

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 873**

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H. P. 1335

House of Representatives, March 30, 1943.

Reported by Mr. Morrison from Committee on Public Utilities and laid on table to be printed under Joint Rules.

HARVEY R. PEASE, Clerk.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-THREE

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**AN ACT to Incorporate the Patten Water and Power Company.**

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

**Sec. 1. Corporators; name; purposes.** Charles A. Bryan, Henry C. Rowe, Verdi Ludgate, Harry E. Green, Edbert C. Wilson and A. P. Wyman, their associates, successors and assigns are hereby incorporated under the name of Patten Water and Power Company for the purpose of furnishing the inhabitants of Patten with pure water for domestic and municipal use.

**Sec. 2. Powers; eminent domain.** Said corporation is hereby authorized for the purpose aforesaid to take and hold sufficient water from any available source and may take and hold by purchase but not by eminent domain any land or real estate necessary for erecting dams, building reservoirs or for preserving purity of the water and water shed, and for laying and maintaining pipe lines for conducting, discharging, distributing and disposing of water.

Provided, however, that nothing herein contained shall be construed as authorizing said water company to take by right of eminent domain any of the property or facilities of any other public service corporation or district

used or acquired for future use by the owner thereof in the performance of a public duty unless expressly authorized thereto herein or by subsequent act of the legislature, or as provided in section 3 hereof.

**Sec. 3. Procedure if public utility must be crossed.** In case of any crossing of any public utility, unless consent is given by the company owning or operating such public utility as to place, manner and conditions of the crossing within 30 days after such consent is requested by said company, the public utilities commission shall determine the place, manner and conditions of such crossing; and all work on the property of such public utility shall be done under the supervision and to the satisfaction of such public utility, but at the expense of the company.

**Sec. 4. Authorized to lay pipes in streets.** Said corporation is hereby authorized to lay and maintain a pipe line to its source of supply under the provisions of section 2 and to lay and maintain in and through the public ways in the town of Patten all such pipes, aqueducts and fixtures as may be necessary, and whenever it shall lay pipes in any public way it shall cause the same to be done with as little obstruction as possible to the public travel, and shall at its own expense and as speedily as possible cause the earth and surfacing removed by it to be replaced in proper condition.

**Sec. 5. Capital stock.** The capital stock of said corporation shall be such sums as shall be fixed from time to time by the members and approved by the public utilities commission.

**Sec. 6. Authorized to issue bonds.** In addition to the capital subscribed the corporation may raise such further sums as are necessary by the issue of bonds and secure payment of said bonds by mortgage upon its property and franchises.

**Sec. 7. Existing statutes not affected, rights conferred subject to R. S., c. 62.** Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute, and all the rights and duties herein mentioned shall be exercised and performed in accordance with all the applicable provisions of chapter 62 of the revised statutes, and acts amendatory thereof or additional thereto.