

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

HOUSE.

No. 188.

STATE OF MAINE.

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

AN ACT to incorporate the Guilford Water Company.

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

SECTION 1. David R. Straw, Henry Hudson, Zadoc L.
2 Turner, Henry Douglass, Marcellus L. Hussey, Micajah
3 Hudson, Robinson Turner, James Hudson, John R. Pol-
4 lock, Otis Martin, with their successors and associates,
5 are hereby made a body corporate by the name of the
6 Guilford Water Company, for the purpose of conveying
7 to, and of supplying the inhabitants of the town of Guil-
8 ford with water for all domestic, sanitary, municipal and
9 commercial purposes, with all the rights and privileges,
10 and subject to all the liabilities and obligations of similar
11 corporations, under the general laws of this State.

SECT. 2. Said corporation may take and hold by purchase
2 or otherwise, real and personal estate necessary and con-
3 venient for the purpose aforesaid. not exceeding \$150,000.

SECT. 3. For any of the purposes aforesaid, or for the
2 preservation and purity of said water, said corporation is
3 hereby authorized to take and use water from either Ben-
4 nett pond, so called, in the town of Parkman, or from
5 Herring pond, so called, in said Guilford, to conduct and
6 distribute the same into and through the town aforesaid,
7 to survey for, locate, lay, erect and maintain suitable
8 dams, reservoirs and machinery, pipes, aqueducts and
9 fixtures; to carry its pipes, aqueducts under or over any
10 water-course, bridge, street, railroad, highway or other
11 way, and said corporation is further authorized to enter
12 upon and excavate any highway or other way, in such
13 manner as least to obstruct the same; to enter, pass over
14 and excavate any lands, and take and hold by purchase
15 or otherwise, any real estate, rights of way or of water,
16 and in general do any acts necessary, convenient or proper,
17 for carrying out any of the purposes hereinbefore speci-
18 fied. And said corporation is further authorized, for the
19 purpose of making all needed repairs or service connec-
20 tions, to lay its pipes through any public or private
21 lands or ways, with the right to enter upon the same and
22 dig therein, and said corporations may establish written
23 regulations for the use of said water, and change the same
24 from time to time.

SECT. 4. Said corporation shall file in the registry of
2 deeds, in the County of Piscataquis, plans of the location
3 of all land and water rights taken under the provisions of
4 this act; and no entry shall be made upon any lands
5 except to make surveys, until the expiration of ten days
6 from said filing; and with such plan, the corporation may
7 file a statement of the damages it is willing to pay to any
8 person for any property taken thus, and if the amount
9 finally awarded does not exceed that sum, the corporation
10 shall recover costs against said person, otherwise such
11 person shall recover costs against the corporation.

SECT. 5. Said corporation shall be held liable to pay
2 all damages that shall be sustained by any persons, to
3 themselves or their property, occasioned by the use of
4 such streets and ways, and shall pay to said town all
5 sums recovered against said town of Guilford from ob-
6 struction occasioned by said corporation, and for all
7 expenses including reasonable counsel fees, incurred in
8 defending such suits with interest on the same, but said
9 corporation may assume the defense of suits brought to
10 recover damages as aforesaid; and also for all damages
11 sustained by any persons by the taking of any land,
12 water, rights of way, or other property, or by excavating
13 through any land for the purpose of surveying, locating,
14 laying or building dams, reservoirs, pipes and aqueducts,
15 and for any other injuries resulting from said acts, and if
16 any person sustaining damage as aforesaid, shall not agree
17 with said corporation upon the sum to be paid, therefor,

18 either party, on petition to the county commissioners of
19 Piscataquis county, within twelve months after said plans
20 are filed, may have said damage assessed by them, and
21 subsequent proceedings, and right of appeal thereon,
22 shall be had in the same manner and under the same con-
23 ditions, restrictions and limitations as are by law pre-
24 scribed in the case for damages by the laying out of
25 highways. Failure to apply for damages within said
26 twelve months shall be held to be a waiver of the same.

SECT. 6. Said corporation is hereby authorized to lay
2 down and maintain in and through the streets and ways
3 of the town aforesaid, all said pipes, aqueducts and fix-
4 tures as may be necessary for the purposes hereinbefore
5 specified. Said town of Guilford is hereby authorized to
6 contract with said corporation for a supply of water for
7 fire or for other purposes, for a term of years, and at the
8 expiration of such contract to renew or change the same.

SECT. 7. The capital stock of said corporation shall not
2 exceed one hundred and fifty thousand dollars.

SECT. 8. The first meeting of said corporation may be
2 called by written notice thereof, signed by any two corpo-
3 rators herein named, served upon each corporator by giv-
4 ing him the same in hand, or by leaving the same at his
5 last or usual place of abode, seven days at least before the
6 time of meeting.

SECT. 9. Said corporation is hereby authorized to issue
2 bonds, not exceeding in amount one-half of its capital

3 stock, the same to be a first lien upon its franchise and
4 property.

SECT. 10. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 24, 1893. P.M. }

Reported by Mr. SPRAGUE of Monson, from Committee on Judiciary,
and ordered printed under joint rules.

W. S. COTTON, *Clerk.*