

MAINE STATE LEGISLATURE

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SEVENTY-THIRD LEGISLATURE

HOUSE.

No. 257

STATE OF MAINE.

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

AN ACT to incorporate the Limerick Water and Electric
Company.

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

Section 1. John F. Moore, Charles G. Moulton, Charles
2 H. Adams, Ira H. Moore, Ralph Clark and J. Merrill Lord,
3 their associates, successors and assigns are hereby made a
4 corporation by the name of the Limerick Water and Electric
5 Company, with all the powers, rights and privileges and
6 subject to all the duties and obligations conferred and
7 imposed on corporations by law, except as provided herein.

Sect. 2. The purposes of said corporation are to furnish
2 water for the extinguishment of fires and for municipal,
3 domestic, sanitary and industrial purposes and to make, gen-

4 erate, sell, lease, supply and distribute electricity or gas or
5 both for lighting, heating, mechanical, manufacturing and
6 industrial purposes, in the towns of Limerick, Newfield and
7 Waterboro.

Sect. 3. The said corporation is hereby authorized for the
2 purposes aforesaid to retain, collect, take, store, use and
3 distribute water from the Mudgett pond or the Long pond
4 in the town of Parsonsfield or from any springs, ponds,
5 streams or other water sources in said towns of Limerick,
6 Newfield and Waterboro that it may acquire by purchase
7 from the owners thereof; to erect and maintain cribs, reser-
8 voirs, dams, standpipes, gates, pipes, aqueducts and other
9 structures necessary for the proper accumulating, conduct-
10 ing, discharging, distributing and disposing of water and
11 forming proper reservoirs thereof and to take and hold by
12 purchase or otherwise any lands or real estate necessary
13 therefor; to excavate, lay down, replace, repair and main-
14 tain its pipes and aqueducts and erect its poles and extend
15 its wires through any lands necessary for the purposes afore-
16 said; to erect its poles, extend its wires, lay its pipes and
17 aqueducts and construct and maintain the same in, upon,
18 along, over, across, and under the roads and streets in said
19 towns of Limerick, Newfield and Waterboro and from said
20 ponds through the towns of Parsonsfield and Cornish to said
21 town of Limerick, under such reasonable restrictions as may
22 be imposed by the municipal officers of said towns, subject

23 to the general laws of the State regulating the erection of
24 poles and wires and the laying of pipes.

Sect. 4. Said corporation shall be held liable to pay all
2 damages that may be sustained by any person by the taking
3 of land or other property, by excavating through any land
4 for the purpose of laying down pipes and aqueducts, build-
5 ing dams, reservoirs, by flowage, the erection of poles and
6 wires or other structures, and any person sustaining damages
7 as aforesaid, if he cannot agree with said corporation upon
8 the sum to be paid therefor, may cause his damages to be
9 assessed in the same manner and subject to the same con-
10 ditions, restrictions and limitations as is provided by law in
11 the case of damages by the laying out of highways.

Sect. 5. Said corporation shall have authority to enter
2 upon any land for the purpose of making surveys and loca-
3 tions and shall file in the registry of deeds for the county of
4 York plans for the location of lands and other property taken
5 and when so filed such property shall be deemed and treated
6 as taken; with said plans, said corporation may file a state-
7 ment of the damages it is willing to pay for any property so
8 taken, and if the amount finally awarded does not exceed
9 that sum, the corporation shall recover costs against such
10 parties, otherwise such parties shall recover costs against
11 said corporation.

Sect. 6. Said corporation, at its own expense, without
2 unnecessary delay, shall remove any and all obstructions in
3 any street or way made in excavating and laying its pipes

4 and erecting its poles, wires and other structures, and shall
5 cause earth disturbed to be properly replaced. It shall not
6 be allowed to obstruct or impair the use of any public or
7 private sewer, drain, pipe, telephone, telegraph, or railroad
8 wire, but may cross, or when necessary, change the direction
9 of any such sewer, drain, pipe or wire in such manner as not
10 to obstruct or impair the use thereof, and shall be responsible
11 to the owner or other persons for any injury occasioned
12 thereby.

Sect. 7. Said corporation is hereby authorized to make
2 contracts with said towns of Limerick, Newfield and Water-
3 boro and with other corporations and persons for the pur-
4 pose of supplying water, light, heat and power as contem-
5 plated in this act, and said towns by their selectmen, and
6 other corporations are hereby authorized to enter into con-
7 tracts with said company for water, light, heat, or power
8 and for such exemptions from public burden as such towns
9 and corporations and said company agree upon, which when
10 made shall be legal and binding upon all parties thereto.

Sect. 8. Said corporation is hereby authorized to acquire
2 and hold by purchase the property, rights, locations, privi-
3 leges and franchises of any person or corporation engaged
4 in lighting by electricity or gas in said town of Limerick,
5 and upon such purchase and transfer, said corporation shall
6 have, hold, possess, exercise and enjoy all such property,
7 rights, locations, privileges and franchises as it may acquire
8 as aforesaid.

Sect. 9. The capital stock of this corporation shall be five
2 hundred thousand dollars, divided into shares of one hundred
3 dollars each.

Sect. 10. Said corporation may issue its bonds upon such
2 rates and time as it may deem expedient and in such amount
3 as may be required for the objects of this incorporation and
4 for the purposes authorized by this act, and secure the same
5 by mortgage upon the franchises and property of said com-
6 pany.

Sect. 11. Said corporation, for its said purposes, may hold
2 real and personal property necessary and convenient therefor.

Sect. 12. Limerick Mills Corporation is hereby authorized
2 to purchase stock, bonds or other securities of this corpo-
3 ration.

Sect. 13. If any person shall wantonly or maliciously
2 injure any of the structures, reservoirs, hydrants, pipes, or
3 other property, or water supply, whether frozen or not, of
4 said corporation, he shall, on conviction thereof, be punished
5 by a fine not exceeding one thousand dollars, or by imprison-
6 ment not exceeding two years, or both, and shall be liable
7 to pay triple damages to said corporation, to be recovered by
8 an action before any court or competent jurisdiction.

Sect. 14. The first meeting of said corporation may be
2 called by written notice thereof, signed by any two corpo-
3 rators herein named and served upon each corporator by a
4 copy of the same in hand or mailed, postage prepaid, seven
5 days prior to the day named therein for such meeting.

Sect. 15. This act shall take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, February 21, 1907.

Reported by Mr. GOODWIN from Committee on Judiciary, and
ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*