

# MAINE STATE LEGISLATURE

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NEW DRAFT

SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 188

House of Representatives, Feb. 19, 1919.

Reported by Mr. Wilson from Committee on Public Utilities  
and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND  
NINE HUNDRED AND NINETEEN

AN ACT to Incorporate the Steep Falls Water Company.

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

Section 1. Benjamin E. Cousins, Alice J. Cousins and  
2 Augustus F. Moulton with their associates and successors  
3 are hereby made a corporation under the name of Steep  
4 Falls Water Company for the purpose of supplying the in-  
5 habitants of the towns of Standish and Limington with  
6 suitable water for industrial, domestic, sanitary and mu-  
7 nicipal purposes, including the extinguishment of fires; with  
8 all the rights and privileges and subject to all the liabilities  
9 and obligations of similar corporations under the laws of  
10 this state.

Sect. 2. 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.

Sect. 3. 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

15 any highway, way or street or make any alterations or re-  
16 pairs upon its works in any way constructed or obtained in  
17 any highway, way or street, it shall cause its work to be  
18 done with as little obstruction to public travel as may be  
19 practicable and shall at its own expense without unneces-  
20 sary delay cause the earth and pavement then removed by  
21 it to be replaced in proper condition.

Sect. 4. The said corporation is hereby authorized to take  
2 and hold by purchase or otherwise any lands whether now  
3 in use by any person or persons or hereafter to be acquired,  
4 for the purpose of water supply necessary for flowage and  
5 also for its dams, reservoirs, gates, hydrants, buildings and  
6 other necessary structures, and may locate, erect, lay and  
7 maintain and continue aqueducts, lines of pipe, hydrants  
8 and other necessary structures or fixtures in, over and  
9 through any land for the said purposes, and excavate in  
10 and through such land for such location upon construction  
11 and erection; and in general may do any acts necessary,  
12 convenient or proper for carrying out any of the said pur-  
13 poses of incorporation. It may enter upon such lands to  
14 make surveys and locations.

Sect. 5. Should the said corporation and the owner of any  
2 land acquired for the purposes authorized by this act of  
3 incorporation be unable to agree upon damages to be paid  
4 for such location, taking, holding and construction, either  
5 party may within twelve months apply to the commission-  
6 ers of said county of Cumberland and cause such damages

7 to be assessed, in the same manner and under the same con-  
8 ditions as are prescribed by law in the case of damages by  
9 the laying out of highways so far as is applicable. In case  
10 the said corporation shall begin to occupy such land before  
11 the rendition of judgment upon such application, the land  
12 owner may require the said corporation to file its bond to  
13 him with the said county commissioners in such sums and  
14 with such sureties as they may approve, conditioned for the  
15 payment of the damages that may be awarded. No action  
16 shall be brought against the said corporation for such tak-  
17 ing, holding and occupation until after such failure to pay  
18 or deposit as aforesaid. Failure to apply for damages with-  
19 in the said twelve months shall be held to be a waiver of  
20 the same.

Sect. 6. The said corporation is hereby authorized to  
2 make contracts with the towns of Standish and Limington,  
3 with the inhabitants thereof or any person or corporation,  
4 public or private, for the supply of water for the purposes  
5 contemplated in this act; and the said towns and corpora-  
6 tions by their proper officers are hereby authorized to enter  
7 into contract with said corporation for a supply of water  
8 for any and all purposes mentioned in this act.

Sect. 7. Whoever shall knowingly or maliciously cor-  
2 rupt the water supply of said corporation whether frozen  
3 or not, or in any way render such water impure, or who-  
4 ever shall wilfully or maliciously injure any of the works  
5 of said corporation shall be punished by a fine not exceed-

6 ing one thousand dollars or by imprisonment not exceeding  
7 two years and shall be liable to the said corporation for  
8 three times the actual damage, to be recovered in any proper  
9 action.

Sect. 8. The capital stock of the said corporation shall be  
2 ten thousand dollars which may be increased to any sum  
3 not exceeding twenty-five thousand dollars by a majority  
4 vote of the stockholders of said corporation; and the capital  
5 stock shall be divided into shares of one hundred dollars  
6 each.

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

Sect. 10. The said corporation may issue its bonds for  
2 the construction of its works or for the purchase of any  
3 works with the appurtenances thereof now owned and op-  
4 erated in said town of Standish, of any and all kinds, upon  
5 such rates and time as it may deem expedient, not to exceed  
6 the amount of its capital stock, and to secure the same by  
7 mortgage of its franchise and property.

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

7 to each incorporator, directed to his place of residence seven  
8 days at least before the time of said meeting.

Sect. 12. Nothing herein contained is intended to repeal  
2 or shall be construed as repealing the whole or any part of  
3 any existing statute, and all the rights and duties herein  
4 mentioned shall be exercised and performed in accordance  
5 with all the applicable provisions of chapter 55 of the re-  
6 vised statutes, and acts amendatory thereof or additional  
7 thereto.