

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

# Sixty-Eighth Legislature.

---

---

SENATE.

No. 8.

---

---

## STATE OF MAINE.

---

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

---

AN ACT to Incorporate the Orono Water Company.

---

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

Section 1. Edward N. Mayo, Amos F. Lewis, Edgar E.  
2 Ring, Eben C. Webster, George H. Hamlin and Charles J.  
3 Dunn of Orono, with their associates and successors, are  
4 hereby made a corporation by the name of the Orono Water  
5 Company, for the purpose of supplying the inhabitants of  
6 Orono with suitable water for domestic, sanitary and munic-  
7 ipal purposes, including extinguishment of fire; with all  
8 the rights and privileges, and subject to all the liabilities  
9 and obligations of similar corporations, under the general  
10 laws of this State.

Sect. 2. 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 the Penob-  
4 scot river or its branches, or from any spring, pond, brook  
5 or other water sources, natural or artificial, in the town of  
6 Orono; to conduct and distribute the same into and through  
7 the said town of Orono; to survey for, locate, lay, erect and  
8 maintain suitable dams, reservoirs and machinery, pipes,  
9 aqueducts and fixtures; to carry its pipes or aqueducts  
10 under, in and over the Penobscot river, or Stillwater river,  
11 so called, or under or over any water course, bridge, street,  
12 railroad, highway or other way; and said corporation is  
13 further authorized to enter upon and excavate any high-  
14 way, or other way, in such manner as least to obstruct the  
15 same; to enter, pass over and excavate any lands, and to  
16 take and hold by purchase or otherwise, any real estate,  
17 rights of way or of water, and in general to do any acts  
18 necessary, convenient or proper, for carrying out any of  
19 the purposes hereinbefore specified. And said corporation  
20 is further authorized, for the purpose of making all needed  
21 repairs or extension or service connections, to lay its pipes  
22 through any public or private lands or ways, with the right  
23 to enter upon the same or dig therein, and said corpora-  
24 tion may make written regulations for the use of said water,  
25 and change the same from time to time.

Sect. 3. Said corporation may take and hold by lease  
2 or purchase, real or personal estate necessary and con-

3 venient for the purposes aforesaid, not exceeding one  
4 hundred thousand dollars.

Sect. 4. Said corporation shall be held liable to pay all  
2 damages that shall be sustained by any person or corpora-  
3 tion by the taking of any land, water or other property, or  
4 by excavating through any land for the purpose of laying  
5 down pipes and aqueducts or building any reservoir, stand  
6 pipe or other structures herein authorized to be built, and  
7 also damages for any injury resulting from said acts, and  
8 if any person sustaining damages as aforesaid and said  
9 corporation cannot mutually agree upon the sum to be paid  
10 therefor, such damages may be ascertained in the same  
11 manner and under the same conditions and restrictions and  
12 limitations as are by law prescribed in the case of damages  
13 by the laying out of railroads.

Sect. 5. The capital stock of said corporation shall not  
2 exceed one hundred thousand dollars, and shall be divided  
3 into shares of twenty-five dollars each, and any manufactur-  
4 ing corporation doing business in said Orono, is hereby  
5 authorized to subscribe for and to hold stock in said Orono  
6 Water Company. Said corporation is hereby authorized  
7 to contract with any corporation in said town to furnish  
8 power and other conveniences to carry out the purpose of  
9 this corporation.

Sect. 6. Said corporation is hereby authorized to make  
2 contracts with the United States, the State of Maine, the  
3 county of Penobscot, the town of Orono, the Maine State

4 College, and with other corporations and persons for the  
5 purpose of supplying water as contemplated by this act, and  
6 said town of Orono by its selectmen is hereby authorized to  
7 sign and execute any contract that may be entered into by  
8 the inhabitants of said town at any meeting legally called  
9 for that purpose, for a term of years with said company for  
10 a supply of water for fire and other municipal purposes to  
11 said town, including the exemption or remission of taxes  
12 upon any real estate, fixtures, franchise and plant of said  
13 corporation as a part of the consideration of said contract.

Sect. 7. Said corporation may issue its bonds for the con-  
2 struction of its works in such amounts, not to exceed the  
3 amount of capital stock subscribed for, for such rates and  
4 times as it may deem expedient, and secure the same by  
5 mortgage upon the franchise and property of said corpora-  
6 tion.

Sect. 8. In case any person injured by the taking of any  
2 land or other property for any of the purposes named herein  
3 and said corporation are unable to agree upon the amount  
4 of damage to be paid for said injury, said corporation may  
5 make a tender to any such person of any sum for such  
6 damages, and if such person recovers more damages than  
7 were tendered to him by said corporation, he shall recover  
8 costs, otherwise said corporation shall recover costs against  
9 said person. Failure, however, to apply for damages as  
10 aforesaid within one year from the time said damages are  
11 sustained, shall be held to be a waiver of the same.

Sect. 9. The first meeting of said corporation may be  
2 called by a written notice thereof signed by any other incor-  
3 porator, served upon each incorporator by giving in hand  
4 or leaving the same at his last and usual place of abode seven  
5 days before the time of the meeting, and said first meeting  
6 shall be called and held in said town of Orono.

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



STATE OF MAINE.

---

IN SENATE, January 20, 1897.

「 Laid on table "to be printed, pending reference to Committee on Legal Affairs in concurrence, on motion by Mr. ENGEL of Penobscot.

KENDALL M. DUNBAR, *Secretary.*