

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

the county of Penobscot, and the recorder a salary of four hundred dollars per annum paid quarterly.' CHAP. 221

Approved April 4, 1913.

Chapter 221.

An Act to Permit the Town of Pittsfield to Obtain a Pure Water Supply.

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

Section 1. The town of Pittsfield in the county of Somerset, by its municipal officers acting for and in behalf of said town, is authorized and empowered to take water from a pond known as White's pond, or from a pond known as Hicks' pond, both of said ponds being located in the town of Palmyra in the county of Somerset, or from a pond in the town of Hartland in said county known as Starbird pond, or make a contract with any person or corporation to supply water in sufficient quantities for domestic, municipal, manufacturing and industrial purposes, including sufficient quantities to extinguish fires, supply hotels, laundries, livery stables, business places and private dwellings, as well as for sprinkling lawns and streets, and for the purposes aforesaid to convey any of the waters aforesaid by aqueducts or pipes sunk to any depth desirable for said purposes and to lay said aqueducts or pipes under or over any water course, stream, brook, street or highway in such manner as not unnecessarily to obstruct the same, and to take up, replace and repair all such aqueducts or pipes as may be necessary for conveying any of the aforesaid waters to the town of Pittsfield; provided, however, that if water is taken as aforesaid from said Starbird pond, the amount taken shall not diminish the supply necessary for the use of the Hartland Water Company.

Section 2. For the purpose of carrying out the provisions of this act, said town of Pittsfield by its municipal officers shall have power and is hereby authorized to take and hold by purchase or otherwise any lands or real estate necessary for laying and maintaining pipes, aqueducts, locks, gates, hydrants, dams, standpipes, reservoirs for conveying, storing, holding and distributing and for roadways to be used as approaches thereto, doing no unnecessary damage; the said town of Pittsfield, by its municipal officers, may enter upon said lands or real estate so taken and held to make surveys and locations, and shall file in the registry of deeds in the county in which such lands or property lie plans of such and locations showing the property taken within said county of Somerset; and within

Sources of water supply.

—White's pond.

—Hicks' pond.

—Starbird pond.

—May contract for water.

—may lay aqueducts, etc.

—proviso.

Town of Pittsfield may purchase or take lands.

—may enter on lands to make surveys. etc.

—shall file locations of lands.

CHAP. 221

—shall publish notice of taking and filing.

Town of Pittsfield shall pay damages occasioned by use of streets.

—shall pay damages for taking of lands.

—damages, how assessed.

Town of Pittsfield may contract for construction of works.

—town of Pittsfield may issue bonds.

thirty days thereafter shall publish notice of such taking and filing in some newspaper published in said county wherein said land is taken, such publication to be continued three weeks successively and such filing in the registry of deeds shall be in lieu of any other filing now required by law.

Section 3. Said town of Pittsfield shall be held to pay all damages that shall be sustained by any person or persons, to themselves or their property, occasioned by the use of streets or highways and shall pay to said towns or either of them all sums of money recovered by them, or either of them, against the said town of Pittsfield; and also all damages sustained by every person or persons by the taking of land, rights of way or other property or by excavating through any land for the purpose of surveying, locating and laying pipes or aqueducts and from any injuries resulting from said acts, and if any person or persons sustaining damages as aforesaid shall not agree with the municipal officers of said town of Pittsfield upon the sums to be paid therefor, either party upon petition to the county commissioners of Somerset county, within twelve months after said plans are filed, may have said 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 prescribed in the case of damages by the laying out of highways; failure to apply for damages within said twelve months shall be held to bear waiver of the same; said town of Pittsfield shall have the right to begin to occupy such lands or rights for the purposes described before the rendition of final judgment.

Section 4. The town of Pittsfield by its municipal officers is hereby authorized and empowered to contract with any person or corporation to construct aqueducts, pipes, gates, hydrants or any other structure necessary upon land taken as hereinbefore prescribed; for the purpose of raising money to carry out the provisions of this act, the town of Pittsfield may issue its bonds with interest coupons in behalf of said town, signed by its municipal officers and town treasurer, when authorized by vote of said town, to any amount which, taken with the other indebtedness of the town, will not exceed the amount limited by the state of Maine; and said bonds shall be designated the Pittsfield Water Loan.

Approved April 4, 1913.