

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 363

STATE OF MAINE.

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

AN ACT to incorporate the North Parsonsfield Water
Company.

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

Section 1. Charles T. Wentworth, L. C. Leavitt and J.
2 Merrill Lord, their associates, successors and assigns are
3 hereby made a corporation by the name of the North Par-
4 sonsfield Water Company, with all the powers, rights and
5 privileges and subject to all the duties and obligations con-
6 ferred and imposed on corporations by law, except as pro-
7 vided 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 in the village of

4 North Parsonsfield and vicinity in the town of Parsonsfield
5 in the county of York.

Sect. 3. The said corporation is hereby authorized for
2 the purposes aforesaid to take, collect, store, retain, use
3 and distribute water from any springs, ponds, streams or
4 other water sources in said town of Parsonsfield except
5 Long and Mudgett ponds in said Parsonsfield; to erect
6 and maintain cribs, dams, reservoirs, standpipes, gates,
7 pipes, aqueducts and other structures necessary or con-
8 venient for the proper accumulating, conducting, discharg-
9 ing, distributing and disposing of water and forming proper
10 and sufficient reservoirs thereof; to excavate, lay down, re-
11 place, repair and maintain its pipes and aqueducts through
12 any lands and to take and hold by purchase or otherwise
13 any lands, real estate or rights necessary for the purposes
14 of this incorporation; to lay its pipes and aqueducts and
15 construct and maintain the same with all necessary fixtures
16 in, upon, along and under the roads and streets of said
17 town under such reasonable restrictions as may be imposed
18 by the municipal officers thereof in accordance with the
19 general laws of the State.

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, building dams or
5 reservoirs, or the erection of any of its necessary structures,
6 and if any person sustaining damages as aforesaid can not

7 agree with said corporation upon the sum to be paid there-
8 for, his damages shall be assessed in the same manner and
9 subject to the same conditions, restrictions and limitations
10 as is provided by laws in the case of damage by the laying
11 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 of the lands and other property to be taken and
5 when so filed such lands and other property shall be deemed
6 and treated as taken; with said plans, said corporation may
7 file a statement of the damages it is willing to pay for any
8 property so taken, and if the amount finally awarded does
9 not exceed that sum, the corporation shall recover costs
10 against such parties, otherwise such parties shall recover
11 costs against 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 shall cause earth disturbed to be properly replaced.
5 It shall not be allowed to obstruct or impair the use of any
6 public or private sewer, drain or pipe, but may cross, or
7 when necessary, change the direction of any such sewer,
8 drain or pipe in such a manner as not to obstruct or impair
9 the use thereof, and shall be responsible to the owner or
10 other persons for any injury caused thereby.

Sect. 7. Said corporation is hereby authorized to make

2 contracts with said town and with other corporations and
3 persons for the purpose of supplying water as contemplated
4 by this act, and said town by its selectmen and other cor-
5 porations are hereby authorized to enter into contracts with
6 said company for water and for such exemptions from
7 public burden as said town and said company may agree
8 upon, which when made shall be legal and binding.

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 furnishing water in said town and upon such purchase
5 and transfer said corporation shall have, hold, possess, exer-
6 cise and enjoy all such property, rights, privileges and fran-
7 chises as it may acquire as aforesaid.

Sect. 9. The capital stock of this corporation shall be
2 ten thousand dollars, divided into shares of twenty-five dol-
3 lars 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
4 and secure the same by mortgage upon the franchises and
5 property of said company.

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

Sect. 12. Any corporation doing business in said town
2 is hereby authorized to purchase the stock, bonds or other
3 securities of this corporation.

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

Sect. 14. The first meeting of said corporation may be
2 called by a written notice thereof, signed by any corporator
3 named therein and served upon each corporator by a copy
4 of the same in hand or left at the last place of abode seven
5 days, at least, before the date of the said meeting.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, Feb. 26, 1909.

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

E. M. THOMPSON, *Clerk.*

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