

# 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-FIFTH LEGISLATURE

---

---

HOUSE

NO. 707

---

---

*House of Representatives, Mar. 21, 1911.*

*Reported by Mr. Peters 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 Sandy River Power and Develop-  
ment Co.

---

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

Section 1. Oscar H. Hersey, Daniel F. Field, James W.  
2 Brackett, Harry B. Austin, Fred Morton, J. Blaine Morri-  
3 son, Nathaniel H. Harden and Herbert Goldsmith of Phillips  
4 in the county of Franklin, State of Maine, their associates,  
5 successors and assigns are hereby incorporated under the  
6 name of the Sandy River Power and Development Com-  
7 pany.

Sect. 2. Said corporation is hereby authorized and em-  
2 powered to generate, buy, sell, distribute and supply elec-  
3 tricity for lighting, heating, manufacturing and mechanical

4 purposes in the towns of Phillips, Avon and Madrid with  
5 all the rights and powers and subject to all the duties and  
6 liabilities of similar corporations organized under the gen-  
7 eral laws of this state.

Sect. 3. The capital stock shall not exceed fifty thousand  
2 dollars, to be fixed by the corporation from time to time.

Sect. 4. Said corporation is further authorized to develop  
2 such water power as it may own or acquire in said towns of  
3 Phillips, Avon and Madrid and in Sandy River Plantation,  
4 and said corporation is hereby authorized to contract with  
5 any firm, individual or corporation for the purpose of buy-  
6 ing, leasing or selling power as the needs of its business may  
7 require or permit.

Sect. 5. Said corporation is authorized to locate, construct  
2 and maintain a dam or dams with the right of flowage across  
3 Sandy River and its tributaries in the said towns of Phillips,  
4 Avon and Madrid and Sandy River Plantation and to ac-  
5 quire by purchase or otherwise, and maintain any and all  
6 other water powers, privileges and property incident thereto  
7 in said towns. But nothing herein shall be construed as  
8 granting to said company the right to flow existing privileges  
9 not acquired, or to take any water power by eminent domain.

Sect. 6. Said company is hereby authorized to construct  
2 and maintain a dam at the outlet of Sandy River Ponds in  
3 Sandy River Plantation in said county of Franklin for the  
4 purpose of storing water therein and to use the same for de-  
5 veloping power for the uses of said company for the pur-

6 poses for which it is hereby created, provided always that  
7 the volume of water naturally flowing in said Sandy River  
8 shall not be diminished to the detriment of any riparian own-  
9 ers. The damages for flowage under the provision of this  
10 section to be ascertained in the manner prescribed in Chap-  
11 ter ninety-four of the Revised Statutes.

Sect. 7. Said company is also hereby authorized to cut and  
2 maintain canals, and to construct and maintain necessary  
3 side dams and penstocks and to erect electrical and other  
4 plants and buildings and to take and occupy all land and  
5 appurtenances thereto belonging, as for public use, as may  
6 be necessary for its purposes, or to carry out the provisions  
7 of this act. Said company may enter upon any lands neces-  
8 sary for its purposes, and take and hold the same by pur-  
9 chase or otherwise, and may take and occupy all rights of  
10 way necessary for access to its various buildings and struc-  
11 tures from the nearest highway, and may enter upon such  
12 lands for the purpose of making preliminary surveys and  
13 setting marks and monuments therefor.

Sect. 8. Said corporation shall be liable to pay all damages  
2 that may be sustained by any person by the taking of land  
3 and other property, and if any person as aforesaid cannot  
4 agree with said corporation upon the sum to be paid there-  
5 for, he may cause his damages to be assessed in the same  
6 manner and subject to the same conditions, restrictions and  
7 limitations as is provided by law in the case of damages by  
8 the laying out of highways.

Sect. 9. Said corporation shall file in the registry of deeds  
2 for the said county of Franklin plans of the location of all  
3 lands, rights of way, water rights and other property and  
4 rights taken under the provisions of this act, and such lands,  
5 rights of way, water rights and other property rights shall  
6 be deemed to have been taken at the date of such filing, but  
7 no entry shall be made on any land, except to make surveys  
8 as aforesaid until the expiration of ten days from such  
9 filing.

Sect. 10. The state, the towns aforesaid or any municipal  
2 corporation therein, is authorized to contract with this cor-  
3 poration for a supply of electricity for municipal purposes  
4 for a term of years and to renew the same and to raise money  
5 therefor.

Sect. 11. This corporation for the purposes of this act is  
2 authorized to issue bonds from time to time in such amounts  
3 and on such rates and time as it may deem expedient, and  
4 secure the same by appropriate mortgages upon its property  
5 and franchises.

Sect. 12. Said corporation is hereby authorized to acquire  
2 by purchase, the plants, property, franchises, rights, priv-  
3 ileges and locations of other corporations, firms or individ-  
4 uals engaged in any of the kinds of business hereinbefore  
5 named, in said towns, and such corporations, firms or individ-  
6 uals are hereby authorized to convey, transfer and assign  
7 such plants, property, franchises, rights, privileges and loca-  
8 tions to said Sandy River Power and Development Company

9 which shall have, hold, enjoy and exercise the same for its  
10 own uses and purposes as though originally granted to it.

Sect. 13. The first meeting of said corporation may be  
2 called by any corporator by mailing a written notice naming  
3 the time and the place, postage prepaid, to each of the other  
4 corporators seven days at least before the day of the meet-  
5 ing. Any member may act at such meeting by written  
6 proxy.