

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 649

House of Representatives, Mar. 17, 1911.

*Reported by Mr. Wheeler from Committee on Legal Affairs
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 to incorporate the Hartland Water Company.

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

Section 1. J. Howard Haley, Fred S. Burrill and Edward
2 G. Varney, all of Hartland, in the county of Somerset, John
3 S. Williams and Henry A. Elliott, both of Guilford, Pis-
4 cataquis county, Charles N. Taylor of Wellesley, in the
5 state of Massachusetts, with their associates and successors,
6 are hereby made a body corporate by the name of the Hart-
7 land Water Company, for the purposes of conveying to and
8 supplying the inhabitants of Hartland, Palmyra and Saint
9 Albans, all in said county of Somerset, with water for all
10 domestic, sanitary, municipal and commercial purposes, and
11 also for sewerage said towns of Hartland, Palmyra and

12 Saint Albans, with all the rights and privileges, and sub-
13 ject to the liabilities and obligations incident to similar cor-
14 porations.

Sect. 2. Said corporation may take and hold by purchase
2 or otherwise, real and personal estate, necessary and con-
3 venient for the purposes aforesaid, not exceeding one hun-
4 dred thousand dollars.

Sect. 3. For any of the purposes aforesaid, or for the
2 preservation and purity of said water, said corporation is
3 hereby authorized to take and use water from Moose pond,
4 so-called, in said town of Hartland, or from any of its trib-
5 utary waters, to conduct and distribute the same into and
6 through the said towns of Hartland, Palmyra and Saint
7 Albans, to survey for, locate, lay, erect, and maintain suit-
8 able dams, reservoirs, machinery, pipes, aqueducts, and
9 fixtures, to carry its pipes or aqueducts over or under any
10 watercourse, bridge, street, railroad, highway, or other way,
11 and also to lay and maintain pipes, conduits, and other
12 equipment for carrying, collecting and disposing of sewer-
13 age, sewerage matter, waste, and waters, in said towns, and
14 to enter upon and excavate any way in such manner as least
15 to obstruct the same, to enter upon, pass over, and excavate
16 any lands, and to take and hold by purchase or otherwise
17 any real estate, rights of way, or of water, and in general
18 to do any acts necessary, convenient, or proper for carry-
19 ing out the purposes hereinbefore specified. And said cor-
20 poration is further authorized for the purposes hereinbefore

21 specified, and for the making of all needed repairs or con-
22 nections, to lay its pipes, through or over any lands, public
23 or private, and through, across, under, or along any way,
24 public or private, with the right to enter thereon and dig
25 therein; and said corporation may establish written regu-
26 lations for the use of said water, or sewerage services, and
27 change the same from time to time.

Sect. 4. Said corporation shall file in the registry of deeds
2 in the county of Somerset, plans of the location of all land
3 and water rights taken under the provisions of this act; and
4 no entry shall be made upon any lands except to make sur-
5 veys until the expiration of ten days from said filing; and
6 with such plan said corporation may file a statement of the
7 damages it is willing to pay to any person for any property
8 thus taken, and if the amount finally awarded does not ex-
9 ceed that sum, the corporation shall recover costs against
10 said person, otherwise such person shall recover costs
11 against said corporation.

Sect. 5. Said corporation shall be held to pay all damages
2 that shall be sustained by any person or persons, to them-
3 selves or their property, occasioned by the use of said streets
4 or highways, and shall pay to said towns, or either of them,
5 all sums of money recovered against them, or either of
6 them, from obstruction occasioned by said corporation, and
7 for all expenses including reasonable counsel fees, incurred
8 defending such suits, with interest on the same, but said
9 corporation may assume the defense in such suits brought

10 to recover damages as aforesaid; and also for all damages
11 sustained by any person or persons by the taking of land,
12 water, rights of way, or other property, or by excavating
13 through any land for the purpose of surveying, locating,
14 laying, or building dams, reservoirs, pipes, aqueducts, and
15 from any other injuries resulting from said acts; and if any
16 person or persons sustaining damage as aforesaid shall not
17 agree with said corporation upon the sum to be paid there-
18 for, either party upon petition to the county commissioners
19 of Somerset county, within twelve months after said plans
20 are filed, may have said damages assessed by them, and
21 subsequent proceedings and right of appeal thereon, shall
22 be had in the same manner and under the same conditions,
23 restrictions and limitations as are by law prescribed in the
24 case of damages by the laying out of highways.

Failure to apply for damages within said twelve months
26 shall be held to be a waiver of the same.

Said corporation shall have the right to begin to occupy
28 such lands or rights for its corporate purposes before the
29 rendition of final judgment.

Sect. 6. Said corporation is hereby authorized to make
2 contracts with any other corporations, individuals, the towns
3 of Hartland, Palmyra and Saint Albans, and any village
4 corporation in any or all of said towns, and with any fire
5 or water district in said towns, or with any town or towns
6 adjoining any of said towns of Hartland, Palmyra and
7 Saint Albans, for the purpose of supplying water as con-
8 templated by the purposes of this act and organization.

Sect. 7. The capital stock of said corporation shall not
2 exceed one hundred thousand dollars.

Sect. 8. Said corporation is hereby authorized to issue
2 bonds not exceeding in amount one-half of its capital stock,
3 the same to be a first lien upon its franchises and property.

Sect. 9. The first meeting of said corporation may be
2 called by written notice thereof, signed by any two corpo-
3 rators named therein, served upon each corporator by giv-
4 ing him in hand the same, or by leaving the same at his last
5 or usual place of abode, seven days at least before the time
6 of meeting.