

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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1895.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1895.

Chapter 125.

An Act to incorporate the York Shore Water Company.

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

- Corporators.** SECT. 1. Josiah Chase, Lindley M. Webb, Will R. Howard, Wilson L. Hawkes, Hartley W. Mason, Jeremiah P. Simpson, John E. Norwood, John H. Varrell and John L. Chase, with their associates and successors, are hereby
- Corporate name.** made a corporation by the name of the York Shore Water Company, for the purpose of supplying the towns of York and Wells, or any part thereof, and the residents therein,
- purposes.** with pure water for domestic and municipal purposes, including the extinguishment of fires.
- May hold real estate.** SECT. 2. Said corporation may hold real and personal estate, necessary and convenient for the purposes aforesaid, not exceeding in amount three hundred thousand dollars.
- May take water from Chase's pond.** SECT. 3. Said corporation is hereby authorized for the purposes aforesaid, to take, hold, protect and use the water of Chase's pond in said town of York, and all other ponds and streams tributary thereto or running therefrom ; and is also
- erect dams, and lay down pipes.** authorized to erect and maintain dams and reservoirs, and lay down and maintain pipes and aqueducts necessary for the the proper accumulating, conducting, distributing, discharging and disposing of water ; and said corporation may take and hold, by purchase or otherwise, any lands or other real estate necessary for any of the purposes aforesaid, and for the protection of the watershed of said Chase's pond, and may excavate through any lands when necessary for the purposes of this incorporation. Provided, however, that before taking water from said pond, or erecting any structure or laying any pipes at the outlet of said pond for that purpose, said corporation shall obtain the consent therefor in writing of the person or persons who control the water thereof.
- May take lands.**
- Liabie for all damages, and how ascertained.** SECT. 4. Said corporation shall be liable to pay all damages that shall be sustained by any persons by the taking of any lands or other property, or by flowage or excavatings, or by building dams and reservoirs or laying down pipes and hydrants ; and if any person sustaining damage as aforesaid and said corporation shall not mutually agree upon the sum to be paid therefor, such person or said corporation may

cause the damage to be ascertained in the manner prescribed by law in case of damage by laying out highways.

SECT. 5. Said corporation is hereby authorized to lay, construct and maintain, in, through, under and along the highways, streets, railroads, bridges and water courses in said towns, all such aqueducts, pipes, hydrants, and structures as may be necessary for the purposes of this incorporation, and to take up, replace and repair the same, under such restrictions and regulations as the selectmen of said town may impose. Provided, that in case of any crossing of a railroad, unless said corporation shall agree with the company owning and operating such railroad, as to place, manner and conditions of the crossing, the railroad commissioners shall determine the place, manner and conditions of such crossing; and all work within the limits of such railroad location shall be done under the supervision and to the satisfaction of the officers of such railroad company, but at the expense of this corporation. Said corporation shall be liable to pay to said towns all sums recovered against them, for damages from obstructions or defects of said streets and highways, 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 along any highway, etc.

R. R. commissioners, shall determine manner of crossing any R. R.

--Liability for damages to streets.

SECT. 6. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over tidal waters, and to build and maintain all necessary structures therefor, all to be done at such places as may be necessary for the purposes of said corporation, and not to obstruct navigation.

May lay pipes under and over tide waters, .

SECT. 7. Said corporation is hereby authorized to make contracts, with the inhabitants of said towns, and individuals therein, and with other corporations, for the purposes of supplying water as contemplated by this act; and said towns by their selectmen are hereby authorized to contract with said company for a supply of water for municipal or other purposes as said towns and said company may agree, which shall be legal and binding upon all parties thereto.

May contract to supply water.

--towns may contract for water.

SECT. 8. Said corporation shall have power to cross any public or private sewer, or to change the direction thereof when necessary for the purposes of this incorporation, but in

May cross any sewer.

CHAP. 125 such manner as not to obstruct or impair the use thereof; and said corporation shall be liable for any injury caused thereby.

Penalty for allowing water to be polluted.

SECT. 9. Any person who shall leave unburied the carcass of any dead animal or other offensive matter within the limits of the watershed of said Chase's pond, shall be punished by a fine not exceeding one thousand dollars or by imprisonment not more than one year and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

Capital stock.

SECT. 10. The capital stock of said corporation shall not exceed one hundred thousand dollars, and shall be divided into shares of one hundred dollars each.

May issue bonds, and mortgage property.

SECT. 11. Said corporation may issue its bonds for the construction and maintenance of its works upon such rates and for such time as it may deem expedient, not exceeding its capital stock subscribed for and secure the same by mortgage of the franchise and property of said company.

First meeting.

SECT. 12. The first meeting of said corporation may be called by written notice thereof, signed by any two corporators herein named, served on each corporator by giving him the same in hand, or by sending the same by mail to his last known place of residence at least thirty days before the time of meeting.

SECT. 13. This act shall take effect when approved.

Approved March 5, 1895.