

# MAINE STATE LEGISLATURE

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# Sixty-Sixth Legislature.

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HOUSE.

No. 335.

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## STATE OF MAINE.

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

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AN ACT to incorporate the Medomak Water Company.

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*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, Levitt Storer and George W. Young of Wal-  
3 doboro in the County of Lincoln and State of Maine, and  
4 Hiram Bliss, Jr., of the town of Washington in the  
5 County of Knox and State of Maine with their successors  
6 and associates, are hereby made a corporation by the  
7 name of the Medomak Water Company, for the purpose  
8 of conveying to and supplying of the inhabitants of the  
9 town of Waldoboro, with water for all domestic, sanitary,  
10 municipal and fire purposes; with all the rights and  
11 privileges, and subject to all the liabilities and obligations

12 of similar corporations under the general laws of this  
13 State.

SECT. 2. Said corporation may take and hold, by pur-  
2 chase or otherwise, real and personal estate necessary and  
3 convenient for the purposes aforesaid, not exceeding fifty  
4 thousand dollars.

SECT. 3. For any of the purposes aforesaid, or for the  
2 preservation of the purity of said water, said corporation  
3 is hereby authorized to take and use water from a spring  
4 on Cole's hill (so called) if obtainable, if not, from some  
5 pond within three miles of Waldoboro village, to conduct  
6 the water aforesaid, to survey for, locate, lay, erect and  
7 maintain suitable dams, reservoirs, machinery, pipes,  
8 aqueducts and fixtures; to carry its pipes or aqueducts  
9 under or over any water course, bridge, street, railroad,  
10 highway or other way, but so as not to obstruct the same;  
11 and said corporation is further authorized to enter upon  
12 and excavate any highway or other way, in such manner  
13 as least to obstruct the same, to enter, pass over and  
14 excavate any lands, and to take and hold, by purchase or  
15 otherwise, any real estate, rights of way or of water, and  
16 in general do any acts necessary, convenient or proper  
17 for carrying out any of the purposes hereinbefore specified.  
18 And said corporation is further authorized for the purpose  
19 of making all needed repairs or service connections, to  
20 lay its pipe through any public or private land or ways,  
21 with the right to enter upon the same and dig therein,  
22 and said corporation may establish written regulations

23 for the use of the water aforesaid, and change the same  
24 from time to time.

SECT. 4. Said corporation shall file in the registry  
2 of deeds, in the County of Lincoln, 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 on any lands except  
5 to make surveys, until the expiration of ten days from  
6 said filing; and with such plan the said corporation  
7 may file a statement of the damages it is willing to pay to  
8 any person for the property so taken, and if the amount  
9 finally awarded does not exceed that sum, said corpora-  
10 tion shall recover costs against said person, otherwise said  
11 person shall recover costs against said 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 sums  
5 recovered against said town for damages from obstruc-  
6 tions caused by said corporation, and for all expenses  
7 including reasonable counsel fees incurred in defending  
8 said suits with interest on the same, but said corporation  
9 may assume the defense of all suits brought to recover  
10 damages aforesaid; and also for any damages sustained  
11 by any persons by the taking of any lands, water, right  
12 of way, or other property, or by excavating through any  
13 land for the purpose of surveying, locating, laying or  
14 building dams, reservoirs, pipes, aqueducts, and for any  
15 other injuries resulting from said acts, and if any person

16 sustaining damage as aforesaid, shall not agree with said  
17 corporation upon the sum to be paid therefor, either  
18 party on petition to the county commissioners of Lincoln  
19 county, within twelve months after said plans are filed,  
20 may have said damages assessed by them, and subsequent  
21 proceedings and right of appeal thereon shall be had in  
22 the same manner and under the same conditions, restric-  
23 tions and limitations, as are by law prescribed in the case  
24 of damages by the laying out of highways. Failure to  
25 apply for damages within twelve months shall be held to  
26 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 high-  
3 ways of the town aforesaid all such pipes, aqueducts and  
4 fixtures as may be necessary for the purposes hereinbefore  
5 specified. Said Waldoboro is hereby authorized to con-  
6 tract with said corporation for a supply of said water, for  
7 fire or for other purposes, for a term of years, and at the  
8 expiration of such contract to change or renew the same.

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

SECT. 8. The first meeting of said corporation may be  
2 called by written notice thereof, signed by any two of the  
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 and usual place of abode, seven days at least before  
6 such meeting.

SECT. 9. Said corporation is hereby authorized to issue  
2 bonds not exceeding in amount one-half its capital stock,  
3 the same to be the first lien upon its franchise and property.

SECT. 10. If said corporation shall find it necessary to  
2 lay its pipes or other fixtures over tide waters, it may  
3 build and maintain all necessary piers and other structures  
4 causing as little obstruction to navigation as possible.

SECT. 11. In case no portion of the works of this cor-  
2 poration shall have been put into operation within two  
3 years from the date of the approval of this act, the rights  
4 and privileges herein granted shall be null and void.

SECT. 12. This act shall take effect when approved.







STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
March 15, 1893.

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

W. S. COTTON, *Clerk.*