

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-Fourth Legislature.

HOUSE.

No. 72.

STATE OF MAINE.

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

AN ACT to incorporate the Bluehill Water Company.

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

SECTION 1. Edward E. Chase, Nahum Hinckley,
2 Arthur C. Hinckley, Frank C. Merrill, Augustus C.
3 Peters, Rufus P. Grindle, David W. Bunker and
4 Augustus N. Osgood, their associates, successors
5 and assigns are hereby incorporated by the name
6 of Bluehill Water Company for the purpose of
7 supplying the inhabitants of the town of Bluehill
8 with pure water for domestic, sanitary and municipi-
9 pal purposes including the extinguishment of fires.

SECT. 2. The purposes of said corporation being
2 public purposes, the said corporation for said pur-

3 poses may take, detain, divert, flow, collect, use
4 and distribute so much of the water of any lake
5 pond, stream, spring, or well, in said town of Blue-
6 hill as may be necessary therefor and further for
7 said purposes, said corporation may take and use
8 such land and other property as may be necessary
9 for obtaining, securing, conducting and distributing
10 an ample supply of pure water to said town, includ-
11 ing lands for reservoirs, pipes and other structures
12 of said corporation.

SECT. 3. Any person sustaining damage by such
2 taking of water, land or other property of his shall
3 be paid a just compensation therefor by said cor-
4 poration. If such person and said corporation do
5 not agree upon the amount of such compensation,
6 the same shall be determined upon the application
7 of either party by the county commissioners of
8 Hancock county in the same manner and upon the
9 same terms and conditions and with the same right
10 of appeal as are provided by law for the estimate of
11 damages for taking lands for highways.

SECT 4. Said corporation may lay necessary
2 pipes and mains, along and under any street in said
3 Bluehill under such reasonable regulations as the
4 municipal officers may prescribe for the safety of
5 travelers, said corporation shall be liable to said

6 town for such damage as the town may be compelled
7 to pay on account of any defect or obstructions
8 caused by said corporation in such streets.

SECT. 5. The said corporation shall, within sixty
2 days after the taking of any lands, rights of way,
3 water rights, water sources or easements as afore-
4 said, otherwise than by purchase, file and cause to
5 be recorded in the town clerk's office, of the town
6 of Bluehill, a description of such lands or other
7 property sufficiently accurate for identification,
8 with a statement of the purpose for which the same
9 was taken, signed by the president of the cor-
10 poration. The corporation shall take no water nor
11 lands or other property until such filing of state-
12 ment or description, but may make all needful
13 explorations, surveys and levels on any lands or
14 waters in said Bluehill prior to such filing.

SECT. 6. No person shall wilfully pollute any
2 body of water from which said corporation may be
3 drawing its supply of water under this act; nor
4 shall any person wilfully injure any of the property
5 of said corporation; nor wilfully hinder the flow of
6 water through its works, under a penalty of not
7 more than one hundred dollars fine, or not over
8 six months imprisonment.

SECT. 7. The capital stock of said corporation
2 shall not be less than twenty-five thousand dollars,
3 which may be, by vote of said corporation, in-
4 creased to fifty thousand dollars, to be divided
5 into shares of fifty dollars. Said corporation may
6 hold real and personal estate necessary for its
7 purposes aforesaid. The corporation may proceed
8 under this charter when twenty-five shares have
9 been subscribed for by responsible parties.

SECT. 8. For the purpose of carrying out the
2 foregoing provisions, or either of them, said com-
3 pany is authorized to issue its bonds in such form
4 and amount, and in such time and rates as it may
5 deem expedient, and secure the same by mortgage
6 of its property on franchise.

SECT. 9. Said corporation may charge and col-
2 lect reasonable tolls and rates for water furnished
3 by it to any person or corporation under this act.

SECT. 10. The first meeting of said company
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 usual place
6 of abode seven days before the time of said
7 meeting.

SECT. 11. This act shall take effect when ap-
2 proved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 31, 1889. }

Tabled for printing, first reading, on motion of Mr. WISWELL of
Ellsworth.

NICHOLAS FESSENDEN, *Clerk.*