

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the
Seventy-Seventh Legislature held in 1916.

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Eighth
Legislature

1917

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days' notice shall be given by posting a copy of said notice on the outer door of said meeting-house, and in one other public place in said town; and the certificate of such clerk showing that such notice has been given, duly sworn to, shall be sufficient evidence of the giving of said notice.

Sec. 3. Transfer of property authorized. At such meeting, the members of said parish are authorized and empowered to pass the necessary votes to transfer and convey its real estate and other property to the Congregational church of Weld, Maine, or to such other corporation as the members of said parish may, at such meeting, determine upon.

Approved April 3, 1917.

Chapter 153.

An Act to Authorize the Town of Caribou to Acquire the Property of the Caribou Water, Light and Power Company and to Construct and Maintain a System of Water Works.

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

Sec. 1. Transfer authorized. The town of Caribou in the County of Aroostook, is hereby authorized and empowered to purchase, and the Caribou Water, Light and Power Company is hereby authorized to sell and convey to said town of Caribou, all the property of said company, or any part thereof connected with its system of water, light and power in said town of Caribou, together with all of the rights and privileges connected therewith, subject, however, to any mortgage thereon, given to secure the payment of bonds not due at the time of such sale and conveyance. Said town of Caribou, by its municipal officers, when duly authorized by a vote of the inhabitants of said town and said company, are hereby authorized and empowered to enter into a mutual written agreement for the purchase and sale of said property upon such terms as may be agreed upon by said town and said company.

Sec. 2. When purchase has been consummated, town authorized to construct system of water works. After said town has acquired by purchase the property named in the foregoing section, said town of Caribou is hereby authorized and empowered to construct, maintain and operate a system of water works of sufficient capacity to supply to said town, to its inhabitants, to corporations located in said town, to public buildings now erected or which may be hereafter erected in said town, pure water for municipal, domestic and other lawful purposes, including the extinguishment of fires, with all the rights and privileges and subject to all the liabilities and obligations conferred and incumbent upon water companies by the general laws of the state.

Sec. 3. Right of eminent domain. Said town is 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 town for said purpose, any real or personal estate other than that acquired from said company necessary and convenient for the purposes aforesaid.

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Sec. 4. Source of supply; where and how pipes, etc. may be laid and maintained. For the purposes aforesaid, said town is hereby authorized to take, detain and use the waters of any river, pond, stream or spring in said town of Caribou, to conduct and distribute the same into and through said town, and is also authorized to dig, drive, drill and maintain wells, and to conduct and distribute the water from the same into and through said town, to survey for, locate, lay, erect and maintain suitable dams, reservoirs, machinery, pipes, aqueducts and fixtures; to carry its pipes and aqueducts under or over any water course, bridge, street, highway or other way; and said town is further authorized to enter upon and excavate any highway or other way in such manner as least to obstruct the same, to enter, pass over and excavate any land and to take and to acquire, by purchase or by the exercise of the right of eminent domain, any rights of way or of water, and in general to do any acts necessary, convenient or proper for carrying out any of the purposes hereinbefore specified. And said town is further authorized, for the purpose of making all needed repairs, or service connections, to lay its pipes through any public or private lands and ways, with the right to enter upon and dig therein. Said town is also hereby authorized to lay, construct and maintain its pipes across the location of any railroad, and all work within the limits of the railroad locations shall be done under the supervision and to the reasonable satisfaction of the chief engineer of the railroad company.

Sec. 5. Town liable for damages. Said town shall be held liable to pay all damages that shall be sustained by any person or 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 by law.

Sec. 6. Pipes, etc. may be laid along street and ways of town. Said town is hereby authorized to lay down and maintain in and through the streets and ways of said town, all such pipes, aqueducts and fixtures as may be necessary for the purposes hereinbefore specified.

Sec. 7. Contracts, with whom made. Said town is hereby authorized to contract with the United States, the State of Maine, and all persons and corporations to supply the same with water for all purposes upon such terms and conditions as may be mutually agreed upon, and to establish written regulations for the use of said water.

Sec. 8. Authorized to erect poles, extend wires, etc. Said town shall have full power to erect poles and extend wires, for maintaining present electric lines or their extension when necessary, becoming liable whenever there is damage to private property.

Sec. 9. Bond issue. For the purpose of raising the money to carry out the provisions of this act, the town of Caribou may issue its bonds, with interest coupons, said bonds to be signed by the municipal officers and treasurer of said town, when authorized by a vote of said town, to an amount which, taken in connection with the other indebtedness of the town, will not exceed the amount limited by the constitution of Maine. Said coupons

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need not be signed as the bonds, but shall have printed or lithographed thereon the signature of the town treasurer.

Sec. 10. Proviso. The provisions of sections two, three, four, five, six, seven and eight of this act shall not become effective until said town of Caribou has acquired by purchase the property described in section one of this act.

Approved April 3, 1917.

Chapter 154.

An Act Amendatory of and Additional to Chapter Forty-four of the Private and Special Laws of Eighteen Hundred Eighty-seven, Relating to the Skowhegan Water District.

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

Sec. 1. P. & S. L., 1887, c. 44, s. 3, amended. Section three of said act is amended by adding after the word "river," in the fourth line of said section, the following words: 'and from any pond, lake or stream lying wholly or partly within the county of Somerset,' so that said section as amended shall read as follows:

'Sec. 3. Water may be taken from any pond, lake or stream, wholly or in part in Somerset county. For any of the purposes aforesaid, or for the preservation and purity of said water, said corporation is hereby authorized to take and use water from the Kennebec river, and from any pond, lake or stream lying wholly or partly within the county of Somerset, to conduct and distribute the same into and through the town aforesaid, to survey for, locate, lay, erect and maintain suitable dams, reservoirs and machinery, pipes, aqueducts and fixtures; to carry its pipes or aqueducts under or over any water-course, bridge, street, railroad, highway or other way; and said corporation is further authorized to enter upon and excavate any highway, or other way, in such manner as least to obstruct the same; to enter, pass over and excavate any lands, and to take and hold, by purchase or otherwise, any real estate, rights of way or water, and in general do any acts necessary, convenient or proper, for carrying out any of the purposes hereinbefore specified. And said corporation is further authorized, for the purpose of making all needed repairs or service connections, to lay its pipes through any public or private lands or ways, with the right to enter upon the same and dig therein, and said corporation may establish written regulations for the use of said water, and change the same from time to time.'

Sec. 2. Bond issue. Said act is further amended by adding the following section:

'Sec. 11. May issue mortgage bonds to amount not exceeding capital. Said corporation is hereby authorized for the purpose of refunding its outstanding bonds or for carrying out any of the purposes of said corporation to issue mortgaged bonds to an extent not exceeding its authorized capital stock, which said bonds may be secured by a mortgage upon the franchise and any and all other property of said corporation.'

Approved April 3, 1917.