

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

SENATE.

No. 197.

STATE OF MAINE.

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

AN ACT to incorporate the Hull's Cove Water Company.

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

SECTION 1. E. H. Greely and T. F. Moran, and such
2 persons as they may associate with them in the enterprise,
3 and their successors, are hereby incorporated into a corpo-
4 ration by the name of the Hull's Cove Water Company
5 for the purpose of supplying the village of Hull's Cove
6 and places in the vicinity within a mile thereof in the
7 town of Eden, Hancock county, Maine, with pure water
8 for the use of the inhabitants thereof, and for domestic,
9 sanitary and municipal purposes, and extinguishment of
10 fire.

SECT. 2. Said company, for said purposes, may flow,
2 detain, collect, take, store and distribute water from the
3 pond known as Lake Wood and Breakneck ponds and
4 streams tributary thereto and flowing therefrom in the
5 said town of Eden, and may locate, construct and main-
6 tain dams, cribs, reservoirs, locks, gates, sluices, aque-
7 ducts, pipes, hydrants and all other necessary structures
8 therefor.

SECT. 3. Said company is hereby authorized to lay,
2 construct and maintain, in, under, through, along and
3 across the highways, streets and bridges in the town of
4 Eden and to take up, replace and repair all such sluices,
5 aqueducts, pipes, hydrants, and structures as may be
6 necessary for the purposes of their incorporation, and
7 said company shall be responsible for all damages to all
8 persons and property, occasioned by the use of such
9 highways and streets, and shall further be liable to said
10 town of Eden and pay to said town all sums recovered
11 against said town for damages from obstructions, caused
12 by said company, and for all expenses, including reason-
13 able counsel fees incurred in defending such suits.

SECT. 4. All persons sustaining damages by such tak-
2 ing of water, land or other property, shall be paid a just
3 compensation therefor by said company; if such person
4 and said corporation do not agree upon the amount of such
5 compensation, the same shall be determined upon applica-
6 tion of either party, by the county commissioners of
7 Hancock county, in the same manner and upon the same

8 terms and conditions, and with the same rights of appeal,
9 as are by law provided for the estimate of damages for
10 land taken for highways.

SECT. 5. Said company may take and hold any lands
2 necessary for flowage, and also for its dams, reservoirs,
3 locks, gates, hydrants and other necessary structures,
4 and may locate, lay and maintain sluices, aqueducts, pipes,
5 hydrants and other necessary structures or fixtures in,
6 over and through any lands for its said purposes, and
7 excavate in and through such lands for such location,
8 construction and maintenance. It may enter upon such
9 lands to make surveys and locations, and shall file in the
10 registry of deeds in said county of Hancock, plans of
11 such locations and lands, showing the property taken,
12 and within thirty days thereafter, publish notice of such
13 filing and of taking, in some newspaper in said county,
14 such publication to be continued three weeks successively,
15 and such lands shall be deemed to have been taken for the
16 purposes of said corporation from the date of such filing.

Not more than two rods in width of land shall be occu-
18 pied by any one line of pipes or aqueduct, and not more
19 than five acres by any one reservoir.

SECT. 6. The capital stock of said company shall be
2 twenty thousand dollars and may be increased to one hun-
3 dred thousand dollars if found necessary, divided into
4 shares of ten dollars each; said corporation is authorized
5 to act under this charter, when one hundred shares shall
6 have been subscribed for by responsible parties.

SECT. 7. Said company is hereby authorized to make
2 contracts with the United States, the State of Maine, and
3 with corporations and inhabitants of said town of Eden
4 for the purposes of supplying water, as contemplated by
5 this act.

And said town of Eden is hereby authorized by its
7 selectmen to enter into contract with said company, for a
8 supply of water for any and all purposes mentioned in
9 this act, and for such exemption from public burden as
10 said town and said company may agree, which when
11 made, shall be legal and binding upon all parties thereto.

SECT. 8. The first meeting of this corporation for
2 acceptance of this charter and for organization of this cor-
3 poration shall be called at Bar Harbor by a notice signed
4 by either of the above named corporators, to be published
5 three weeks in succession in the *Ellsworth American* or
6 *Bar Harbor Record*, stating the time and place of said
7 meeting and the business to be acted on, the last publica-
8 tion to be one week before said meeting.

SECT. 9. This corporation is empowered and allowed
2 to make such by-laws not repugnant to the laws of the
3 State, as a majority of the stockholders of said corpora-
4 tion present at any legal meeting, may adopt for the gov-
5 ernment and regulation of said corporation.

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



STATE OF MAINE.

IN SENATE, March 24, 1893.

Reported by Mr. SPOFFORD from Committee on Legal Affairs, and
laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*