

MAINE STATE LEGISLATURE

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NEW DRAFT.

Seventieth Legislature.

HOUSE.

No. 283

STATE OF MAINE.

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

AN ACT to incorporate the Friendship Water Company.

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

Section 1. Elmer E. Jameson, N. A. Jameson and F. O.
2 Jameson, their associates, successors and assigns, are hereby
3 made a corporation by the name of the Friendship Water
4 Company for the purpose of supplying the village of Friend-
5 ship, in the county of Knox, and the inhabitants of said
6 Friendship with pure water for domestic and sanitary pur-
7 poses.

Sect. 2. Said corporation is hereby authorized, for the
2 purposes aforesaid, to take, collect, detain, store, use and dis-
3 tribute the water of any spring or artificial pond on land of

4 Elsie Jameson that lies to the eastward of her house at
5 Friendship village and on adjoining land of Winthrop Whit-
6 ney; and said corporation may take and hold, by purchase
7 or otherwise, any real estate or easement therein necessary
8 for the collection, distribution, preservation and purity of
9 the same, and for laying and maintaining aqueducts and
10 pipes for distributing the water so taken and held; and may
11 take and hold, by purchase or otherwise, such real estate as
12 may be necessary for digging, constructing or creating any
13 artificial spring or pond for the purpose of collecting, storing,
14 detaining and distributing said water; and may lay its water
15 pipes through any private lands with the right to enter upon
16 the same and dig therein for the purpose of making repairs
17 and service connections; and for the purposes aforesaid, may
18 lay its pipes over or under any water course, street, highway
19 or other way in such a manner as not unnecessarily to
20 obstruct the same; and may lay down, in and through the
21 streets of said town of Friendship, and may take up, replace
22 and repair, all such pipes, aqueducts and fixtures as may be
23 necessary for the purpose of said incorporation, under such
24 reasonable restrictions as the selectmen of said town may
25 impose; and said corporation shall be responsible for dam-
26 ages to all persons or property occasioned by the use of such
27 streets and ways, and shall pay to said town all sums recov-
28 ered against said town for damages from obstructions caused
29 by said corporation, and for all expenses, including reason-
30 able counsel fees, incurred in defending such suits, with
31 interest on the same, but said corporation may assume the
32 defense of all suits brought to recover damages as aforesaid.
33 But water shall not be taken from any spring, the water from
34 which is used for domestic purposes.

Sect. 3. Said corporation shall pay all damages that shall
2 be sustained by any person or persons by the taking of land

3 or other property, or by flowage, or by excavating through
4 any land for the purpose of laying down pipes and aqueducts,
5 building dams, reservoirs, or constructing any artificial pond
6 or source of water supply, or erecting machinery or fixtures,
7 or for any other injuries resulting from said acts; and if any
8 person or persons sustain damages as aforesaid and the
9 amount thereof cannot be mutually agreed upon, such per-
10 son or persons may cause his or their damages to be assessed
11 in the same manner and under the same conditions, restric-
12 tions and limitations as are by law prescribed in the case of
13 damages by the laying out of railroads.

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

Sect. 5. The capital stock of said corporation shall not
2 exceed ten thousand dollars.

Sect. 6. Said corporation may establish reasonable regula-
2 tions for the use of said water, and change the same from
3 time to time.

Sect. 7. The first meeting of said corporation may be
2 called by a written notice thereof, signed by any one of the
3 corporators herein named, served upon each corporator by
4 giving him the same in hand, or by leaving the same at his
5 last and usual place of abode, seven days at least before said
6 meeting.

Sect. 8. Said corporation may issue its bonds upon such
2 rates and times as it may deem expedient, not exceeding the
3 amount of its capital stock; or may guarantee the personal
4 indebtedness of any person or persons to the amount of said
5 capital stock, where such indebtedness has already been
6 incurred or may be hereafter incurred in the construction of
7 said works.

Sect. 9. This act shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 5, 1901.

Reported by Mr. HARRIS of Auburn, from Committee on the
Judiciary, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*