

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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SEVENTY-SIXTH LEGISLATURE

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SENATE

NO. 540

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*In Senate, March 17, 1913.*

*Reported by Senator Hersey from Committee on Judiciary,  
and ordered printed under joint rules.*

*W. E. LAWRY, Secretary.*

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STATE OF MAINE

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

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AN ACT to enlarge the powers of the Sheepscot Valley Power  
Company.

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

Section 1. The Sheepscot Valley Power Company, a cor-  
2 poration organized and existing under the laws of the state  
3 of Maine, is hereby authorized to make, generate, sell, dis-  
4 tribute and supply electricity for lighting, heating, manu-  
5 facturing, mechanical, and power purposes in the towns of  
6 Albion, China, and Windsor, in the county of Kennebec,  
7 and in the towns of Somerville, Whitefield, Alna, and Jef-  
8 ferson, in the county of Lincoln, and in the town of Pa-  
9 lermo, in the county of Waldo. Said corporation is also

10 authorized to sell, distribute, and supply electricity for me-  
11 chanical, manufacturing, heating, and lighting purposes and  
12 for motive power to any person, firm, company, or corpo-  
13 ration, which now is or hereafter may be authorized to do  
14 a general electrical business in other cities or towns, or to  
15 any electric railway. Said corporation is further author-  
16 ized and empowered to sell electricity for power purposes  
17 only in units of not less than ten horsepower to any indi-  
18 vidual, firm, or corporation in the city of Rockland, and in  
19 the towns of Union, Warren, South Thomaston, Thomas-  
20 ton, Rockport and Camden, all in the county of Knox, and  
21 in the town of Waldoboro, in the county of Lincoln, which  
22 is not now purchasing nor under contract to purchase at  
23 the date this act takes effect, electricity for power purposes  
24 from any other individual, firm or corporation, and where  
25 power is sold to individuals, firms, or corporations for power  
26 purposes only, to sell the same to said individuals, firms or  
27 corporations in connection therewith for lighting and heat-  
28 ing the premises owned or occupied by said individuals,  
29 firms, or corporations.

Sect. 2. Said corporation is further authorized to con-  
2 struct and maintain a dam on its own land with the right  
3 of flowage in the Sheepscot river at a point near the loca-  
4 tion of the Achorn privilege, so called, north of the high-  
5 way bridge crossing said river at Cooper's Mills in the town  
6 of Whitefield, and to acquire by purchase or otherwise any  
7 other water powers, privileges, and property incident there-

8 to on said river, and to construct and maintain dams there-  
9 on. But nothing herein shall be construed as granting to  
10 said company the right to flow existing privileges not ac-  
11 quired, or take any property by right of eminent domain.

Sect. 3. Said corporation is hereby authorized to cut and  
2 maintain canals from the said dams and to erect and main-  
3 tain necessary side dams appurtenant thereto, and for the  
4 purpose of constructing and maintaining said dams and  
5 canals and of erecting electrical or other plants thereon,  
6 may take, occupy, and enclose any land adjoining the same  
7 which may be necessary for building or repairing the same  
8 and other necessary purposes, and may blow up and re-  
9 move any rocks in said river and take any of the land near  
10 said river when necessary to said purposes. Said corpo-  
11 ration may enter upon any land for the purpose of making  
12 necessary preliminary surveys and setting marks and monu-  
13 ments therefor and may take and hold by purchase or other-  
14 wise, any real estate, rights of way or of water. But noth-  
15 ing herein shall be construed as granting to said company  
16 the right to flow existing privileges not acquired, or take  
17 any property by right of eminent domain.

Sect. 4. Said company is authorized to make contracts with  
2 any municipality, corporation or individual for the supply,  
3 either of water power or of electricity within the territory de-  
4 scribed in section one for the purposes enumerated therein,  
5 and may establish written regulations for the supply of the

6 same and may sell or lease any power not used by it on  
7 the dams aforesaid.

Sect. 5. Said corporation shall have authority to construct  
2 and maintain its lines, poles, wires and fixtures for the  
3 transmission of electricity over, across, and under roads and  
4 streets in the entire territory above described, subject, how-  
5 ever, to the conditions and restrictions of the general laws.

Sect. 6. Said company shall be liable in all cases to repay  
2 to said towns all sums of money that said towns, or any of  
3 them, may be obliged to pay on any judgment recovered  
4 against them or any of them, for damages occasioned by  
5 any obstruction, taking up or displacement of any street  
6 or road by said company, together with counsel fees, and  
7 other expenses necessarily incurred in defending the same:  
8 provided, however, that said company shall have notice of  
9 any suit wherein such damages shall be claimed, and shall  
10 be allowed to defend the same at its own expense.

Sect. 7. Said company is hereby authorized to increase  
2 its capital stock from time to time, and may issue its bonds  
3 to an amount not exceeding its capital stock actually paid  
4 for and secure the same by mortgage of its franchise and  
5 property.

Sect. 8. All the rights, powers and privileges herein grant-  
2 ed, in addition to those acquired by its charter under the  
3 general laws of the state, shall be and become inoperative  
4 and void unless said corporation, within eighteen months  
5 after the date when this act shall become effective, shall

6 actually expend at least ten thousand dollars in surveys,  
7 construction of dams, power houses, transmission lines and  
8 other construction work necessary for accomplishing the  
9 purposes set forth in this act. But nothing herein shall be  
10 construed to deprive in any way said Sheepscot Valley  
11 Power Company of its rights and privileges under chapter  
12 94 of the Revised Statutes, or those rights and privileges  
13 acquired by virtue of its charter under the general laws.