

# MAINE STATE LEGISLATURE

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# Sixty-Seventh Legislature.

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HOUSE.

No. 15.

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## STATE OF MAINE.

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

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AN ACT to supply the people of the town of Dexter with  
Pure Water.

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

SECTION 1. George A. Abbott, Stanley Plummer, Mil-  
2 ton L. Abbott, Owen E. Blackden, Job Abbott, Albert F.  
3 Bradbury, Levi Bridgham, Nathan F. Roberts and C. M.  
4 Sawyer, their associates, successors and assigns, are hereby  
5 incorporated a body politic, by the name of the Dexter  
6 Water Company, for the purpose of supplying the town of  
7 Dexter, or any part thereof, with pure water for domestic,  
8 manufacturing, private and public uses.

SECT. 2. Said corporation may for said purposes hold  
2 real estate not exceeding in amount forty thousand dollars.

SECT. 3. Said corporation is hereby authorized for the  
2 purposes aforesaid, to take, hold and convey to the town  
3 of Dexter and through any part thereof, the water of any  
4 river, spring, natural or artificial pond, brook or other  
5 water sources, in said town in Penobscot county; and said  
6 corporation may take and hold by purchase or otherwise,  
7 any real estate necessary for the preservation and purity  
8 of the same, and for laying and maintaining aqueducts and  
9 pipes for distributing the water so taken and held; and  
10 may lay its water pipes through any private lands, with  
11 the right to enter upon the same and dig therein for the  
12 purpose of making all necessary repairs or service con-  
13 nections; and for the purposes aforesaid may lay its pipes  
14 under or over any water course, street, railroad, highway,  
15 or other way in such a manner as not to unnecessarily  
16 obstruct the same; and may lay down in and through the  
17 streets and ways in said town of Dexter and take up,  
18 replace and repair all such pipes, aqueducts or fixtures as  
19 may be necessary for the purpose of their incorporation,  
20 under such reasonable restrictions and regulations as the  
21 municipal officers of the town may impose; and said cor-  
22 poration shall be responsible for all damages to persons or  
23 property occasioned by the use of such streets and ways,  
24 and shall pay to said town all sums recovered against said  
25 town for damages from obstruction caused by said corpo-  
26 ration, and for all expenses, including reasonable counsel  
27 fees incurred in defending such suits.

SECT. 4. Said corporation shall pay all damages that  
2 shall be sustained by any persons by the taking of any  
3 land, or other property, or by flowage, or by excavating  
4 through any land for the purpose of laying down pipes and  
5 aqueducts, building dams and reservoirs, and damages for  
6 any other injuries resulting from said acts; and if any  
7 person sustains damages as aforesaid, and the amount  
8 thereof cannot be mutually agreed upon, such person may  
9 cause his damage to be assessed in such manner and under  
10 the same conditions, restrictions and limitations as are by  
11 law prescribed in the case of damages by the laying out  
12 of streets or highways.

SECT. 5. Said corporation may make contracts with the  
2 state of Maine, the town through which the pipes of the  
3 company may be laid, or with the corporations and indi-  
4 viduals of said town, for supplying water as contemplated  
5 in this act, and said corporation may establish and fix  
6 from time to time rates for the use of said water and col-  
7 lect the same; and the town of Dexter, by a majority vote  
8 of its municipal officers, is hereby authorized to contract  
9 for a supply of water for the extinguishment of fire, or  
10 other purposes, for a term of years with said corporation.

SECT. 6. The capital stock of this corporation shall be  
2 forty thousand dollars, and shall be divided into shares of  
3 fifty dollars each. Said capital may be increased to eighty  
4 thousand dollars by a vote of this corporation.

SECT. 7. Said corporation may issue bonds for the con-  
2 struction of its works upon such rates and time as it may

3 deem expedient, not exceeding in amount forty thousand  
4 dollars, and secure the same by mortgage on the franchise  
5 and property of said corporation.

SECT. 8. Any person who shall wilfully injure any of the  
2 property of said corporation, or knowingly corrupt the  
3 source of its water supply, or of any of its tributaries, or  
4 in any manner defile them or divert any of the water,  
5 whether the same be frozen or not, shall forfeit and pay to  
6 said company three times the amount of actual damages  
7 sustained, to be recovered in an action of tort; and on  
8 conviction of either of the wilful acts aforesaid shall be  
9 punished by a fine not exceeding one thousand dollars, or  
10 by imprisonment not exceeding one year.

SECT. 9. If said corporation shall not be organized and  
2 have its works in actual operation within five years from  
3 the approval of this act, the rights and privileges herein  
4 granted shall be null and void.

SECT. 10. The first meeting of said corporation may be  
2 called by a notice signed by any two of the corporators,  
3 herein named, served upon each corporator by giving him  
4 the same in hand or by leaving the same at his last and  
5 usual place of abode, seven days before the time of meet-  
6 ing.

SECT. 11. This act shall take effect when approved.



STATE OF MAINE.

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HOUSE OF REPRESENTATIVES, }  
January 21, 1895. }

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

W. S. COTTON, *Clerk.*