

MAINE STATE LEGISLATURE

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N I N E T Y - F I R S T L E G I S L A T U R E

Legislative Document

No. 305

H. P. 574

House of Representatives, February 4, 1943.

Referred to Committee on Public Utilities, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. W. A. Jones of Waterville.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT to Confirm and Amend the Charter of the South Berwick Water Company, Inc.

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

Sec. 1. Organization of the South Berwick Water Company ratified. The organization of the South Berwick Water Company, Inc. as recorded in the office of the secretary of state in volume 120, page 232 is ratified, approved and confirmed except as herein modified and said corporation is declared to be a public utility and subject to the jurisdiction of the public utilities commission when and after it shall be discharged from control of the court in the receivership proceeding now pending.

Sec. 2. Statement of purposes amended. The statement of purposes as set forth in the organization papers of the South Berwick Water Company, Inc. is struck out and the following inserted in place thereof:

‘1. Said corporation is organized for the purpose of furnishing to the people of South Berwick a supply of pure water for domestic, mechanical and manufacturing purposes, and for extinguishing fires and other public uses in said territory, with all of the rights, privileges, immunities, duties and obligations incident to similar corporations.

2. The capital stock of said corporation shall not be more than \$200,000; it may acquire real and personal estate necessary and convenient for the aforesaid purposes; it may issue bonds and other obligations and secure the same by mortgage of its franchise and other property to carry out the purposes for which it is created, and may lease or sell its rights, franchise and property to any other water utility in its vicinity, or lease or purchase the rights, franchise and property of such other utility.

3. Said corporation may take and hold, by purchase or take as for public uses, real estate or easements therein, including the waters of any pond, stream or spring in said South Berwick or in that vicinity, necessary for a sufficient supply of water, for the construction of reservoirs, dams, stand pipes and hydrants and laying pipes and for protection of the purity of the water and water shed; and it may lay its pipes along the streets and ways of the town aforesaid, and may enter upon and dig up any real estate of any person or corporation for the purpose of laying said pipes and fixtures and maintaining and repairing the same, at its own expense, doing no unnecessary damage thereto, and it may do any other act or thing necessary, convenient and proper to carry out the purposes of this charter.

4. Any person or corporation injured by the taking of such land, water or other property, shall be paid a just compensation therefor by this corporation, and if said person or corporation and this corporation can not agree upon said compensation, the same shall be determined, on application of either party, as is by law provided.'