

MAINE STATE LEGISLATURE

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

Legislative Document

No. 896

S. P. 332

In Senate, February 23, 1955

Referred to the Committee on Public Utilities, sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Reid of Kennebec.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT Relating to Condemnation Proceedings by Water Districts.

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

Sec. 1. R. S., c. 52, § 23, amended. Section 23 of chapter 52 of the revised statutes is hereby amended to read as follows:

'Sec. 23. Necessity of taking determined. The owner of property which is the subject of appropriation for public purposes by any water district may, upon hearing, have the necessity of the particular appropriation determined by the **Public Utilities Commission.**'

Sec. 2. R. S., c. 52, § 24, amended. Section 24 of chapter 52 of the revised statutes is hereby amended to read as follows:

'Sec. 24. Proceedings. The owner of such property may, within 30 days after the beginning of condemnation proceedings, file in the office of the clerk of courts of the county where the property is situated the **Public Utilities Commission**, a petition to the **superior court Commission** for a decision as to the necessity of the appropriation. A copy of the petition and order of notice thereon, attested by the clerk, shall be served upon the respondent. ~~Any justice of the superior court, in term time or vacation, upon such petition, may appoint 3 disinterested commissioners, residents of the county in which the property is situated, one of whom shall be learned in sanitary matters, to determine the necessity of the particular appropriation.~~'