

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

Published by the Secretary of State, in accordance with the Resolves of the Legislature
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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Ninth
Legislature

1919

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Sec. 17. Prior acts still in force. Nothing herein contained shall be construed as a repeal of any portion of chapter one hundred twenty-nine of the private and special laws of Maine for the year one thousand nine hundred and thirteen, or any act additional thereto or amendatory thereof.

Approved March 12, 1919.

Chapter 53.

An Act to Extend and Amend the Charter of the Eastern Maine Railroad.

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

Sec. 1. Charter extended. The rights, powers and privileges of the Eastern Maine Railroad, which were granted by chapter one hundred and eighty-eight of the private and special laws of nineteen hundred and eleven, extended and amended by chapter eighty-six of the private and special laws of nineteen hundred and thirteen, further extended by chapter three of the private and special laws of nineteen hundred and fifteen, and which were further extended and amended by chapter sixty-nine of the private and special laws of nineteen hundred and seventeen, are hereby extended for two years additional, and the persons named in said act and their associates and successors shall have the rights, powers and privileges that were granted to them by said act and the amendments thereof, to be exercised by them for the same purposes as specified in said act and the amendments thereof.

Sec. 2. Prior acts still in force. Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute. And all the rights and duties herein mentioned shall be exercised and performed in accordance with all the applicable provisions of chapter fifty-five of the revised statutes, and acts amendatory thereof or additional thereto.

Approved March 12, 1919.

Chapter 54.

An Act to Incorporate the Steep Falls Water Company.

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

Sec. 1. Corporators and name. Benjamin E. Cousins, Alice J. Cousins and Augustus F. Moulton with their associates and successors are hereby made a corporation under the name of Steep Falls Water Company for the purpose of supplying the inhabitants of the towns of Standish and Limington with suitable water for industrial, 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.

Sec. 2. Purposes and territorial limits. For any of the purposes aforesaid the corporation is hereby authorized to take, acquire and use water from any spring, brook or other waters in the towns of Standish or Limington; to conduct and distribute the same into and through said towns of Standish and Limington; and to survey for, locate, construct and maintain suitable and convenient dams, reservoirs, buildings, machinery, lines of pipes, aqueducts, structures and appurtenances and to purchase any water supply with property, property rights and appurtenances now owned and operating in said town of Standish from the party or parties now owning and operating water properties in said town with all the appurtenances thereof.

Sec. 3. Powers as to construction. The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across highways, streets, and bridges in said towns of Standish and Limington, and to take up, replace and repair all such aqueducts, pipes, hydrants and other structures and fixtures as may be necessary and convenient for the said purposes of said corporation, whether constructed by said corporation or acquired by purchase from any party or parties now owning and using the same or otherwise; and the said corporation shall be responsible for all damages to the said towns and to all corporations or persons and property occasioned by such use of the said highways, ways and streets. Whenever the said corporation shall obtain by purchase or shall lay down or construct any fixtures in any highway, way or street or make any alterations or repairs upon its works in any way constructed or obtained in any highway, way or street, it shall cause its work 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 pavement then removed by it to be replaced in proper condition.

Sec. 4. May take over lands; procedure as to crossing of railroad property. The said corporation is hereby authorized to take and hold by purchase or otherwise any lands whether now in use by any person or persons or hereafter to be acquired, for the purpose of water supply necessary for flowage and also for its dams, reservoirs, gates, hydrants, buildings and other necessary structures, and may locate, erect, lay and maintain and continue aqueducts, lines of pipe, hydrants and other necessary structures or fixtures in, over and through any land for the said purposes, and excavate in and through such land for such location upon construction and erection; and in general may do any acts necessary, convenient or proper for carrying out any of the said purposes of incorporation. It may enter upon such lands to make surveys and locations. In case of the crossing

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of any railroad, unless consent is given by the company owning or operating such railroad as to place, manner and condition of the crossing, within thirty days after such consent is requested by said water company, the public utilities commission shall determine the place, manner and conditions of all such crossings, and all work done within the limits of such railroad location shall be done under the supervision and to the satisfaction of such railroad company but at the expense of said water company.

Sec. 5. Land damages; procedure in case of disagreement. Should the said corporation and the owner of any land acquired for the purposes authorized by this act of incorporation be unable to agree upon damages to be paid for such location, taking, holding and construction, either party may within twelve months apply to the commissioners of said county of Cumberland and cause such damages to be assessed, in the same manner and under the same conditions as are prescribed by law in the case of damages by the laying out of highways so far as is applicable. In case the said corporation shall begin to occupy such land before the rendition of judgment upon such application, the land owner may require the said corporation to file its bond to him with the said county commissioners in such sums and with such sureties as they may approve, conditioned for the payment of the damages that may be awarded. No action shall be brought against the said corporation for such taking, holding and occupation until after such failure to pay or deposit as aforesaid. Failure to apply for damages within the said twelve months shall be held to be a waiver of the same.

Sec. 6. May contract with towns and inhabitants. The said corporation is hereby authorized to make contracts with the towns of Standish and Limington, with the inhabitants thereof or any person or corporation, public or private for the supply of water for the purposes contemplated in this act; and the said towns and corporations by their proper officers are hereby authorized to enter into contract with the said corporation for a supply of water for any and all purposes mentioned in this act.

Sec. 7. Penalty for corruption of supply. Whoever shall knowingly or maliciously corrupt the water supply of said corporation, whether frozen or not, or in any way render such water impure, or whoever shall wilfully or maliciously injure any of the works of said corporation shall be punished by a fine not exceeding one thousand dollars or by imprisonment not exceeding two years and shall be liable to the said corporation for three times the actual damage, to be recovered in any proper action.

Sec. 8. Capital stock. The capital stock of the said corporation shall be ten thousand dollars which may be increased to any sum not exceeding twenty-five thousand dollars by a majority vote of the stockholders of said

corporation; and the capital stock shall be divided into shares of one hundred dollars each.

Sec. 9. May hold real and personal estate. The said corporation for all its said purposes may hold real and personal estate such as may be necessary and convenient therefor.

Sec. 10. Bond issue authorized. The said corporation may issue its bonds for the construction of its works or for the purchase of any works with the appurtenances thereof now owned and operated in said town of Standish, of any and all kinds, upon such rates and time as it may deem expedient, not to exceed the amount of its capital stock, and to secure the same by mortgage of its franchise and property.

Sec. 11. First meeting, how called. The first meeting of said corporation shall be called by a written notice thereof signed by any one of the named incorporators served upon each named incorporator by giving him the same in hand or by leaving the same at his last and usual place of abode at least seven days before the time of meeting, or by mailing such notice, postage paid, to each incorporator, directed to his place of residence, seven days at least before the time of said meeting.

Sec. 12. Prior acts still in force. Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute, and all the rights and duties herein mentioned shall be exercised and performed in accordance with all the applicable provisions of chapter fifty-five of the revised statutes, and acts amendatory thereof or additional thereto.

Approved March 14, 1919.

Chapter 55.

An Act to Authorize the Northern Maine Seaport Railroad Company to Merge with, and into the Bangor & Aroostook Railroad Company.

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

Sec. 1. Merger authorized. The Northern Maine Seaport Railroad Company is hereby authorized and empowered to merge with and into the Bangor & Aroostook Railroad Company, the corporate existence of the Northern Maine Seaport Railroad Company to continue in and as a part of the corporate existence of the Bangor & Aroostook Railroad Company, but under the name of said latter company.

Sec. 2. Terms and conditions, how determined. The terms and conditions of any merger as authorized under section one hereof shall be such as may be determined by three-fourths in interest of the outstanding stock