

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING THE SESSION

A. D. 1891.



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1892.

Sixty-Fifth Legislature.

SENATE.

No. 124.

STATE OF MAINE.

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

AN ACT to incorporate the Lisbon Falls Water Company.

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

SECTION 1. Edward Plummer, Samuel Sylvester, F. C.
2 Whitehouse, O. S. White, George A. Pettengill, George
3 W. Curtis, J. H. Brewster, William Parkin, J. H.
4 Coombs, John Merriman, D. Fessenden, Harris Ginns-
5 burg, H. E. Plummer, W. E. Plummer and W. H. Newell,
6 with their associates, successors and assigns, are hereby
7 made a corporation, by the name of the Lisbon Falls
8 Water Company, for the purpose of conveying to and
9 supplying the village of Lisbon Falls, in Lisbon, in the

10 county of Androscoggin and State of Maine, with pure
11 water for domestic, sanitary, private and municipal pur-
12 poses, including the extinguishment of fires.

SECT. 2. Said corporation for said purposes, may hold
2 real and personal estate necessary and convenient there-
3 for, to an amount not exceeding fifty thousand dollars.

SECT. 3. Said corporation is hereby authorized, for the
2 purposes aforesaid, to take, collect, store, flow, use,
3 detain, distribute and convey to the village of Lisbon
4 Falls aforesaid, water from Little River stream, so called,
5 and Purington's Mill pond, so called, either or both, and
6 all tributaries to either or both, situated in the towns of
7 Bowdoin, Webster, Lisbon and Topsham, in the State of
8 Maine, and it is authorized also to locate, construct and
9 and maintain dams, reservoirs, locks, gates, sluices,
10 aqueducts, pipes, conduits, stand-pipes, hydrants, and all
11 necessary structures therefor; and said corporation may
12 take and hold by purchase or otherwise, any lands or real
13 estate necessary therefor, and may excavate through any
14 lands when necessary for the purposes of this corporation.

SECT. 4. Said corporation shall be held liable to pay
2 all damages that shall be sustained by any person by the
3 taking of any land or other property, or by flowage or by
4 excavation through any land for the purpose of laying
5 down pipes and aqueducts, building dams and reservoirs;
6 and if any person sustaining damage as aforesaid, and
7 said corporation can not mutually agree upon the sum to
8 be paid therefor, then such person may cause his damage
9 to be ascertained in the same manner and under the same
10 conditions, restrictions and limitations as are by law pre-
11 scribed in the case of damages by laying out of railroads.

SECT. 5. The capital stock of said corporation shall be
2 forty thousand dollars, which may be increased to sixty
3 thousand dollars by vote of said corporation at a legal
4 meeting, and said stock shall be divided into shares of
5 \$100 each.

SECT. 6. Said corporation is hereby authorized to lay
2 down, in and through the streets and ways in said town
3 of Lisbon and village of Lisbon Falls, and to take up,
4 replace and repair all such pipes, aqueducts and fixtures
5 as may be necessary for the purposes of their incorpora-
6 tion under such reasonable restrictions as may be imposed
7 by the selectmen of said town of Lisbon. Said corpora-
8 tion shall be responsible for all damages to persons and
9 property occasioned by the use of such streets and ways,
10 and shall be liable to pay to said town all sums recovered
11 against said town for damages from obstruction caused by
12 said corporation, including reasonable legal expenses
13 thereby incurred.

SECT. 7. Said corporation is hereby authorized to make
2 contracts with said town of Lisbon, or any village cor-
3 poration to be found at said Lisbon Falls, and with other
4 corporations and individuals for the purpose of supplying
5 water as contemplated under this act; and said town of
6 Lisbon, by its selectmen, is hereby authorized to enter
7 into contracts with said corporation for the supply of
8 water for public purposes; and for such exemption from
9 public burden as said town and said corporation may
10 mutually agree upon, which, when made, shall be legal
11 and binding upon all parties thereto.

SECT. 8. Said corporation shall have power to cross
2 any water course, private or public sewer or change the

3 direction thereof, when necessary for the purposes of their
4 incorporation, but in such manner as not to obstruct or
5 impair the use thereof; and said corporation shall be
6 liable for any injury caused thereby. Whenever the said
7 company shall lay down any pipe in any street, or make
8 alterations or repairs upon its works in any street, it shall
9 cause the same to be done with as little obstruction to
10 public travel as may be practicable, and shall at its own
11 expense cause the earth and pavements removed by it to
12 be replaced in proper condition.

SECT. 9. Any person who shall wilfully injure any of
2 the property of said corporation, or shall knowingly cor-
3 rupt the waters of said Little River stream or said Pur-
4 ington's Mill Pond, or the tributaries of either, in any
5 manner whatever, or render the same impure, whether
6 frozen or not, or shall throw the carcasses of dead animals
7 or other offensive matter into said waters, or shall wilfully
8 destroy or injure any dam, reservoir, pipe, aqueduct,
9 stand-pipe, hydrant, or other structure or property held
10 or owned by said corporation for the purposes of this act,
11 shall be punished by a fine not exceeding one thousand dol-
12 lars, or by imprisonment not less than one year, and shall
13 be liable to said corporation for three times the actual
14 damage, to be recovered in any proper action.

SECT. 10. Said corporation may issue its bonds for the
2 construction of its works, upon such rates and times as it may
3 deem expedient, not exceeding fifty thousand dollars, and
4 may secure the same by mortgage of the franchise and
5 property of said corporation.

SECT. 11. The first meeting of said corporation may be
2 called by written notice thereof, signed by any three of the
3 corporators, by mailing the same to each corporator at his
4 usual place of abode, postage prepaid, at least ten days
5 before the time of said meeting.

SECT. 12. This act shall take effect when approved.

STATE OF MAINE.

IN SENATE, February 25, 1891.

Pending first reading, laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary*.