

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 63

STATE OF MAINE.

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

AN ACT to ratify, confirm and make valid the organization of
the Andover Water Company and authorize it to issue Bonds
and extend its Plant.

Be it enacted by the People of the State of Maine, as follows:

Section 1. The organization of the Andover Water Com-
pany, a corporation duly organized and existing under the
Laws of the State of Maine is hereby ratified, confirmed and
declared to be legal and valid.

Sect. 2. In addition to the purposes named in its charter,
as organized under the General Law, the said Andover Water
Company is hereby authorized to supply the inhabitants of
Andover and vicinity with water not only for domestic, in-
dustrial, sanitary and municipal purposes, including the ex-

6 tinguishment of fires, but also to make, generate, sell, dis-
7 tribute and supply electricity in accordance with the general
8 laws governing that business, in the Town of Andover in the
9 County of Oxford.

Sect. 3. For the purposes of its incorporation, including
2 the purposes hereinbefore specified, said corporation may
3 take and hold by purchase or otherwise, or sell and convey,
4 any lands or other real estate necessary for any of the afore-
5 said purposes, and also for the protection of the water shed
6 of any sources of supply of water which it may have, take
7 or acquire under the authority of this charter. And the said
8 corporation may enter upon and excavate through any land in
9 the town of Andover, when necessary for the purposes of its
10 incorporation.

Sect. 4. Said corporation is hereby authorized, for the pur-
2 poses aforesaid to erect and maintain dams, reservoirs, filters
3 and standpipes, and to lay and maintain pipes, aqueducts and
4 conduits necessary and proper for the accumulating, storing,
5 conducting, discharging, distributing, disbursing, supplying,
6 and selling water, or for carrying, collecting, discharging
7 and disposing of sewerage matter and waters, and said cor-
8 poration may take, store and use the water of Stony Brook
9 (so-called) in the town of Andover, in the County of Oxford,
10 or any other sources of water supply, including brooks,
11 streams, lakes, ponds, springs or wells in the town of An-
12 dover. Said corporation is further authorized to set poles
13 and extend wires thereon in and through such streets and

14 ways in the town of Andover as it may deem most expedient
15 in carrying out the purposes of Section 2 of this Act.

Sect. 5. Said corporation shall be held liable to pay all
2 damages that shall be sustained by any person by the taking
3 of any land, water or other property, or by flowage, or by
4 entering or excavating on any land for the purpose of laying
5 pipes and aqueducts, buildings, dams and reservoirs, and
6 setting poles, and also any other injuries resulting from said
7 acts, and if any person sustaining damages aforesaid and
8 said corporation cannot mutually agree upon a sum to be paid
9 therefor, either party may cause the damages to be ascer-
10 tained in the same manner and under the same conditions,
11 restrictions and limitations as are by law prescribed in the
12 case of damages by the laying out of railroads.

Sect. 6. Said corporation is hereby authorized to lay down
2 in and through the streets and ways in said town of Andover,
3 in the County of Oxford, and to take up, replace and repair
4 all such pipes, aqueducts, conduits, hydrants and fixtures as
5 may be necessary for the purposes of its organization; to
6 carry and lay any conduits, aqueducts, and pipes under any
7 water course, public or private way or railroads or electric
8 railroads in said towns, in the manner prescribed by law, and
9 to cross any sewers or drains or, if necessary, to change its
10 direction in such manner as not to obstruct the use thereof;
11 and to enter and dig up any such street, road or way for the
12 purpose of laying down pipes, conduits or aqueducts be-
13 neath the surface thereof, for placing manholes, hydrants, or

14 other fixtures, and for maintaining and replacing the same,
15 under such reasonable restrictions as may be imposed by the
16 Selectmen of said town. And said corporation shall be re-
17 sponsible for all damages to persons and property occasioned
18 by the use of such streets and highways, and shall further be
19 liable to pay to said town all sums recovered against said
20 town for damages for obstructions caused by said corpora-
21 tion.

Sect. 7. Said corporation is hereby authorized to make
2 contracts with other corporations, individuals, towns and
3 school districts for the purpose of supplying water and elec-
4 tricity as contemplated by the purposes of its organization.
5 And said Town of Andover by its Selectmen, and any cor-
6 porations, by their duly authorized officers, is and are au-
7 thorized to enter into contracts with said corporation for a
8 supply of water or electricity, as said town or towns, or any
9 corporations may agree upon at any meeting which may be
10 legal and binding upon all parties thereto.

Sect. 8. The said corporation is hereby authorized to is-
2 sue its bonds, secured by mortgage on its property and fran-
3 chises, or any part thereof, from time to time and in such
4 amounts as it may determine necessary. Provided the ag-
5 gregate of such issues shall not exceed the amount of capital
6 stock issued.

Sect. 9. Any person who shall wilfully injure any of the
2 property of said corporation, or shall knowingly and wilfully
3 corrupt the reservoir, springs, brooks or other sources of

4 said company's water supply in any manner whatever, or
5 render them impure in any way, whether same be frozen or
6 not; or who shall wilfully destroy any reservoir or aqueduct,
7 pipes, hydrants, or other property held or owned by said cor-
8 poration for the purposes of this Act, shall be punished by a
9 fine not exceeding one thousand dollars, or by imprisonment
10 not exceeding one year, and shall be liable to said corporation
11 for three times the actual damage done, to be recovered in
12 any proper action at law.

Sect. 10. This act to take effect when approved.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES.

Augusta, February 3, 1909.

Reported by Mr. PIKE from Committee on Legal Affairs
and ordered printed under joint rules.

E. M. THOMPSON, *Clerk.*