

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# Seventieth Legislature.

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SENATE.

No. 148

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## STATE OF MAINE.

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

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AN ACT to incorporate the Greenville Water Company.

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

Section 1. Chandler M. Woods, Arthur A. Crafts, Victor  
2 W. Macfarlane, John F. Sprague, L. H. Folsom, Amos H.  
3 Walker, their associates and successors, are hereby made a  
4 corporation by the name of the Greenville Water Company,  
5 for the purpose of conveying to and of supplying the inhab-  
6 itants of the town of Greenville and of township number  
7 three, range five, Bingham's Kennebec Purchase, east of the  
8 Kennebec river, commonly known as Little Squaw Mountain  
9 township, with water for all domestic, sanitary, municipal

10 and commercial purposes; with all the rights and privileges,  
11 and subject to all the liabilities and obligations of similar  
12 corporations under the general laws of this state.

Sect. 2. Said corporation may take and hold, by purchase  
2 or otherwise, real and personal estate necessary and con-  
3 venient for the purposes aforesaid, not exceeding fifty thou-  
4 sand dollars.

Sect. 3. For any of the purposes aforesaid or for the  
2 preservation of the purity of said water, the said corporation  
3 is hereby authorized to take and use water from springs,  
4 ponds or streams in said Little Squaw Mountain township  
5 in the county of Piscataquis, to conduct aforesaid, to survey  
6 for, locate, erect and maintain, suitable dams, reservoirs,  
7 machinery, pipes, aqueducts and fixtures; to carry its pipes  
8 or aqueducts under or over any water course, bridge, street,  
9 railroad, highway or other way; and said corporation is  
10 further authorized to enter upon and excavate any highway  
11 or other way, in such a manner as to least obstruct the same;  
12 to enter, pass over and excavate any lands, and to take and  
13 hold by purchase or otherwise, any real estate, rights of way  
14 or of water, and in general do any acts necessary, convenient  
15 or proper for carrying out any of the purposes hereinbefore  
16 specified. And said corporation is further authorized for  
17 the purpose of making all needed repairs or service connec-  
18 tions, to lay its pipes through any public or private land or  
19 ways, with the right to enter upon the same and dig therein;  
20 and said corporation may establish written regulations for  
21 the use of the water aforesaid, and change the same from  
22 time to time.

Sect. 4. Said corporation shall file in the registry of deeds, 2 in the county of Piscataquis, plans for the location of all land 3 and water rights taken under the provisions of this act, and 4 no entry shall be made on any lands except to make survey, 5 until the expiration of ten days from said filing; and with 6 such plans the said corporation may file a statement of the 7 damages it is willing to pay any person for the property so 8 taken, and if the amount finally awarded does not exceed that 9 sum, said corporation shall recover costs against said person, 10 otherwise such person shall recover costs against said corpor- 11 ation.

Sect. 5. In case of failure to agree with any railroad com- 2 pany, as to place, manner and conditions of crossing its rail- 3 road with such pipe, the place, manner and conditions of such 4 crossings shall be determined by the railroad commissioners, 5 and all work within the limits of the railroad location and 6 lands, shall be done under the supervision and to the satis- 7 faction of the officers and agents of the railroad company, 8 but at the expense of the said water company.

Sect. 6. Said corporation shall be held liable to pay all 2 damages that shall be sustained by any persons, to them- 3 selves or their property, occasioned by the use of such streets 4 and ways, and shall pay to said town all sums recovered 5 against said town for damages from obstructions caused by 6 said corporation, and for all expenses including reasonable 7 counsel fees incurred in defending said suits with interest on 8 the same, but said corporation may assume the defense of all 9 suits brought to recover damages as aforesaid; and also for 10 damages sustained by any persons by the taking of any lands,

11 water, right of way, or other property, or by excavating  
12 through any land for the purpose of surveying, locating,  
13 laying or building dams, reservoirs, pipes, aqueducts, and for  
14 any other injuries resulting from said acts, and if any per-  
15 son sustaining damages as aforesaid, shall not agree with  
16 said corporation upon the sum to be paid therefor, either  
17 party on petition to the county commissioners of Piscataquis  
18 county within twelve months after said plans are filed, may  
19 have said damages assessed by them, and subsequent proceed-  
20 ings and right of appeal thereon, shall be had in the same man-  
21 ner and under the same conditions, restrictions and limita-  
22 tions as are by law prescribed in the case of damages by the  
23 laying out of highways. Failure to apply for damages with-  
24 in twelve months shall be held to be a waiver of the same.

Sect. 7. Said corporation is hereby authorized to lay down  
2 and maintain in and through the streets and highways of the  
3 town and township aforesaid, all such pipes, aqueducts and  
4 fixtures as may be necessary for the purposes hereinbefore  
5 specified. Said Greenville and the inhabitants of said Little  
6 Squaw Mountain township are hereby authorized to contract  
7 with said corporation for a supply of said water for fire and  
8 other purposes, for a term of years, and at the expiration of  
9 such a contract to change or renew the same.

Sect. 8. The capital stock of said corporation shall not ex-  
2 ceed fifty thousand dollars.

Sect. 9. Said corporation shall not have the right in any  
2 manner to take, hold or interfere with the springs and water  
3 pipes now used for supplying water in said Greenville to its  
4 inhabitants. The owners of said springs and water pipes

5 shall hereafter have the right to supply water from said  
6 springs to such inhabitants in said Greenville as may want the  
7 same.

Sect. 10. The first meeting of said corporation may be called  
2 by a written notice thereof, signed by any two of the corpor-  
3 ators herein named, served upon each corporator by giving  
4 him the same in hand, or by leaving the same at his last and  
5 usual place of abode, seven days at least before such meeting.

Sect. 11. This act shall be come null and void in two years  
2 from the time when the same takes effect, unless the corpora-  
3 tion shall have organized and commenced the construction of  
4 its work under this charter.

Sect. 12. Said corporation is hereby authorized to issue  
2 bonds not exceeding the amount of its capital stock sub-  
3 scribed for, the same to be the first lien upon its franchise  
4 and property.

Sect. 13. This act shall take effect when approved.







STATE OF MAINE.

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IN SENATE, March 19, 1901.

Reported by Mr. WEEKS from Committee on the Judiciary, and  
laid on table to be printed under joint rules.

KENDALL M. DUNBAR, *Secretary.*