

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)

NEW DRAFT.

SEVENTY-EIGHTH LEGISLATURE

HOUSE

NO. 691

House of Representatives, March 24, 1917.

Printed under joint rules.

W. R. ROIX, Clerk.

STATE OF MAINE

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

AN ACT to incorporate the Casco Water, Electric Light and
Power Company.

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

Section 1. Sumner O. Hancock, Charles M. Edwards,
2 Milton S. Hancock and Richard E. Gay, all of Casco, in
3 the county of Cumberland, their associates, successors and
4 assigns are hereby made a corporation by the name of the
5 Casco Water, Electric Light and Power Company, with all
6 the powers, rights and privileges and subject to all the du-
7 ties and obligations conferred and imposed on corporations
8 by law, except as provided herein.

Sect. 2. The purposes of said corporation are to furnish

2 water for the extinguishment of fires and for municipal,
3 domestic, sanitary and industrial purposes, and to make,
4 generate, sell, lease, supply and distribute electricity for
5 lighting, heating, mechanical, manufacturing and industrial
6 purposes in the towns of Casco and Otisfield in the county
7 of Cumberland.

Sect. 3. The said corporation is hereby authorized for
2 the purposes aforesaid to retain, collect, take, store, use and
3 distribute water from any streams, ponds, springs or other
4 water sources in said towns of Casco and Otisfield that it
5 may acquire by purchase from the owners thereof; to erect
6 and maintain cribs, reservoirs, dams, gates, standpipes,
7 aqueducts, and any other structures necessary or conveni-
8 ent for the proper accumulating, conducting, discharging,
9 distributing and disposing of water and forming proper res-
10 ervoirs thereof, and to take and hold by purchase any lands
11 or real estate, water powers or water rights necessary there-
12 for for the purposes of the corporation; to excavate, lay
13 down, replace, repair and maintain its pipes and aqueducts,
14 and erect its poles and extend its wires through any lands
15 necessary for the purposes aforesaid, to erect its poles, ex-
16 tend its wires, lay its pipes and aqueducts and construct and
17 maintain the same, in, upon, along, over, across and under
18 the roads and streets in said towns of Casco and Otisfield
19 under such reasonable restrictions as may be imposed by
20 the municipal officers of said towns, subject to the general
21 laws of the state regulating the erection of poles and wires
22 and the laying of pipes.

Sect. 4. Said corporation shall be liable to pay all damages that may be sustained by any person by the taking of land or other property, by excavating through any land for the purpose of laying down pipes and aqueducts, by the building of dams, reservoirs and other structures, by flowage, and the erection of poles and wires or any other structures, and if any person sustaining damages as aforesaid cannot agree with said corporation upon the sum to be paid therefor, he may cause his damages to be assessed in the same manner and subject to the same conditions, restrictions and limitations as is provided by law in the case of damages by the laying out of highways.

Sect. 5. Said corporation shall have authority to enter upon any land for the purpose of making surveys and locations and shall file plans of any land or other property taken in the registry of deeds of the county in which the same is located, and when so filed such property shall be deemed and treated as taken; with such plans, said corporation may file a statement of the damages it is willing to pay for any property so taken, and if the amount finally awarded does not exceed that sum, the corporation shall recover costs against such party, otherwise such party shall recover costs against said corporation.

Sect. 6. Said corporation, at its own expense, without unnecessary delay, shall remove any and all obstructions in any street or way made by it in excavating and laying its pipes and erecting its poles, wires and other structures, and shall

5 cause earth disturbed to be properly replaced. It shall not
6 be allowed to obstruct or impair the use of any public or
7 private sewer, drain, pipe, telephone, telegraph or railroad
8 wire, but may cross, or when necessary change the direc-
9 tion of any such sewer, drain, pipe or wire in such man-
10 ner as not to obstruct or impair the use thereof, and shall
11 be responsible to the owner or other persons for any in-
12 jury occasioned thereby.

Sect. 7. Said corporation is hereby authorized to make
2 contracts with said towns of Casco and Otisfield and with
3 other corporations and persons for the purpose of supply-
4 ing water, light, heat and power, and said towns by their
5 selectmen and other corporations are hereby authorized to
6 enter into contracts with said company for water, light, heat
7 or power and for such exemptions from public burden as
8 such towns and said company agree upon, which when made
9 shall be legal and binding upon the parties thereto.

Sect. 8. Said corporation is hereby authorized to acquire
2 and hold by purchase the property, rights, locations, privi-
3 leges, and franchises of any person or corporation engaged
4 in lighting by electricity in said towns of Casco and Otisfield
5 and upon such purchase and transfer, said corporation shall
6 have, hold, possess, exercise and enjoy all such property,
7 rights, locations, privileges, and franchises as it may acquire
8 as aforesaid.

Sect. 9. The capital stock of this corporation shall be twen-
2 ty-five thousand dollars, to be divided into shares of fifty
3 dollars each.

Sect. 10. Said corporation may issue its bonds upon such
2 rates and time as it may deem expedient and in such amount
3 as may be required for the objects of this incorporation,
4 and for the purposes contemplated by this act, and secure
5 the same by mortgage upon the franchises and property of
6 said company.

Sect. 11. Said corporation may hold real and personal
2 property necessary and convenient for its said purposes.

Sect. 12. If any person shall wantonly and maliciously
2 injure any of the structures, reservoirs, hydrants, pipes or
3 other property, or the water supply of the said corporation,
4 he shall, on conviction thereof, be punished by a fine not
5 exceeding one thousand dollars, or by imprisonment not ex-
6 ceeding two years, or both, and shall be liable to pay triple
7 damages to said corporation, to be recovered by an action
8 before any court of competent jurisdiction.

Sect. 13. The first meeting of the corporation may be
2 called by written notice thereof, signed by any one of the
3 corporators named herein, and served upon each corporator
4 by a copy of the said notice being given to him in hand or
5 mailed to his last known address, postage prepaid, seven
6 days at least before the day named therein for the said
7 meeting.