

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-THIRD LEGISLATURE  
OF THE  
STATE OF MAINE  
1907.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

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**Chapter 19.**

An Act to incorporate the Shore Acres Water Company.

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

Section 1. Llewellyn M. Leighton, Edward C. Reynolds and Charles B. Dalton, their associates, successors and assigns, are hereby constituted a body corporate and politic by the name of the Shore Acres Water Company for the purpose of supplying with pure water, a portion of the town of Cape Elizabeth, lying on the easterly side of the Cottage road, between said Cottage road and the sea, and included between these boundaries:

Corporators.

—corporate name.

Northerly. The northerly side line of the Fowler road continued from the point where it intercepts the westerly side line of said Cottage road, in the same direction, to the sea.

Boundaries.

Southerly. A line drawn from the northerly side line of the Spurwink road, at a point where it intercepts the westerly side line of Cottage road, directly to the center of Hunt point, south of Broad Cove.

Section 2. Said corporation for said purposes is hereby authorized to hold real and personal estate, necessary and convenient therefor, to the amount of ten thousand dollars.

May hold real and personal estate to amount of \$10,000.

Section 3. Said corporation is hereby authorized to erect and maintain reservoirs, and lay down and maintain all pipes and aqueducts necessary for the proper accumulation, conduct, discharge, distribution and disposition 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 make excavations through any lands whatever when necessary for the purpose of this corporation.

May erect reservoirs and lay pipes.

—may take and hold lands or real estate.

Section 4. Said corporation shall be held liable to pay all damages that may be occasioned to any person by the taking of any land or other property, or by the flowage, or by excavation through any land for the purpose of laying down pipes and aqueducts, building reservoirs, and also damages for any other injuries resulting from said acts; and if any person sustaining damages as aforesaid and said corporation cannot 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 limitations, conditions and restrictions as are by law prescribed in the case of damages by the laying out of railroads.

Shall be held liable for all damages.

—damages, how ascertained.

Section 5. The capital stock of said corporation shall be five thousand dollars, which may be increased to ten thousand dollars by a vote of said corporation, and be divided into shares of

Capital stock.

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one hundred dollars each, and said corporation may issue bonds to raise money for the construction of said works and their extension and repair, to an amount not exceeding five thousand dollars, to be secured by mortgage upon its real estate, works and franchise.

May lay pipes through streets and ways.

Section 6. Said corporation is hereby authorized to lay down in and through the streets and ways of that portion of the town of Cape Elizabeth, described in section one hereof, and take up, replace and repair all pipes, aqueducts and fixtures as may be necessary for the purposes of their incorporation, under such reasonable restrictions as may be imposed by the municipal officers of said town. Said corporation shall be responsible for all damages to persons and property occasioned by the use of such streets and ways and shall also be liable to said town for damages from obstructions caused by said corporation and for all expenses.

—shall be responsible for damages.

May make contracts for supply of water.

Section 7. Said corporation is hereby authorized to make contracts with any or all corporations or individuals, resident within the tract described in section one hereof, for the purposes of supplying said corporations with water for fires and other purposes, or any other corporation or individuals with water for any other purposes whatsoever.

Shall not unnecessarily obstruct streets.

Section 8. Said corporation in making any changes, additions or improvements upon its works in any streets of said Cape Elizabeth 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 removed by it to be replaced in proper condition.

Penalty for injury to works of corporation.

Section 9. Any person who shall wilfully injure any of the property of said corporation or who shall knowingly corrupt the wells out of which said water company's water is obtained, in any manner whatever, or render them impure whether the same be frozen or not, or who shall wilfully destroy any reservoir or aqueduct, pipes, hydrant or other property held or owned by said corporation for the purposes of this act, shall be punished by a fine not exceeding one thousand dollars, or by imprisonment less than one year, and shall be liable to said corporation for three times the actual damage, to be recovered in any proper action.

First meeting, how called.

Section 10. The first meeting of said corporation may be called by a written notice thereof, signed by one corporator herein named, served upon each corporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, seven days before the time of meeting.

Section 11. This act shall take effect when approved.