

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 177

In Senate, Feb. 25, 1915.

*Reported by Sen. Walker from Committee on Legal Affairs
and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT to incorporate the Salisbury Cove Water Company.

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

Section 1. William E. Peach and Bloomfield Higgins,
2 George Bunker, James Blanchard and Anthony Robichaud,
3 all of Eden, in the County of Hancock and State of Maine,
4 with their associates, successors and assigns are hereby
5 made and constituted a body corporate by the name of the
6 Salisbury Cove Water Company, for the purpose of supply-
7 ing the following described territory, and the people within
8 the same, in the town of Eden, County of Hancock and
9 State of Maine, namely, westerly of a line drawn from the
10 most extreme eastern part of Lake Wood Pond, so called,
11 to the center of the western road leading to the Sand Point,

12 so called, with pure water for all domestic, sanitary, mu-
13 nicipal and commercial purposes, including the extinguish-
14 ment of fires and with all the rights and privileges, and sub-
15 ject to the liabilities and obligations incident to similar cor-
16 porations under the laws of this State.

Sect. 2. Said corporation may take and hold by purchase,
2 condemnation proceedings or otherwise, real and personal
3 estate, necessary and convenient for the purposes afore-
4 said.

Sect. 3. For any of the purposes aforesaid or for the
2 preservation and purity of the water, said corporation is
3 hereby authorized to take, retain, collect, store and distribute
4 the waters of Lake Wood Pond in said Town of Eden, and
5 to erect and maintain reservoirs and stand pipes and pump-
6 ing stations and lay and maintain pipes and aqueducts
7 through any streets, town ways, highways or private prop-
8 erty necessary for the proper accumulating, conducting,
9 discharging, distributing and disposing of water; and said
10 corporation may take and hold by purchase or condemnation
11 proceedings or otherwise, any real and personal estate nec-
12 essary therefor and may excavate through any lands when
13 necessary for the purposes aforesaid.

Sect. 4. Said corporation shall file in the Registry of
2 Deeds for the County of Hancock, State of Maine, plans of
3 the location of all land and water rights taken under the
4 provisions of this act; and no entry shall be made upon any
5 land except to make surveys until the expiration of ten days

6 from said filing; and with such plans said corporation may
7 file a statement of the damages it is willing to pay to any
8 person for any property thus taken, and if the amount
9 finally awarded does not exceed that sum, the corporation
10 shall recover costs against said person, otherwise such per-
11 son shall recover costs against said corporation.

Sect. 5. Said corporation shall be held to pay all dam-
2 ages that shall be sustained by any person or persons, to
3 themselves or their property, occasioned by the use of
4 said streets or highways, and shall pay to the town of Eden,
5 where said damage shall arise, all sums of money recovered
6 against it for damages caused by said corporation in the
7 highways, but said corporation may assume the defense in
8 such suits brought to recover damages as aforesaid; and
9 also for all damages sustained by any person or persons or
10 corporation by the taking of land, water, rights of way or
11 other property, or by excavating through any land for the
12 purpose of surveying, locating, laying or building cribs,
13 dams, reservoirs, stand pipes, pumping stations, pipes, aque-
14 ducts, or conduits, or laying pipe or other injuries resulting
15 from said acts; and if said corporation, person or persons,
16 sustaining such damages as aforesaid shall not agree with
17 the said corporation upon the sum to be paid therefor, either
18 party upon petition to the County Commissioners of Han-
19 cock County within twelve months after said plans are filed,
20 may have said damages assessed by them, and subsequent
21 proceedings and appeal thereon shall be had in the same

22 manner and under the same conditions, restrictions and lim-
23 itations as are by law prescribed in the case of damages by
24 laying out of highways; failure to apply for damages with-
25 in said twelve months shall be held to be a waiver of the
26 same. Said corporation shall have the right to begin to
27 occupy such lands or rights for its corporate purposes be-
28 fore the rendition of final judgment.

Sect. 6. The capital stock of said corporation shall be
2 Twenty Thousand Dollars and may be increased from time
3 to time as the needs of said corporation may require and
4 to an amount not to exceed Fifty Thousand Dollars, and
5 the capital stock of said corporation shall be divided into
6 shares of One Hundred Dollars each.

Sect. 7. The place of business of said corporation shall be
2 in the town of Eden, County of Hancock and State of
3 Maine.

Sect. 8. Said corporation is hereby authorized to make
2 contracts with any corporation or individuals in the town of
3 Eden, within the territory it is authorized to do business in,
4 as aforesaid, and with any fire or water district in the ter-
5 ritory it is authorized to do business in, as aforesaid, in said
6 town, for the purpose of supplying water as contemplated
7 by the purposes of this act and organization.

Sect. 9. Said corporation is hereby authorized to issue
2 bonds not exceeding in amount three-fourths of its capital
3 stock, the same to be a first lien upon its franchises and
4 property.

Sect. 10. The first meeting of said corporation may be
2 called by written notice thereof, signed by any two corpor-
3 ators named therein, served upon each corporator by giving
4 in hand, or by leaving the same at his last and usual place
5 of abode seven days before the time of meeting.

Sect. 11. Any person, persons or corporation after the
2 organization of said corporation shall not pollute or in any
3 way use the watershed of Lake Wood Pond for any purpose
4 which may pollute the water of said pond or injuriously
5 affect it for domestic purposes.

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