexico and Rumford.

Towns of Mexico and Rumford authorized to acquire toll bridge.

—Mexico Bridge Co. authorized to sell franchises and property.

Section 2. In exercising any right of eminent domain conferred upon said towns by law from time to time, or any right of eminent domain through or under the franchises of said towns acquired by virtue of this act, said towns shall file in the office of the county commissioners of Oxford county, and re-

In exercising right of eminent domain, description shall be recorded.