

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

HOUSE.

No. 229.

STATE OF MAINE.

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

AN ACT to incorporate the Waldoboro Water and Electric
Light and Power Company.

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

SECTION 1. George Bliss, Edwin O. Clark, Lincoln L.
2 Kennedy, Hiram Bliss, Levitt Storer, George W. Young,
3 Theodore S. Brown, A. R. G. Smith, A. R.
4 Nickerson and T. F. Turner, or such of them as
5 shall vote to accept this charter, with their associates,
6 successors and assigns, are hereby made a body corporate,
7 by the name of the Waldoboro Water and Electric Light
8 and Power Company, and as such shall possess all the
9 powers and be subject to all the duties and obligations
10 conferred and imposed on corporations by law, except as
11 otherwise provided herein.

SECT. 2. The place of business of said corporation shall be at Waldoboro, in the county of Lincoln, and State of Maine, and its business shall be confined to the town of Waldoboro.

SECT. 3. The business to be carried on by said corporation shall be to furnish water for the extinguishment of fires and for public and private uses to said village of Waldoboro and vicinity, and the inhabitants thereof, and to furnish electric lights for lighting streets of said village, and to dispose of electric light and power to individuals and corporations.

SECT. 4. Said corporation is hereby authorized, for the purposes aforesaid, to take, detain and use the water of the Kaler pond or of any other suitable source of water supply in said Waldoboro, in Lincoln county, and to erect and maintain reservoirs and dams, and lay down and maintain pipes and aqueducts necessary for the proper accumulating, conducting, discharging, distributing and disposing of water, and forming proper reservoirs thereof; and said corporation may take and hold by purchase or otherwise, any lands or real estate necessary therefor, and may excavate through any lands when necessary for the purposes of this incorporation.

SECT. 5. Said corporation shall be held liable to pay all damages that shall be sustained by any person by the taking of any land or other property, or by flowage, or by excavating through any land for the purpose of laying down pipes and aqueducts, building dams and reservoirs,

6 setting posts and extending wires, and also damages for
7 any other injuries resulting from said acts; and if any
8 person sustaining damages as aforesaid and said corpora-
9 tion cannot mutually agree upon the sum to be paid there-
10 for, such person may cause his damages to be ascertained
11 in the same manner and under the same conditions, re-
12 strictions and limitations as are by law prescribed in the
13 case of damages by laying out of railroads.

SECT. 6. The capital stock of said corporation shall be
2 twenty-five thousand dollars, which may be increased to
3 one hundred thousand dollars by a vote of said corpora-
4 tion, and said stock shall be divided into shares of one
5 hundred dollars each.

SECT. 7. Said corporation is hereby authorized to lay
2 down pipes, and to set poles and extend wires, in and
3 through the streets and ways in said town of Waldoboro,
4 and to take up, replace and repair all such pipes, aque-
5 ducts, poles and fixtures as may be necessary for the
6 purposes of their incorporation, under such reasonable
7 restrictions as may be imposed by the selectmen of said
8 town, and all provisions of this act relating to the con-
9 struction, repairs, maintaining or operating works for
10 furnishing electric light or power, shall be subject to the
11 provisions of chapter three hundred and seventy-eight of
12 the Public Laws of eighteen hundred and eighty-five.
13 And said corporation shall be responsible for all damages
14 to persons and property occasioned by the use of such
15 streets and ways, and shall further be liable to pay to

16 said town all sums recovered against said town for dam-
17 ages from obstruction caused by said corporation, and for
18 all expenses, including reasonable counsel fees incurred
19 in defending such suits, with interest on the same.

SECT. 8. Said corporation is hereby authorized to make
2 contracts with said town of Waldoboro, with any village
3 corporations that now or hereafter may exist in said town and
4 with other corporations and individuals for the purpose
5 of supplying water or electric light or power, as con-
6 templated by this act; and said town by their selectmen,
7 and said village corporations by their assessors, are
8 hereby authorized to enter into contracts with said com-
9 pany for the supply of water and electric lights or power,
10 and for such exemption from public burden as said town
11 and such corporations and said company agree upon,
12 which, when made, shall be legal and binding upon all
13 parties thereto.

SECT. 9. Said corporation shall have power to cross
2 any water course or public or private sewer, or to change
3 the direction thereof; when necessary for the purposes
4 of their incorporation, but in such manner as not to obstruct
5 or impair the use thereof; and said corporation shall be
6 liable for any injury caused thereby; whenever the com-
7 pany shall lay down any pipes in any street, or make
8 any alterations or repairs upon its works in any street, it
9 shall cause the same to be done with as little obstruction
10 to public travel as may be practicable, and shall at its
11 own expense, without unnecessary delay, cause the earth

12 and pavement removed by it to be replaced in a proper
13 condition.

SECT. 10. Said corporation is hereby authorized to lay,
2 construct and maintain its pipes under, in and over the
3 Medomak river, and to build and maintain all necessary
4 structures therefor.

SECT. 11. Said corporation may issue its bonds for the
2 construction of its works, upon such rates and times as it
3 may deem expedient, not exceeding seventy-five thousand
4 dollars, and secure the same by mortgage of the franchise
5 and property of said company.

SECT. 12. In case no portion of the works of this cor-
2 poration shall have been put into operation within four
3 years from the date of the approval of this act, the rights
4 and privileges herein granted shall be null and void.

SECT. 13. The first meeting of said corporation may
2 be called by a written notice thereof, signed by any three
3 corporators herein named, served upon each corporator by
4 giving him the same in hand, or by leaving the same at
5 his last usual place of abode seven days before the time of
6 meeting.

SECT. 14. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
March 1, 1893. }

Reported by Mr. COFFIN of Bangor, from Committee on Legal
Affairs, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*