

MAINE STATE LEGISLATURE

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Seventy-first Legislature.

HOUSE.

No. 258

STATE OF MAINE.

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

AN ACT to enlarge the powers of the Carrabassett Stock
Farms.

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

Section 1. The Carrabassett Stocks Farms, a corporation
2 organized under the general law and having an established
3 place of business at Anson in the county of Somerset, is
4 hereby authorized to supply the inhabitants of Anson with
5 water suitable for industrial, domestic, sanitary and muni-
6 cipal purposes, including the extinguishment of fire; and
7 shall have all the rights and privileges and be subject to all
8 the liabilities and obligations of similar corporations under
9 the general 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 Carra-
4 bassett river or its tributaries, or from any springs, wells or
5 ponds in said town of Anson: to conduct and distribute the

6 same into and through the said town of Anson; to survey
7 for, locate, lay, erect and maintain suitable dams, reservoirs,
8 stand pipes, machinery, pipes, aqueducts and fixtures; to
9 carry its pipes or aqueducts under, in and over the Carra-
10 bassett river, or under, over or along any water course,
11 bridge, street, railroad, highway or other way; and said cor-
12 poration is further authorized to enter upon and excavate
13 any highway, or other way, in such manner as least to
14 obstruct the same; to enter, pass over and excavate any lands,
15 and to take and hold, by purchase or otherwise, any real
16 estate, rights of way or of water, and in general do any acts
17 necessary, convenient or proper, for carrying out any of the
18 purposes hereinbefore specified. And said corporation is
19 further authorized, for the purpose of making all needed
20 repairs or service connections, to lay its pipes through any
21 public or private lands or ways, with the right to enter upon
22 the same or dig therein, and said corporation may make writ-
23 ten regulations for the use of said water, and change the same
24 from time to time.

Sect. 3. Said corporation shall file in the registry of deeds
2 in the county of Somerset, plans of all lands and water rights
3 taken under the provisions of this act; and no entry shall be
4 made upon any lands, except to make surveys, until the
5 expiration of ten days from said filing; and with such plan,
6 the corporation may file a statement of the damage it is will-
7 ing to pay the owner for any property so taken, and if the
8 amount finally awarded does not exceed that sum, the com-
9 pany shall recover costs against such owner, otherwise such
10 owner shall recover costs against the company.

Sect. 4. Said corporation shall be held liable to pay all
2 damages that shall be sustained by any persons, to themselves
3 or their property, occasioned by the use of such streets and
4 ways, and shall pay to said town all sums recovered against
5 said town for damage from obstruction caused by said cor-

6 poration, and for all expense, including reasonable counsel
7 fees incurred in defending such suits, with interest on the
8 same; but said corporation may assume the defense of suits
9 brought to recover damages as aforesaid; and also for all
10 damages sustained by any persons by the taking of any land,
11 water, rights of way or other property, or by excavating
12 through any land for the purpose of laying or building any
13 dams, reservoirs, pipes and aqueducts, and for any other
14 injuries resulting from said acts. And if any person sus-
15 taining damage as aforesaid, shall not agree with said cor-
16 poration upon the sum to be paid therefor, either party, on
17 petition to the county commissioners of Somerset county,
18 within twelve months after said plans are filed, may have
19 said damage assessed by them, and subsequent proceedings,
20 and right of appeal thereon, shall be had in the same manner
21 and under the same conditions, restrictions and limitations,
22 as are by law prescribed in the case of damages by the laying
23 out of highways. Failure to apply for damages within said
24 twelve months, shall be held to be a waiver of the same.

Sect. 5. Said corporation is hereby authorized to make
2 contracts with the United States, the State of Maine, the
3 county of Somerset, the town of Anson or any village cor-
4 poration in said town and with the inhabitants thereof or any
5 corporation for the purpose of supplying water as contem-
6 plated by this act. And said town of Anson by its municipal
7 officers, or any village corporation by its proper officers, are
8 hereby authorized to enter into contract with said company
9 for a supply of water for any and all purposes mentioned
10 in this act and for such exemptions from public burdens as
11 said town or village corporation and said company may
12 agree, which when made, shall be legal and binding upon all
13 parties thereto.

Sect. 6. Whoever shall wilfully or maliciously injure any
2 of the property of said corporation, or knowingly corrupt the

3 sources of its water supply, or any of its tributaries so as to
4 affect the purity of the water taken by said corporation, or
5 in any manner pollute them as aforesaid whether frozen or
6 not, shall be punished by a fine not exceeding one thousand
7 dollars, or by imprisonment not exceeding two years, and
8 shall be liable to said corporation for three times the actual
9 damage. to be recovered in any proper action.

Sect. 7. Said corporation for all its purposes may hold real
2 and personal estate necessary and convenient therefor, not
3 exceeding two hundred thousand dollars.

Sect. 8. Said corporation, for the construction of its works
2 of any and all kinds, is authorized to issue its bonds in such
3 form and amount, and on such time and rates as it may deem
4 expedient, and secure the same by mortgage of its franchise
5 and property.

Sect. 9. Said corporation is hereby authorized to take, by
2 eminent domain, land, water and water power necessary for
3 its purposes; also to store water in Middle Carrying Place
4 pond in Middle Carrying Place and Rowe pond in Pleasant
5 Ridge, and for that purpose may take material and build
6 dams on the outlets of said ponds and raise the water therein,
7 and widen and deepen the said outlets.

Sect. 10. For damages caused by flowing lands adjacent
2 to said ponds, said corporation shall be liable to the process
3 provided by the mill act.

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

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 5, 1903.

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

W. S. COTTON, *Clerk.*