

# 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)

ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

---

Published by the Secretary of State, agreeably to Resolves of  
June 28, 1820, February 18, 1840, and March 16, 1842.

---

AUGUSTA  
KENNEBEC JOURNAL PRINT  
1905

---

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1905.

---

## Chapter 297.

An Act to incorporate the Danforth Water Company.

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

Corporators.

Section 1. Charles A. Putnam, Henry H. Putnam, Jr., Varney A. Putnam and Edgar B. Putnam, of Danforth, their associates, successors and assigns, are hereby made a corporation by the name of the Danforth Water Company, for the purpose of supplying the town of Danforth in the county of Washington, and the inhabitants of said town with water for domestic, sanitary and municipal purposes, including the extinguishment of fires, with all the rights and privileges of similar corporations under the laws of this state.

--corporate name.

May take water, etc.

Section 2. Said company for said purposes, may retain, collect, take, store, use and distribute water from any springs or wells, ponds, streams, or other water sources, that it may acquire by purchase or as otherwise provided in this act, of the owners thereof, and may locate, construct and maintain cribs, reservoirs, dams, standpipes, gates, hydrants, pipes and other necessary structures to conduct and distribute the same through said town of Danforth in the usual manner.

--may maintain reservoirs, etc.

Location.

Section 3. The place of business of said corporation shall be at Danforth in the county of Washington and state of Maine.

May lay pipes in streets.

Section 4. Said corporation is hereby authorized for the purposes aforesaid, to lay, construct and maintain in, under, through, along and across the highways, ways, streets, railroads and bridges in said town, and to take up, replace and repair all such sluices, aqueducts, pipes, hydrants and structures as may be necessary for the purpose of its incorporation, in such a manner as not to unreasonably obstruct the same, and under such reasonable restrictions and conditions as the selectmen of said town may impose.

May cross but shall not impair water courses.

Section 5. Said company shall have power to cross any water course, private and public sewer, or to change the direction thereof where necessary for the purpose of its incorporation, but in such manner as not to obstruct or impair the use thereof. Whenever said company shall lay down any fixtures in any highway, way or street, or make any alterations or repairs upon its works in any highway, way or 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 pavements thus removed by it, to be replaced in proper condition.

--shall not unnecessarily obstruct streets.

## CHAP. 297

Section 6. 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; and if any person sustaining damage as aforesaid, and said corporation cannot mutually agree upon the sum to be paid therefor, either party on petition to the county commissioners of Washington county, may have the damages assessed by them; and subsequent proceedings and rights of appeal thereon shall be had in the same manner and under the same conditions, restrictions and limitations as are by law provided in case of land taken for highways.

Damages,  
how  
determined.

Section 7. Said corporation is also hereby authorized to carry on the business of lighting by electricity the public streets and such buildings and places in the town of Danforth, both public and private, as may be agreed upon by said corporation, and the owners, or those having control of such places to be lighted; and may furnish motive power by electricity, or otherwise, and may build, maintain, and operate works or plants or lease power for the purpose of generating, providing, supplying and selling electricity, and may erect and maintain poles and wires for the transmission of electricity and power upon, under, along and over any and all streets and ways in the town of Danforth.

May light  
streets and  
furnish  
power by  
electricity.

Section 8. Said corporation is also authorized to consolidate with or acquire by lease or purchase, the dams, water mills and privileges in said town and in the town of Brookton on the Baskahegan stream, so far as may be necessary for the authorized purposes of this company only, and no right to be exercised that will interfere in any way with the driving of logs.

--may  
maintain  
poles.

May  
consolidate  
with or  
acquire dams,  
etc., on  
Baskahegan  
stream.

Section 9. Said corporation shall file in the registry of deeds' office in the county of Washington, plans for the location of lands and other property taken under the provisions of this act, and when so filed such property shall be deemed and treated as taken and with said plans said corporation may file a statement of 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 parties, otherwise such parties shall recover costs against the corporation.

Shall file  
plans of  
location.

Section 10. Said corporation may hold real and personal estate necessary and convenient for all its said purposes to an amount equal to its capital stock.

May hold real  
and personal  
property.

Section 11. Said corporation may issue its bonds for the construction of its works, upon such rates and terms as it may

May issue  
bonds.

CHAP. 297

deem expedient, and secure the same by mortgage of the franchise and property of said company.

**Capital stock.** Section 12. The capital stock of said corporation shall be ten thousand dollars, said stock to be divided into shares of one hundred dollars each. The capital stock may, by vote of the corporation, be increased to any amount not exceeding one hundred thousand dollars.

**Notice of first meeting, how given.** Section 13. The first meeting of this corporation may be called by written notice, signed by any one of the incorporators and served upon each of the other incorporators at least seven days before the day of said meeting, naming the time, place and purpose of such meeting.

**Shall commence business within four years.** Section 14. This act shall become null and void in four years from the time when the same takes effect, unless the corporation shall have organized and commenced the construction of its works under this charter.

**May contract for supplying water and lights.** Section 15. Said corporation is hereby authorized to make contracts with said town of Danforth, and with other corporations and individuals for the purpose of supplying water or lights, or both, for municipal and other purposes; and said town, by its selectmen, is hereby authorized to enter into contract with said corporation for said purposes for public uses, on such terms and for such time and with such exemption from public burden as the parties may agree, which, when made, shall be legal and binding on all parties thereof, and said town of Danforth for this purpose may raise money in the same manner as for other town charges.

**Penalty for injury to works of corporation.** Section 16. If any person shall wantonly or maliciously injure any of the structures, reservoirs, hydrants, pipes, or other property, or water supply, whether frozen or not, of said corporation, he shall, on conviction thereof, be punished by a fine not exceeding one thousand dollars, or by imprisonment not exceeding two years, or both, and shall be liable to pay triple damages to said corporation, to be recovered in an action before any court of competent jurisdiction.

**Town of Danforth may purchase franchises of.** Section 17. The inhabitants of said town of Danforth are hereby authorized to purchase the franchises and property of said corporation at any time at a price mutually agreed upon by the selectmen of said town and the proper officers of said corporation upon a majority vote of the legal voters present and voting at any town meeting, called by a warrant containing an article for that purpose.

Section 18. This act shall take effect when approved.

Approved March 21, 1906.