

# MAINE STATE LEGISLATURE

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# Sixty - Third Legislature.

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HOUSE.

No. 83.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND  
EIGHTY-SEVEN.

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AN ACT to incorporate the Farmington Water  
Company.

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*Be it enacted by the Senate and House of Representatives  
in Legislature assembled, as follows:*

SECTION 1. Charles W. Keyes, Francis H. Rus-  
2 sell, John J. Linscott, Philip W. Hubbard and D.  
3 William Austin, with their associates and succes-  
4 sors, are hereby made a corporation by the name  
5 of Farmington Water Company, for the purpose of  
6 conveying to and supplying Farmington Village  
7 Corporation and vicinity and West Farmington  
8 with pure water, for domestic, fire, mechanical and  
9 sanitary purposes.

SECT. 2. Said corporation may take and hold by  
2 purchase or otherwise real and personal estate  
3 necessary and convenient for the purposes afore-  
4 said not exceeding one hundred thousand dollars.

SECT. 3. Said corporation is hereby authorized  
2 for the purposes aforesaid, to take, detain and use  
3 the water of Clear Water Pond, in the town of  
4 Industry and county of Franklin, also the water of  
5 Sandy River and all streams tributary thereto or  
6 running therefrom, in the town of Farmington in  
7 said county, and is also authorized to erect and  
8 maintain reservoirs and dams, and lay down pipes,  
9 machinery, aqueducts and fixtures necessary for  
10 the proper accumulating, conducting, discharging,  
11 distributing and disposing of water.

SECT. 4. Said corporation is hereby authorized  
2 to carry its pipes or aqueducts under or over any  
3 water-course, bridge, street, railroad, highway or  
4 other way, and to enter upon and excavate any  
5 highway or other way when necessary therefor in  
6 such manner as least to obstruct the same, to enter,  
7 pass over and excavate any lands, and to take and  
8 hold by purchase or otherwise, any real estate,  
9 rights of way or of water, and in general do any  
10 acts necessary, convenient or proper for carrying  
11 out any of the purposes herein specified.

SECT. 5. Said corporation shall be held liable to  
2 pay all damages that shall be sustained by any  
3 person, by the taking of any land, water or other  
4 property, or by flowage, or by excavating through  
5 any land for the purpose of laying down pipes and  
6 aqueducts, building dams and reservoirs, and also  
7 damages for any other injuries resulting from said  
8 acts. And if any person sustaining damages as  
9 aforesaid, and said corporation cannot mutually  
10 agree upon the sum to be paid therefor, such per-  
11 son may cause his damages to be ascertained in the  
12 same manner and under the same conditions, re-  
13 strictions and limitations as are by law prescribed  
14 in the case of damages by the laying out of rail-  
15 roads.

SECT. 6. The capital stock of said corporation  
2 shall not exceed one hundred thousand dollars, and  
3 shall be divided into shares of one hundred dollars  
4 each.

SECT. 7. Said corporation is hereby authorized  
2 to lay down in and through the streets and ways  
3 in said town of Farmington and said Village cor-  
4 poration, and to take up, replace and repair all such  
5 pipes, aqueducts and fixtures as may be necessary  
6 for the purposes of their incorporation, all to be  
7 done in a proper and suitable manner and under

8 such reasonable restrictions as may be imposed by  
9 the selectmen of said town, and said corporation  
10 shall be responsible for all damages to persons and  
11 property occasioned by the use of such streets and  
12 ways and shall be further liable to pay to said town  
13 all sums recovered against said town for damages  
14 from obstructions, or other causes, caused by said  
15 corporation. Failure, however, to apply for dam-  
16 ages as aforesaid, within one year from the time  
17 such damages are sustained, shall be held to be a  
18 waiver of the same.

SECT. 8. Said corporation is hereby authorized  
2 to make contracts with said town of Farmington,  
3 Farmington Village Corporation and with other  
4 corporations and individuals, for the purposes of  
5 supplying water as contemplated by said act, and  
6 said town of Farmington by its selectmen, and said  
7 Farmington Village Corporation by its assessors  
8 are hereby authorized to enter into contract, for a  
9 term of years, with said company for a supply of  
10 water for fire and other purposes and for such ex-  
11 emption from public burden as said town and vil-  
12 lage corporation and said company may agree upon,  
13 which agreement when made shall be legal and  
14 binding upon all parties thereto.

SECT. 9. Any person who shall wilfully injure  
2 any of the property of said corporation or who  
3 shall knowingly corrupt the waters of said Clear  
4 Water Pond, or Sandy River or any of their tribu-  
5 tary streams in any manner whatever, or render  
6 them impure, whether the same be frozen or not, or  
7 who shall throw the carcasses of dead animals or  
8 other offensive matter into said waters, or who  
9 shall wilfully destroy or injure any dam, reservoir,  
10 aqueduct, pipe, hydrant or other property held or  
11 owned by said corporation for the purpose of this  
12 act, shall be punished by a fine not exceeding one  
13 thousand dollars or by imprisonment not less than  
14 one year, and shall be liable to said corporation for  
15 three times the actual damages done, to be re-  
16 covered in any proper action.

SECT. 10. Said corporation may issue its bonds  
2 for the construction of its works upon such rates  
3 and times as it may deem expedient, not exceeding  
4 two-thirds the amount of its capital stock and  
5 secure the same by mortgage of the franchise and  
6 property of said company.

SECT. 11. The first meeting of said corporation  
2 may be called by a written notice thereof, signed  
3 by any three corporators herein named, served  
4 upon each corporator, by giving him the same in

5 hand, or by leaving the same at his last and usual  
6 place of abode, seven days, at least, before the  
7 time of meeting.

SECT. 12. This act shall take effect when ap-  
2 proved.

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
February 8, 1887. }

Reported from Committee on Legal Affairs in the Senate, read twice and passed to be engrossed, and, pending passage to be engrossed in concurrence, tabled and ordered printed on motion of Mr. CORSON of New Sharon.

NICHOLAS FESSENDEN, *Clerk.*