

# MAINE STATE LEGISLATURE

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November 9, 1937

Honorable Percy T. Clarke  
Ellsworth, Maine

Dear Sir:

Answering your recent oral inquiries as to various legal problems connected with the Deer Isle Sedgwick Bridge District, I am pleased to call your attention, first, to the fact that the State of Maine has, in section 9 of Chapter 88 of the Private and Special Laws of 1935, after providing for the manner in which the Trustees shall make charges for tolls and payments for upkeep and maintenance, further provided

"and any additional funds necessary for maintenance, interest and the retirement of bonds shall be furnished and paid by the State of Maine."

It appears from these words, that the faith and honor of the State of Maine is pledged to this end. Furthermore, to make doubly sure that there shall be directly available money to carry out the intention as expressed in section 9 of Chapter 88, Private and Special Laws of 1935, above referred to, the Legislature proposed an Amendment to the Constitution to provide a bond issue under Chapter 133, Resolves of 1935, which was adopted by the People. Under this Amendment the State, under authority of proper enactment of the legislature may issue its bonds not to exceed the amount of \$500,000 to furnish funds additional to the receipts of the bridge for maintenance, interest and the retirement of bonds issued by the bridge district.

It is clear from these two enactments of the Legislature that the intention of the Legislature was, not only to pledge its faith, but to take means to carry out that pledge.

In answer to your further inquiry as to the legality of a recent Order passed by the Governor and Council, I enclose a copy of a letter sent to you on September 25, 1937, which I am marking "A" and making a part of this letter.

Very truly yours,

Franz U. Burkett  
Attorney General

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