

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

Published by the Secretary of State.

AUGUSTA

KENNEBEC JOURNAL PRINT

1915

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Seventh
Legislature

1915

CHAP. 129

—may act as trustee or custodian of trust property, devised or bequeathed.

—to the amount of \$500,000.

—shall act through trustees.

—trustees, how nominated and elected.

'This corporation may be appointed to act as trustee or custodian of any trust property devised or bequeathed to any church, parish, or other religious bodies or associations; and it is authorized and empowered generally to receive, take, and hold by deed, devise, bequest, gift, or otherwise, whether heretofore or hereafter made, both personal and real estate, in trust or as donee, to the amount of five hundred thousand dollars to be used and applied in promoting and securing the objects and purposes of this corporation, but in so holding, managing and selling or otherwise dealing with the trust property of this corporation, it shall act through and by a board of three trustees, who shall be nominated by the board of directors and shall be elected by the corporation, and whose duty it shall be to receive, hold, manage, invest, re-invest and disburse all trust funds and the income therefrom which may belong to the corporation under the direction of the board of directors as provided by the by-laws, but in accordance with and under the provisions of the gift and acceptance of such trust property.'

Approved March 24, 1915.

Chapter 129.

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

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

Town of Southport may maintain a water supply.

Section 1. The town of Southport, in the county of Lincoln by its municipal officers acting for and in behalf of said town, is authorized and empowered to take water from Sawyer's pond, so-called, or from any surface or underground brooks, springs, wells or streams in said town or from any other source of supply in said town or in the town of Boothbay, or to make a contract with any person or corporation to supply its inhabitants with water in sufficient quantities for domestic, municipal, manufacturing and industrial purposes, including sufficient quantities to extinguish fires, supply hotels, boarding houses, business places and private dwellings, also for sprinkling streets and lawns.

—may take land or water right necessary.

Section 2. Said town is hereby authorized to take and hold as for public use, by purchase or otherwise, any land or interest therein or water rights necessary for erecting and maintaining dams, for flowage, for power for pumping its water supply through its mains, for reservoirs, for preserving the purity of the water shed, for laying and maintaining aqueducts and other

structures, for taking, distributing, discharging and disposing of water and for rights of way or road ways to its source of supply, dams, power stations, reservoirs, aqueducts, structures and lands. CHAP. 129

Section 3. Said town is hereby authorized to lay in and through the streets, roads, ways and highways of the said town of Southport and across private lands therein, and to maintain, repair and replace all such pipes, aqueducts, conduits and fixtures as may be necessary and convenient for the purposes herein designated. Said pipes or conduits shall be laid either upon the surface or below the surface of the streets, ways and private lands as such municipal officers may determine, but they shall lay them so as to cause as little obstruction and inconvenience as practicable.

—may lay pipe lines through streets.

Section 4. Said town is hereby authorized to erect and maintain all dams, reservoirs and structures necessary and convenient for the purposes designated under this act.

—may erect and maintain dams, reservoirs, etc.

Section 5. In exercising any right of eminent domain, said town shall file in the office of the county commissioners of Lincoln county and record in the registry of deeds of said county, plans of the location of all lands or interests therein, or water rights, to be taken with an appropriate description, and the names of the owners thereof. When for any reason the town fails to acquire the property authorized to be taken, and which is described in such location, or the location recorded is defective or uncertain, it may, at any time, correct and perfect such location and file a new description thereof, and in such case the town is liable in damages only for property for which the owner had not previously been paid to be assessed as of the time of the original taking, and the town shall not be liable for any acts which would have been justified if the original taking had been lawful. No entry shall be made on any private lands except to make surveys until ten days shall have elapsed after the date of such filing and recording. Possession may be taken by said town at any time after the expiration of said ten days but title thereto shall not vest in said town until payment is made.

—shall file plan with county commissioners.

—may alter plan.

—entry on private land.

Section 6. If any person sustaining damages by any taking as aforesaid, shall not agree with said town upon the sum to be paid therefor, either party may petition to the county commissioners of the county of Lincoln and may have said damages assessed by them. The procedure and all subsequent proceedings and right of appeal therefrom shall be under the same restrictions, conditions and limitations as are or may be by law prescribed in the case of damages by the laying out of highways.

—fixing of damages.

CHAP. 130

—may purchase pipes, conduits, etc., from Boothbay Harbor.

—municipal officers may contract for work necessary.

—may issue bonds.

Certain sums shall be exclusive of amount raised to pay for water system or bond issue.

Section 7. Said town of Southport is hereby authorized and empowered to acquire by purchase all pipes, conduits, gates, hydrants and fixtures belonging to the town of Boothbay Harbor and situated within the town of Southport, together with all the rights and franchises that said town of Boothbay Harbor has within the town of Southport. Said town of Boothbay Harbor is hereby authorized to sell to said town of Southport any or all of its pipes, hydrants and fixtures of all kinds that are now within the limits of said town of Southport.

Section 8. The town of Southport 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 Southport 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 Constitution of the State.

Section 9. The amount paid by the town of Southport to the Squirrel Island Village Corporation under the provisions of chapter twelve of the Private and Special Laws of nineteen hundred nine and the amount paid to the Capitol Island Village Corporation under the provisions of chapter eighty-seven of the Private and Special Laws of nineteen hundred thirteen shall be exclusive of the amount the said town of Southport shall raise in any year to pay for the water system as provided under this act and also exclusive of any amount the town shall raise to pay bonds issued under the provisions of this act, and in addition to the state and county tax as provided in said chapters referred to.

Approved March 24, 1915.

Chapter 130.

An Act to Extend the Charter of the Washington County Light and Power Company.

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

Charter extended.

The rights, powers and privileges of the Washington County Light and Power Company, as granted by chapter one hundred twenty-nine of the Private and Special Laws of nineteen hundred thirteen, are hereby revived and extended for two years from the date on which this act takes effect.

Approved March 24, 1915.