

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Seventh
Legislature

1915

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performances, dealers in gasoline, dealers in explosives, theaters, moving picture houses, inn-holders, victualers, pawn brokers, lodging houses (of ten lodging rooms or more), public shooting galleries, dealers in fire works, public dance halls, circuses, organ grinders, motor busses having specified routes or termini, and the drivers or operators thereof, handcarts or push carts, money lenders, bill distributors, and ticket speculators.

—inconsistent acts repealed.

Section 2. All acts, parts of acts, ordinances, parts of ordinances, and provisions of charters, inconsistent with the provisions hereof, are hereby repealed.

Approved April 2, 1915.

Chapter 214.

An Act to Authorize the Town of Lisbon to Supply Gas and Electricity.

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

Town of Lisbon authorized to supply gas and electricity.

Section 1. The town of Lisbon, by its municipal officers or by such commission as it may choose, is authorized and empowered to buy, make, generate, transmit, supply, sell and distribute electricity or gas, or both, for light, heat and power, in the towns of Lisbon, Durham and Bowdoin, to said towns, and to corporations, firms and individuals.

Towns shall grant permission for location of poles, etc.

Section 2. Subject to the permission of said towns, all locations upon, in or under streets, roads or ways in said towns, necessary for the purposes of this act, are hereby granted, and the municipal officers shall designate the streets, roads or ways to be so occupied, the location of the poles, and may establish reasonable restrictions as to kind of poles, their construction and maintenance, the height of wires and use of guard wires.

Town of Lisbon may acquire land, water powers and plant, franchises, etc., of any company.

Section 3. The town of Lisbon, by its municipal officers or by said commission, is authorized and empowered to acquire, by lease or purchase, any lands, real estate or water powers, developed or undeveloped, lying wholly or partly in Lisbon, and also the plant, property and franchises of any company now or hereafter doing a similar business in said town; to locate, construct and maintain dams; build and equip power houses, reservoirs or gas holders; install water wheels and dynamos; erect poles or lay pipes and conduits and string wires above or below ground; to contract with any corporation, firm or individual for the purchase or sale of power or electricity; to lease its plant, for not exceeding five years, to any corporation, firm or individual; and to do all other things necessary to carry out the purposes set forth in section one.

—may locate, construct dams, etc.

—may contract for purchase or sale of power.

Section 4. Before the town of Lisbon shall construct any plant under the provisions of this act it shall purchase the plant and property of the Lisbon Falls Gas and Electric Company, provided the said company desires to sell; and said company hereby is authorized to sell. The procedure shall be as follows:

When the town of Lisbon shall vote to enter upon the business of supplying gas and electricity, or either, the town clerk shall notify the said Gas and Electric Company of such action by registered letter directed to its office. If, within thirty days thereafter, said company shall signify in writing to said town clerk its decision to sell, it shall within ninety days after so signifying deliver to said town suitable deeds or other instruments conveying its plant and property; and said town shall pay to said company the fair value thereof, to be ascertained as hereinafter provided. Should said town and said company be unable to agree upon the value of said plant and property, then such value shall be determined by three appraisers, one of whom shall be chosen by the town, one by the company, and a third by these two, or, if they be unable to agree, the third shall be named by the chief justice of the Supreme court of Maine. Provided, however, that such value shall be estimated without enhancement on account of future earning capacity, or on account of the franchise of said company.

Section 5. Said town, by its municipal officers or commission, shall have the right to take any land or real estate or undeveloped water power, located wholly or partly in the town of Lisbon, as may be necessary for the purpose of carrying out the provisions of this act. Said town, by its municipal officers or said commission may enter upon any lands or real estate so taken and held, to make surveys and locations, and shall file in the registry of deeds in the county in which such land or property lies, plans of such lands and locations, showing the property taken within said county, and, within thirty days thereafter, shall publish notice of such taking and filing in some newspaper published in said county wherein said land is taken, such publication to be continued three weeks successively, and such filing in the registry of deeds shall be in lieu of any other filing now required by law.

Section 6. Should the said town of Lisbon, by its municipal officers or said commission, and the owner of such land, real estate or undeveloped water power, be unable to agree upon the damages to be paid for such taking, location and holding, the land owner of the town of Lisbon by its municipal officers or said commission, may, within six months after the

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—shall purchase plant of Lisbon Falls Gas and Electric Company.

—purchase, how to take place.

—appointment of appraisers, if unable to agree.

—proviso.

—may take any land, undeveloped water power, etc.

—payment for land, etc., so taken.

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filing of said plans and location, apply to the commissioners of the county wherein said land lies, who shall cause such damages to be assessed in the same manner, and under the same conditions, restrictions, limitations and rights of appeal as are by law prescribed in the case of damages for the laying out of railroads, so far as such law is consistent with the provisions of this act.

—authorized to issue bonds

Section 7. Said town is hereby authorized to issue bonds or town orders, for carrying out this act, upon such rates and time, and to such amounts as it may deem necessary, subject to provisions of chapter one hundred twenty-nine of the Public Laws of nineteen hundred thirteen, known as the Public Utilities Act.

—shall obtain consent of the Public Utilities Commission.

Section 8. Said town shall not exercise the powers and privileges conferred on it by this act until it shall have obtained the consent of the Public Utilities Commission given after public hearing of all parties interested, with a declaration that public convenience and necessity require the exercise of said powers and privileges by said town; provided, however, that such consent shall not be necessary for said town to furnish electricity for its own municipal purposes.

—proviso.

Approved April 2, 1915.

Chapter 215.

An Act to Amend the Charter of the Portland Water District.

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

Ballots, how to be prepared.

Section 1. Ballots for elections of trustees of the Portland Water District shall be made with four columns for crosses to the right of the candidates' names, and headed respectively, "first-choice," "second-choice," "third-choice" and "other-choices."

—form of the ballot.

Section 2. The face of the ballots shall be of the following form:

OFFICIAL BALLOT

Candidates for Trustee of the Portland Water District at an election held on Monday, the _____ of _____, A. D.

—instructions.

Instructions. To vote for any person, make a cross (X) in the square in the appropriate column according to your choice, at the right of the name voted for. Vote your first choice in the first column; vote your second choice in the second column; vote your third choice in the third column; vote in the fourth