

MAINE STATE LEGISLATURE

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E I G H T Y - E I G H T H L E G I S L A T U R E

Legislative Document

No. 325

H. P. 1116

House of Representatives, February 9, 1937.

Referred to Committee on Public Utilities. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Story of Washburn.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

**AN ACT Authorizing the Town of Washburn to Generate Electricity for
Municipal Purposes.**

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. Town authorized to generate electricity. The town of Washburn is authorized and empowered to make and generate electricity, and to transmit, conduct and distribute such electricity throughout said town for lighting the streets thereof, its municipal buildings, its municipal parks and public places therein; and for heating, power and mechanical purposes in its school and other municipal buildings; and, for the purposes aforesaid, to use any water power or water privileges now by it owned, to erect, lay down, construct, maintain and operate conduits, cables, and lines of wires with the necessary and usual supporting fixtures therefor, for the transmission of electricity under, over, or across any railroad, stream, river or other water, and under, along, or over any streets, ways and bridges, in said town.

Sec. 2. Powers. Said town, by its council, shall have power and is hereby authorized to take and hold as for public uses by purchase, gift, bequest or otherwise any water rights, lands or real estate or interest therein, necessary for operating its dynamos or other machinery, for making

generating and supplying electricity as aforesaid, for erecting, laying and constructing and maintaining conduits, and lines of wires or other materials for conducting, conveying and distributing electricity as aforesaid, and when the right of eminent domain is exercised, as herein authorized, it shall proceed in the same manner and under the same conditions as set forth in sections 11 to 22, inclusive, of chapter 60 of the revised statutes.

Sec. 3. Laying of conduits, etc. Whenever it is practical and the same may be accomplished without endangering the equipment, tracks, or appliances of any railroad company, said town, through its council, may lay across such railroad, its conduits, cables, and wires, and in the event that said town, by its council shall fail to agree with such railroad company as to the place, manner, and condition of crossing its railroad with such conduits, cables, and wires, upon petition therefor made by either party, the public utilities commission shall determine the place, manner, and conditions of such crossing. Due notice shall be given to each party before hearing upon such petition. Questions of law may be raised by alleging exceptions to the ruling of the commission in the same manner as is prescribed in section 63 of chapter 62 of the revised statutes.

Sec. 4. Ratification. All acts of said town and of its municipal officers in the acquisition of its present properties hereby is ratified and confirmed.

Sec. 5. Money may be raised by taxation. Said town, at its annual town meeting, or at any special town meeting under an appropriate article therefor, may raise by taxation, sufficient money with which to construct a proper plant for the purposes hereinbefore set forth.