

MAINE STATE LEGISLATURE

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REVISED STATUTES
OF THE
STATE OF MAINE
1954

1963 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 2

Discard Previous Supplement

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1963

not more than \$1,000 for each offense and shall reimburse any person whose property is damaged as a result of such failure for the amount of such property damage and shall be liable in double damages for any injury resulting to any person from such failure. (1955, c. 127, § 3.)

Sec. 14. Interstate and foreign commerce not affected.—No provision of this chapter or of any order or regulation thereunder shall apply to or be construed to apply to interstate or foreign commerce, except so far as such provision may be effective pursuant to the constitution of the United States under the laws of the United States enacted thereunder. (1955, c. 127, § 3.)

Chapter 51.

Rural Electrification Cooperatives.

Sec. 4. Powers.

Cited in First Nat. Bank of Boston v. Maine Turnpike Authority, 153 Me. 131, 136 A. (2d) 699.

Chapter 52.

Aqueducts and Water Companies. Right of Eminent Domain.

Section 28. Water Line Crossing Railroad.

Aqueducts and Water Companies.

Sec. 3. Authority of directors; enforcement of assessments.—The directors shall choose one of their number president and may make such assessments on the proprietors of the shares in such aqueduct or funds as they find necessary. If a proprietor fails to pay such assessment for 30 days after notice, they may maintain a civil action in their corporate name to recover the amount thereof or may sell, at auction, so many of his shares as are sufficient to pay the same, with necessary charges. Notice of the sale of such shares shall be given by advertising in some newspaper printed in the county 3 weeks successively, or by posting notifications thereof, 20 days at least before the sale, in at least 2 public places in each town wherein such aqueduct is, or is proposed to be made. The surplus money, if any, arising from such sale shall be paid to the owner of the share so sold. (R. S. c. 48, § 3. 1961, c. 315, § 129.)

Effect of amendment.—The 1961 amendment divided this section, which formerly consisted of one sentence, into four sentences and substituted “a civil action” for “an action on the case” in the present second sentence.

Sec. 5. Powers of proprietors; manner of voting.—The proprietors have one vote for each share and may vote by proxy. For the breach of their by-laws they may impose penalties not exceeding \$30 for each offense; may purchase and hold real estate necessary for their purpose not exceeding \$30,000 in value; and with the written consent of the municipal officers they, or any person, may dig up or open any road for the purpose of laying their pipes or repairing or extending their aqueduct; but not so as to prevent the convenient passage of teams, carriages and motor vehicles. (R. S. c. 48, § 5. 1957, c. 397, § 33.)

Effect of amendment. — The 1957 amendment added the words “and motor vehicles” at the end of the section and made other minor changes.