

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE  
1931

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Fifth  
Legislature

1931

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## CHAP. 65

**Sec. 2. P. & S. L., 1927, c. 113, sec. 12; relating to flowage, amended.** Section twelve of chapter one hundred thirteen of the private and special laws of nineteen hundred twenty-seven is hereby amended by striking out the first sentence of the second paragraph of said section twelve, and inserting in the place of said sentence so stricken out the following: 'Provided, however, that this corporation shall not flow out any part of the highway which leads from North New Portland to Dead River and thence to Stratton until it shall have constructed a highway or highways reasonably safe and convenient as follows: first, if the water level raised by said dam flows out the said highway south of the intersection thereof with the highway leading therefrom to Stratton by way of Carrabassett and the Kingfield Road, then it shall construct a highway leading from a point south of the Ledge House, on said road from North New Portland where the reservoir begins, to the said road leading therefrom to Carrabassett; and second, it shall build a road from the same point and leading by the east side of the reservoir to a point near the dam and thence on the dam or north thereof to the opposite side of Dead River.'

**Sec. 3. Rights and powers extended for two years.** The rights, powers and privileges of the Kennebec Reservoir Company, which were granted by chapter one hundred thirteen of the private and special laws of nineteen hundred twenty-seven and as amended by chapter ninety-six of the private and special laws of nineteen hundred twenty-nine and as amended by this act, are hereby extended for the period of two years from the date when this act takes effect; and the persons named in said act as amended, their associates, successors and assigns shall have all the rights, powers and privileges that were granted them, or their predecessors, by said act and the amendments thereto including those contained herein to be exercised in the same manner and for the same purposes as specified in said act as heretofore and hereby amended.

Approved March 20, 1931.

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## Chapter 65.

### AN ACT to Incorporate the Maine Heating Corporation.

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

**Sec. 1. Corporators; purposes; incidental powers granted.** John D. Bramson, George H. MacGowan, James R. Callahan, Frederick J. Peaslee and Joseph S. Bucknam, Jr. with their associates and successors, be and are hereby made a corporation under the name of the Maine Heating Corporation of Portland, for the purposes of furnishing steam or hot water

for heat and other purposes; and as such corporation shall possess all the powers and privileges and be subject to all the liabilities and obligations imposed upon corporations by law except as herein otherwise provided. All incidental powers, rights and privileges necessary to the accomplishment of the main objects herein set forth are granted to the corporation hereby created.

**Sec. 2. Location.** The place of business of said corporation shall be at Portland in the county of Cumberland.

**Sec. 3. Authority to lay pipes, conduits, etc., in city streets and public ways; procedure where railroad tracks are crossed.** The said corporation is hereby authorized to lay, construct and maintain in, under, through, along, over and across streets, courts, and alleys and public ways, and to take up, replace, and repair, all such conduits, pipes, and other appliances as may be found necessary and convenient for the conveyance and distribution of steam or hot water for heating and other purposes, under such reasonable restrictions and conditions as the municipal officers may impose; and in case of the crossing of any railroad, unless consent is given by the company owning or operating such railroad as to the place, manner and conditions of the crossing within thirty days after such consent is requested by said heating 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 heating company and the said corporation shall be responsible for all damage to any city or town, and to all persons and property occasioned by such use of the ways and streets. Whenever the said corporation shall lay down or construct any pipe or fixtures in any way or street or make any alterations or repairs upon its works in any way or street it shall cause the same to be done with as little obstruction to public travel as may be practicable and it 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. Authorized to contract with federal, state, county and municipal governments.** The said corporation is hereby authorized to make contracts with the United States, and with any state, county or municipality, and with the inhabitants thereof, or any corporation doing business therein for the supply of steam or hot water for heat and other purposes of its incorporation and such persons and corporations by their proper officers are hereby authorized to enter into any contract with the said corporation for such supply of steam or hot water as they may deem expedient, and said contracts shall be legal and binding upon all parties thereto.

## CHAP. 65

**Sec. 5. Authorized to erect buildings.** The said corporation is hereby authorized for the purposes of its incorporation to erect and maintain all buildings and structures necessary and convenient for its corporate purposes.

**Sec. 6. Authorized to purchase or lease buildings from any utility.** The said heating company is hereby authorized to lease or purchase from any utility doing business in the state, any real estate, buildings, structures or equipment useful in carrying out the purposes of its incorporation, and any such utility is hereby authorized to sell or lease the same to the said heating company on terms and prices to be fixed and agreed upon by the two interested corporations, subject to the approval of the public utilities commission.

**Sec. 7. Capital stock, common and preferred.** The capital stock of the said corporation shall consist of ten thousand shares of common stock of no par value, and one hundred thousand shares of preferred stock of the par value of ten dollars per share, which shall have such preference as the corporation may provide by its by-laws and each class of stock shall have and exercise such other rights and privileges, and be subject to such restrictions as the said by-laws may prescribe.

**Sec. 8. May issue bonds subject to approval of public utilities commission.** The said corporation, subject to the approval of the public utilities commission may issue its bonds of any and all kinds upon such rates and times as it may deem expedient, to an amount not exceeding its capital stock subscribed for and secure the same by mortgage of its franchises and property.

**Sec. 9. First meeting how called; adoption of by-laws.** The first meeting of the corporation shall be called by written notice therefor, 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 or by mailing the same to his last known address, postage prepaid, at least seven days before the time of meeting, and due certificate under oath of such service or mailing shall be deemed to be conclusive proof thereof. A majority of the incorporators named shall be sufficient to effect organization of the corporation. At such meeting or any adjournment thereof the said incorporators may adopt by-laws for the government of said corporation and carrying out its purposes, not inconsistent with the laws of this state.

**Sec. 10. Existing statutes not affected; rights conferred subject to R. S., c. 62.** Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute and all of the

rights and duties herein mentioned shall be exercised and performed in accordance with all of the provisions of chapter sixty-two, of the revised statutes, and acts amendatory thereof and additional thereto, the said corporation being hereby expressly declared to be a public utility and subject to the provisions of said chapter.

Approved March 20, 1931.

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## Chapter 66.

### AN ACT Authorizing the Standish Fish Hatchery and Fur Farm, Inc., to Control Horse Pond Stream and Mink Brook.

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

Horse Pond Stream and Mink Brook regulated. The Standish Fish Hatchery and Fur Farm, Inc., a corporation existing according to the laws of Massachusetts, and owning certain lands in the town of Standish upon which flow Horse Pond Stream and Mink Brook, be and hereby is authorized to dam and control the waters in said stream, and brook without the use of fish ways for the purpose of the flowage of its said land provided, however, that no flowage caused by said dams shall extend beyond the land now or subsequently owned by said corporation.

Approved March 20, 1931.

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## Chapter 67.

### AN ACT to Incorporate the Vanceboro Water Company.

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

**Sec. 1. Corporators; name; purposes.** Charles F. Keef, Earl Crandlemire, Bertram Jackman, Guy W. Butler, Edward A. Holbrook, Edbert C. Wilson, Harry E. Green, their associates, successors and assigns are hereby incorporated under the name of Vanceboro Water Company for the purpose of furnishing the inhabitants of Vanceboro with pure water and electricity for domestic and municipal use.

**Sec. 2. Powers; eminent domain.** Said corporation is hereby authorized for the purpose aforesaid to take and hold sufficient water from any available source and may take and hold by purchase or by eminent domain any land or real estate necessary for erecting dams, building reservoirs or for preserving purity of the water and water shed, and for laying and maintaining pipe lines for conducting, discharging, distributing and dis-