

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**R E P O R T**

**OF THE**

**ATTORNEY GENERAL**

**for the calendar years**

**1949 - 1950**

September 23, 1949

To Everett F. Greaton, Executive Secretary,  
Maine Development Commission

Re: Information Center, Kittery—contract for construction

I shall have to revamp this contract as to form, to follow out the provisions of Chapter 206, P&SL 1949, authorizing this construction, and Chapter 35 of the Revised Statutes concerning the powers and duties of the Maine Development Commission, which is a State agency.

I am returning the rough draft which you handed me the other day, to take up with George Varney in regard to the essential elements which you desire to have in the contract. You will note that Chapter 206, P&SL 1949 authorized the State of Maine information center, and the law states that the building is to be known as the State of Maine Information Center. I feel that you should follow the legislative language in designating the name of the building which is to be constructed at Kittery at the junction of state Highway U. S. #1 and the terminus of the Maine Turnpike.

In regard to taxation, the State of Maine is not liable for taxes, and as I understand it, the Turnpike Authority is not liable for taxes, and I doubt whether there should be a clause in there raising the question of taxes, unless George feels that the property is subject to taxation. The building, when completed, will be the property of the State and will not be subject to taxation. I should prefer that the clause relating to assessment of taxes be left out of the contract. . .

RALPH W. FARRIS  
Attorney General

September 30, 1949

To Hon. Edgar F. Corliss, Public Utilities Commission

Your letter of September 22nd received, stating that a certain motor vehicle carrier for hire is transporting pulp wood from Kennebago in the State of Maine for the Brown Company in Berlin, N. H., and is performing this transportation under authority granted to him by the Interstate Commerce Commission. He travels some 30 miles by private way, some 30 miles over public highways to the boundary between Maine and New Hampshire, and than an additional 33 miles to the point of delivery to said Brown Company at Berlin, N. H.

You cite Section 22 of Chapter 44 of the Revised Statutes of Maine as amended by Chapter 263 of the Public Laws of 1949, which provides in part as follows:

“In order that there may be proper supervision and control of the use of the highways of this state, every person, firm or corporation transporting freight or merchandise for hire by motor vehicle upon the public highways between points within and points without the state is required to obtain a permit for such operation from the commission. . .”

I call your attention to the fact that the purpose of this law is to supervise and control the use of the highways of *this State*, and not other States and Canada.