

MAINE STATE LEGISLATURE

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SEVENTY-FOURTH LEGISLATURE

HOUSE.

No. 446

STATE OF MAINE.

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

AN ACT to incorporate the Hiram Water, Light and Power
Company.

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

Section 1. E. W. Bosworth, Charles E. Wilson, Albert
2 F. Berry, L. E. Kendall and J. Merrill Lord, their associates,
3 successors and assigns are hereby made a corporation by
4 the name of the Hiram Water, Light and Power Company,
5 with all the powers, rights and privileges and subject to all
6 the duties and obligations conferred and imposed on cor-
7 porations 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,
4 generate, sell, lease, supply and distribute gas or electricity,
5 or both, for lighting, heating, mechanical, manufacturing
6 and industrial purposes in the town of Hiram in the Coun-
7 ty of Oxford and Baldwin in the County of Cumberland.

Sect. 3. The said corporation is hereby authorized for
2 the purposes aforesaid to retain collect, take, store, use,
3 and distribute water from any streams, ponds, springs or
4 other water sources in said towns of Hiram and Baldwin
5 that it may acquire by purchase from the owners thereof;
6 to erect and maintain cribs, reservoirs, dams, gates, stand-
7 pipes, pipes, aqueducts, and any other structures necessary
8 or convenient for the proper accumulating, conducting, dis-
9 charging, distributing, and disposing of water and forming
10 proper reservoirs thereof and to take and hold by purchase
11 or otherwise any lands or real estate necessary therefor;
12 to excavate, lay down, replace, repair and maintain its pipes
13 and aqueducts and erect its poles and extend its wires
14 through any lands necessary for the purposes aforesaid, to
15 erect its poles, extend its wires, lay its pipes and aqueducts
16 and construct and maintain the same in, upon, along, over,
17 across and under the roads and streets in said towns of
18 Hiram and Baldwin, under such reasonable restrictions as
19 may be imposed by the municipal officers of said towns, sub-
20 ject to the general laws of the State regulating the erection
21 of poles and wires and the laying of pipes.

Sect. 4. Said corporation shall be liable to pay all damages that may be sustained by any person by the taking of land or other property, by excavating through any land for the purposes of laying down pipes and aqueducts, by the building of dams, reservoirs and other structures, by flowage, and the erection of poles and wires or any other structures, and if any person sustaining damages as aforesaid cannot agree with said corporation upon the sum to be paid therefor, he may cause his damages to be assessed in the same manner and subject to the same conditions, restriction and limitations as is provided by law in the case of damages by the laying out of highways.

Sect. 5. Said corporation shall have authority to enter upon any land for the purpose of making surveys and locations and shall file plans of any land or other property taken in the Registry of Deeds of the county in which the same is located and when so filed such property shall be deemed and treated as taken; with said plans, said corporation may file a statement of the damages it is willing to pay for any property so taken, and if the amount finally awarded does not exceed that sum, the corporation shall recover costs against such party, otherwise such party shall recover costs against said corporation.

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

4 pipes and erecting its poles, wires and other structures, and
5 shall cause earth disturbed to be properly replaced. It shall
6 not 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 responsi-
11 ble 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 Hiram and Baldwin and with
3 other corporations and persons for the purpose of supplying
4 water, light, heat and power, and said towns by their select-
5 men and other corporations are hereby authorized to enter
6 into contracts with said company for water, light, heat or
7 power and for such exemptions from public burden as such
8 towns and said company agree upon, which when made shall
9 be legal and binding upon the 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 gas or electricity in said towns of Hiram and
5 Baldwin and upon such purchase and transfer, said corpora-
6 tion shall have, hold, possess, exercise and enjoy all such
7 property, rights, locations, privileges and franchises as it
8 may acquire as aforesaid.

Sect. 9. The capital stock of this corporation shall be
2 twenty-five thousand dollars, to be divided into shares of
3 fifty 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 contemplated by this act, and secure the
5 same by mortgage upon the franchises and property of said
6 company.

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

Sect. 12. If any person shall wantonly and maliciously in-
2 jure any of the structures, reservoirs, hydrants, pipes, or
3 other property, or the water supply of the said corporation,
4 he shall, on conviction thereof, be punished by a fine not ex-
5 ceeding one thousand dollars, or by imprisonment not ex-
6 ceeding two years, or both, and shall be liable to pay triple
7 damages to said corporation, to be recovered by an action
8 before any court of competent jurisdiction.

Sect. 13. The first meeting of the corporation may be
2 called by written notice thereof, signed by any one of the
3 corporators named herein and served upon each corporator
4 by a copy of the said notice being given to him in hand or
5 mailed to his last known address, postage prepaid, seven
6 days, at least before the day named therein for the said meet-
7 ing.





STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, March 4, 1909.

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

E. M. THOMPSON. *Clerk.*