

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Sixty - Second Legislature.

SENATE.

No. 73.

STATE OF MAINE.

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

AN ACT to incorporate the Phillips Water Company.

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

SECTION 1. Samuel Farmer, Francis M. Jordan,
2 Edwin T. Gile and Nathaniel I. Jordan, with their
3 associates and successors, are hereby made a cor-
4 poration by the name of the Phillips Water Com-
5 pany, for the purpose of furnishing to the people
6 of Phillips a supply of pure water for domestic,
7 mechanical and manufacturing purposes, and to
8 the town of Phillips, water for the extinguishment
9 of fires, and other public uses, with all the rights,
10 privileges and immunities incident to similar cor-
11 porations.

SECT. 2. Said corporation may acquire and hold
2 real and personal estate, necessary and convenient
3 for the purposes aforesaid, not exceeding in amount
4 one hundred thousand dollars; may sell and con-
5 vey the same; may issue certificates of stock to
6 an amount not exceeding the amount of its capital
7 stock, and may issue and sell bonds to an amount
9 not exceeding one-half of its capital stock actually
10 paid in, to aid in the construction of works.

SECT. 3. Said corporation is hereby authorized
2 for the purposes aforesaid, to take, hold, convey
3 to, into and through the village of Phillips, water
4 from all springs, artesian wells and running
5 streams, situate in the town of Phillips, or in its
6 vicinity, to which said corporation may at any
7 time acquire title, by purchase or otherwise; and
8 also may take and hold, by purchase or otherwise,
9 any land, or real estate or easement therein, neces-
10 sary for forming reservoirs, and for laying and
11 maintaining conduits for carrying and distribu-
12 ting, discharging and disposing of water, and for
13 providing an additional supply of water at any
14 time, by pumping or otherwise, and for any other
15 object necessary, convenient and proper for the
16 purposes of this act.

SECT. 4. Said corporation may construct conduits, in manner aforesaid, from their sources of water supply to, into and through said town of Phillips, and secure and maintain reservoirs, dams, and heads of water; may erect and maintain hydrants, stand pipes, and all usual fire guards, public and private; may build and maintain pumping stations, and buildings, constructions and appliances for using water for domestic, mechanical and manufacturing purposes; and may establish regulations for the use of the water, and fix and collect the prices and rents to be paid therefor. And said corporation is hereby authorized, for the purposes aforesaid, having first obtained the permission of the municipal officers of said town, and under such restrictions and regulations as said municipal officers may prescribe, to lay down, in and through the streets, highways and lands of said town, and take up, replace and repair all such conduits, pipes and fixtures, as may be necessary for the objects of its incorporation; to carry and lay conduits and pipes under any water course, railroad or private way, and to cross any drain or sewer, or, if necessary, to change its direction in such manner as not to obstruct the use thereof; and to enter and dig up any such street, road or

27 way, for the purpose of laying down pipes beneath
28 the surface thereof, for erecting and placing hyd-
29 rants or other fixtures, and for maintaining and
30 repairing the same, and in general to do any other
31 acts and things necessary, convenient and proper
32 to be done for the purposes of this act.

SECT. 5. Said corporation shall be liable to pay
2 all damages that shall be sustained by any person
3 or persons in their property, by the taking of any
4 land, or excavating through any land, for the pur-
5 pose of laying down or constructing reservoirs,
6 and if any person sustaining damage as aforesaid,
7 and said corporation, shall not mutually agree upon
8 the sum to be paid therefor, such person may cause
9 his damage to be assessed in the manner, and
10 under the same conditions, restrictions and limita-
11 tions as are by law prescribed in case of damage
12 by laying out highways.

SECT. 6. Said corporation, at all times, after it
2 shall commence receiving pay for water supplied
3 by it, shall be bound to furnish, at reasonable
4 rates, to the inhabitants of said town of Phillips,
5 in their corporate capacity, water for the extin-
6 guishment of fires, and for other public uses, upon
7 reasonable demand therefor by the municipal
8 officers.

SECT. 7. Any person who shall wilfully or maliciously corrupt the waters of any of the sources of supply, or reservoirs of said corporation, or render them impure, or who shall throw or leave any offensive matter or materials upon them when frozen over, or who shall wilfully injure any dam, reservoir, conduit, pipe, hydrant, engine, water-wheel, or other property held, owned or used by said corporation for the purposes of this act, shall pay three times the amount of damages to said corporation, to be recovered in any proper action; and every such person, on conviction of either of said acts aforesaid, shall be punished by fine not exceeding five hundred dollars, and by imprisonment not exceeding one year.

SECT. 8. The affairs of said corporation shall be controlled by a board of directors, consisting of not less than three members, and elected annually by vote of the stock holders of the corporation; and the board of directors shall choose such other officers as may, from time to time, be required by the by-laws of the corporation.

SECT. 9. The first meeting of said corporation may be called by written notice signed by two of the corporators, and posted conspicuously in two

4 or more public places in said village five days be-
5 fore the time fixed for said meeting.

SECT. 10. This act shall take effect when ap-
2 proved.

STATE OF MAINE.

IN SENATE CHAMBER, }
February 16, 1885. }

Laid on table to be printed under joint rules.

C. W. TILDEN, *Secretary.*