

MAINE STATE LEGISLATURE

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Sixty-Ninth Legislature.

HOUSE.

No. 174.

STATE OF MAINE.

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

AN ACT to incorporate the Ogunquit Sewerage Company.

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

Section 1. W. F. Cousens, N. P. M. Jacobs, A. H. Little-
2 field, G. H. Littlefield, E. T. Weare, J. H. Littlefield, with their
3 associates and successors, are hereby made a corporation by the
4 name of the Ogunquit Sewerage Company, for the purpose of
5 providing in the town of Wells a system of public sewers and
6 drainage for the comfort, convenience and health of the people
7 of said Wells, with all the rights, privileges and immunities
8 incident to similar corporations.

Sect. 2. Said corporation may acquire and hold real and
2 personal estate necessary and convenient for the purposes afore-
3 said, not exceeding in amount twenty-five thousand dollars; may
4 sell and convey the same; may issue certificates of stock to an

5 amount not exceeding the amount of its capital stock actually
6 paid in; and may issue and sell bonds to an amount not exceed-
7 ing one-half of its capital stock, so paid in to aid in the construc-
8 tion of works.

Sect. 3. Said corporation is hereby authorized to take and
2 hold, by purchase or otherwise, any land or real estate, or ease-
3 ment therein, necessary for forming basins, reservoirs and outlets;
4 for erecting buildings for pumping works, and for laying and
5 maintaining conduits for carrying and collecting, discharging and
6 disposing of sewerage matter and waters, and for any other
7 object necessary, convenient and proper for the purposes of this
8 act.

Sect. 4. Said corporation may construct conduits, in manner
2 aforesaid, in and through said town of Wells to and into the
3 Webhannet and Ogunquit rivers or their tributaries or the
4 Atlantic Ocean, the discharge therefrom to be at such points in
5 said rivers or said ocean, as is most convenient, and convey
6 through the same sewerage, surface water and the natural flow-
7 age of existing water courses, and secure and maintain basins,
8 reservoirs and outlets; may construct and maintain flush-tanks,
9 man-holes, lamp-holes, and all usual appliances, public and
10 private, may build and maintain pumping stations and buildings,
11 constructions and appliances for collecting, holding, distribu-
12 ting and disposing of sewerage matter; may establish regula-
13 tions for the use of sewers, and fix and collect the prices to be
14 paid for entering the same, and also the annual rentals for
15 using thereof; and said corporation is hereby authorized, for
16 the purposes aforesaid, having first obtained the permission of
17 the municipal officers of said town, and under such restrictions
18 and regulations as said officers may prescribe, to lay down, in
19 and through the streets, highways and lands of said town, and
20 take up, replace and repair all such conduits, pipes and fixtures,
21 as may be necessary for the objects of its incorporation; to

22 carry and lay conduits and pipes under any water-course, rail-
23 road or private way, and to cross any drain or sewer, or, if
24 necessary, to change its direction in such a manner as not to
25 obstruct the use thereof; and to enter and dig up any such
26 street, road or way, for the purpose of laying down pipes
27 beneath the surface thereof, for placing man-holes or other fix-
28 tures, and for maintaining and repairing the same, and in
29 general to do any other act or things necessary, convenient and
30 proper to be done for the purpose of this act.

Sect. 5. Said corporation shall file in the registry of deeds of
2 York county, a certificate of containing a description of land
3 taken, or in which an easement may be taken, under the pro-
4 vision of this act, and a statement of the purposes for which it
5 is taken, to be recorded by the register and such land or ease-
6 ment shall be deemed to be taken upon the filing of such
7 certificate.

Sect. 6. Said corporation shall be liable to pay all damages
2 that shall be sustained by any person in his property by the
3 taking of any land or easement therein, under the provisions of
4 this act; and if any person sustaining damage as aforesaid, and
5 said corporation shall not mutually agree upon the sum to be
6 paid therefor, such person may cause his damages to be ascer-
7 tained in the same manner and under the same conditions and
8 limitations as are by law prescribed in the case of damages by
9 the location of railroads.

Sect. 7. Said corporation, at all times, after it shall com-
2 mence receiving pay for the facilities supplied by it, shall be
3 bound to permit the owner of all premises, abutting upon its
4 lines of pipes and conduits, to enter the same with all proper
5 sewerage, upon conformity to the rules and regulations of said
6 company, and payment of the prices and rentals established
7 therefor.

Sect. 8. Any person who shall place or leave any offensive or injurious matter or materials in the conduits, catchbasins, or receptacles of said corporation, contrary to its regulations, or shall wilfully injure any conduit, pipe, reservoir, flush tank, catchbasin, man-hole, lamp-hole, outlet, engine, pump or other property held, owned or used by said corporation for the purposes of this act, shall pay the amount of damages to said corporation, to be recovered in any proper action; and every such person, on conviction of either of said acts of wilful injury aforesaid, shall be punished by fine not exceeding \$200, and by imprisonment not exceeding one year.

Sect. 9. The affairs of said corporation shall be controlled by a board of directors, consisting of not less than five members, who shall be citizens of the town of Wells, and elected annually by a vote of the stockholders of the corporation; and the board of directors shall choose such other officers as may from time to time be required by the by-laws of the corporation.

Sect. 10. Any two of the persons mentioned in the first section of this act, may call the first meeting of said corporation by publishing notice therefor two weeks in a newspaper printed in the county of York.

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

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, February 23, 1899.

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

W. S. COTTON, *Clerk.*