

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

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1893.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1893.

CHAP. 590

Chapter 590.

An Act to incorporate the Waldoboro Water and Electric Light and Power Company.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Corporators.

SECT. 1. George Bliss, Edwin O. Clark, Lincoln L. Kennedy, Hiram Bliss, Levitt Storer, George W. Young, Theodore S. Brown, A. R. G. Smith, A. R. Nickerson and T. F. Turner, or such of them as shall vote to accept this charter, with their associates, successors and assigns, are hereby made a body corporate, by the name of the Waldoboro Water and Electric Light and Power Company, and as such shall possess all the powers and be subject to all the duties and obligations conferred and imposed on corporations by law, except as otherwise provided herein.

—corporate name.

Location.

SECT. 2. The place of business of said corporation shall be at Waldoboro, in the county of Lincoln, and state of Maine, and its business shall be confined to the town of Waldoboro.

Authorized to furnish water and electric light.

SECT. 3. The business to be carried on by said corporation shall be to furnish water for the extinguishment of fires and for domestic, sanitary and municipal uses, to said village of Waldoboro and vicinity, and the inhabitants thereof, and to furnish electric lights for lighting streets of said village, and to dispose of electric light and power to individuals and corporations.

May take water from Kaler pond.

SECT. 4. Said corporation is hereby authorized for the purposes aforesaid, to take, detain and use the water of the Kaler pond or of any other suitable source of water supply in said Waldoboro, in Lincoln county, and to erect and maintain reservoirs and dams, and lay down and maintain pipes and aqueducts necessary for the proper accumulating, conducting, discharging, distributing and disposing of water, and forming proper reservoirs thereof; and said corporation may take and hold by purchase or otherwise, any lands or real estate necessary therefor, and may excavate through any lands, when necessary for the purposes of this incorporation.

—erect dams and lay pipes.

—take land.

Damages, how ascertained, in case of disagreement.

SECT. 5. Said corporation shall be held liable to pay all damages that shall be sustained by any person, by the taking of any land or other property, or by flowage, or by excavating through any land for the purpose of laying down pipes

and aqueducts, building dams and reservoirs, setting posts and extending wires, and also damages for any other injuries resulting from said acts; and if any person sustaining damages as aforesaid, and said corporation cannot mutually agree upon the sum to be paid therefor, such person may cause his damages to be ascertained in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages by laying out of railroads.

SECT. 6. The capital stock of said corporation shall be twenty-five thousand dollars, which may be increased to one hundred thousand dollars by a vote of said corporation, and said stock shall be divided into shares of one hundred dollars each.

Capital stock.

SECT. 7. Said corporation is hereby authorized to lay down pipes, and to set poles and extend wires, in and through the streets and ways in said town of Waldoboro, and to take up, replace, and repair all such pipes, aqueducts, poles and fixtures as may be necessary for the purposes of their incorporation, under such reasonable restrictions as may be imposed by the selectmen of said town, and all provisions of this act relating to the construction, repairs, maintaining or operating works for furnishing electric light or power, shall be subject to the provisions of chapter three hundred and seventy-eight of the public laws of eighteen hundred and eighty-five. And said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways, and shall further be liable to pay to said town all sums recovered against said town for damages from obstruction caused by said corporation, and for all expenses, including reasonable counsel fees incurred in defending such suits, with interest on the same.

May lay pipes, set poles and extend wires, under restrictions imposed by selectmen.

—liability for damages caused by use of streets.

SECT. 8. Said corporation is hereby authorized to make contracts with said town of Waldoboro, with any village corporations that now or hereafter may exist in said town, and with other corporations and individuals, for the purpose of supplying water or electric light or power, as contemplated by this act; and said town by their selectmen, and said village corporation by their assessors, are hereby authorized to enter into contracts with said company for the supply of water and electric lights or power, and for such exemption from public burden as said town and such corporations and

May contract to supply water and light.

—town, may contract for same.

CHAP. 590

said company agree upon, which, when made, shall be legal and binding upon all parties thereto.

May cross
public or
private sewer.

SECT. 9. Said corporation shall have power to cross any water course or public or private sewer, or to change the direction thereof, when necessary for the purposes of their incorporation, but in such manner as not to obstruct or impair the use thereof; and said corporation shall be liable for any injury caused thereby; whenever the company shall lay down any pipes in any street, or make any alterations or repairs upon its works in any street, it shall cause the same to be done with as little obstruction to public travel as may be practicable, and shall at its own expense, without unnecessary delay, cause the earth and pavement removed by it to be replaced in a proper condition.

—shall not
obstruct public
travel.

May lay pipes in
Medomak river.

SECT. 10. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over the Medomak river, and to build and maintain all necessary structures therefor.

May issue
bonds and
mortgage
property.

SECT. 11. Said corporation may issue its bonds for the construction of its works, upon such rates and times as it may deem expedient, not exceeding seventy-five thousand dollars, and secure the same by mortgage of the franchise and property of said company.

When charter
shall be void.

SECT. 12. In case no portion of the works of this corporation shall have been put into operation within two years from the date of the approval of this act, the rights and privileges herein granted shall be null and void.

First meeting,
how called.

SECT. 13. The first meeting of said corporation may be called by written notice thereof, signed by any three corporators herein named, served upon each corporator by giving him the same in hand, or by leaving the same at his last usual place of abode seven days before the time of meeting.

SECT. 14. This act shall take effect when approved.