

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 556

House of Representatives, Mar. 14, 1911.

*Reported by Mr. Goodwin from committee on Judiciary and
ordered printed under joint rules.*

C. C. HARVEY, Clerk.

STATE OF MAINE

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

AN ACT relating to the Readfield Light and Power Company.

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

Section 1. The Readfield Light and Power Company, a
2 corporation organized under the general laws of the State
3 of Maine, is hereby authorized to make, generate, sell, dis-
4 tribute and supply gas and electricity for lighting, heating,
5 manufacturing and mechanical purposes in the towns of
6 Readfield, Mount Vernon and Vienna.

Sect. 2. The said corporation is hereby authorized to
2 supply the inhabitants of the towns of Readfield and Mount
3 Vernon with suitable water for business, industrial, man-
4 ufacturing, domestic, sanitary and municipal purposes, in-
5 cluding the extinguishment of fire; with all the rights and

6 privileges, and subject to all the liabilities and obligations
7 of similar corporations under the laws of this state.

Sect. 3. For any of the purposes enumerated in Sec-
2 tion two the said corporation is hereby authorized to take
3 and use water from any spring, pond, brook or other wa-
4 ters in the town of Readfield or in the town of Mount Ver-
5 non excepting Echo Lake and Parker's Pond and their
6 tributaries, and to conduct and distribute the same into and
7 through said towns of Readfield and Mount Vernon; and
8 to survey for, locate, construct and maintain suitable and
9 convenient dams, reservoirs, buildings, machinery, lines of
10 pipe, aqueducts, structures and appurtenances.

Sect. 4. The said corporation is hereby authorized to
2 lay, construct and maintain in, under, through, along, over
3 and across the highways, ways, streets, railroads and bridges
4 in the said towns of Readfield and Mount Vernon, and to
5 take up, replace and repair all such aqueducts, pipes, hy-
6 drants and other structures and fixtures as may be necessary
7 and convenient for the said purposes of said corporation,
8 subject to the approval of the municipal officers of said
9 towns; and the said corporation shall be responsible for
10 all damages to said towns and to all corporations, persons
11 and property, occasioned by such use of the said highways,
12 ways and streets. Whenever the said corporation shall lay
13 down or construct any fixtures in any highway, way or
14 street, it shall cause the same to be done with as little ob-
15 struction to public travel as may be practicable, and shall

16 at its own expense without unnecessary delay, cause the
17 earth and pavement then removed by it to be replaced in
18 proper condition.

Sect. 5. The said corporation is hereby authorized to
2 take and hold by purchase or otherwise, any lands neces-
3 sary for flowage, and also for its dams, reservoirs, gates,
4 hydrants, buildings and other necessary structures, and may
5 locate, erect, lay and maintain aqueducts, lines of pipe, hy-
6 drants and other necessary structures or fixtures in, over
7 and through any land for the said purposes, and excavate
8 in and through such land for such location, construction and
9 erection. And in general to do any acts necessary, con-
10 venient or proper for carrying out any of the said purposes
11 of incorporation. It may enter upon such lands to make
12 surveys and locations, and shall file in the registry of deeds
13 for the County of Kennebec plans of such locations and
14 lands, showing the property taken, and within thirty days
15 thereafter publish notice of such filing in some newspaper
16 in said county, such publication to be continued three weeks
17 successively. Not more than two rods in width of land
18 shall be occupied by any one line of pipe or aqueduct.

Sect. 6. Should the said corporation and the owner of
2 any land required for the said purposes of incorporation,
3 be unable to agree upon the damages to be paid for such
4 location, taking, holding and construction, the land owner
5 may within twelve months after the said filing of plans and
6 location, apply to the commissioners of said county of Ken-

7 nebec, and cause such damages to be assessed in the same
8 manner and under the same conditions, as are prescribed by
9 law in the case of damages by the laying out of railroads.
10 If the said corporation shall fail to pay such land owner, or
11 deposit for his use with the clerk of the county commis-
12 sioners aforesaid, such sums as may be finally awarded as
13 damages with costs when recovered by him within ninety
14 days after notice of final judgment shall have been received
15 by the clerk of courts of the said county, the said location
16 shall be thereby invalid, and the said corporation shall for-
17 feit all rights under the same, as against the owner of the
18 land. The said corporation may make a tender to any land
19 owner damaged under the provisions of this act, and if such
20 land owner recovers more damages than was tendered him
21 by the said corporation he shall recover cost, otherwise the
22 said corporation shall recover cost. In case the said cor-
23 poration shall begin to occupy such land before the rendi-
24 tion of final judgment, the land owner may require the said
25 corporation to file its bond to him with the said county com-
26 missioners, in such sum and with such sureties as they may
27 approve, conditioned for the payment of the damages that
28 may be awarded. No action shall be brought against the
29 said corporation for such taking, holding and occupation
30 until after such failure to pay or deposit as aforesaid. Fail-
31 ure to apply for damages within the said twelve months,
32 shall be held to be a waiver to the same.

Sect. 7. The said corporation is hereby authorized to
2 make contracts with the United States, the State of Maine

3 the County of Kennebec, the towns of Readfield and Mt.
4 Vernon, and with the inhabitants thereof or any corpora-
5 tions doing business therein for the supply of water and
6 power for the purposes contemplated in this act; and the
7 said towns and corporations by their proper officers are
8 hereby authorized to enter into contracts with the said cor-
9 poration for a supply of water for any and all purposes
10 mentioned in this act, and for such exemption from public
11 burdens as the said town and the said corporation may agree
12 upon, which when made, shall be legal and binding upon all
13 parties thereto.

Sect. 8. The various powers and privileges conferred on
2 said Readfield Light and Power Company by this act shall
3 be construed as in furtherance and not in limitation of the
4 powers and privileges conferred on said corporation by the
5 general law.