

# HOUSE . . . . . No. 1250.

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## Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, March 25, 1903.

The committee on Public Lighting, to whom was referred the petition (with accompanying bill, House, No. 1036) of J. E. Kavanaugh and others for legislation to authorize the Millers Falls Water Supply District to establish an electric light and power plant, report the accompanying bill.

For the committee,

ROBERT HOMANS.

## Commonwealth of Massachusetts.

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In the Year One Thousand Nine Hundred and Three.

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### AN ACT

To authorize the Millers Falls Water Supply District to furnish Electricity for Light and Power.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. The Millers Falls water supply district  
2 in the towns of Montague and Erving, in addition to  
3 the powers conferred upon it by chapter one hundred  
4 and fifty of the acts of the year eighteen hundred and  
5 ninety-six, and extended by chapter five hundred of the  
6 acts of the year nineteen hundred and two, is hereby  
7 authorized to establish an electric plant for the purpose  
8 of owning, generating, storing, transmitting and selling  
9 electricity for light, heat or power, except for the opera-  
10 tion of street railways, for the use of and distribution  
11 among the inhabitants of said district, or for the use of  
12 either of said towns or of any corporation, manufactur-  
13 ing or otherwise, except street railway corporations,  
14 doing business either within or without said district, or  
15 without said district but within said towns, with all the

16 rights and privileges and subject to all the duties, restric-  
17 tions and liabilities of towns authorized to manufacture  
18 or distribute electricity, so far as the same may be appli-  
19 cable to said district, and not inconsistent with the pro-  
20 visions of this act.

1 SECTION 2. Said district may, subject to all general  
2 laws relating to the erection, maintenance and operation  
3 of lines for the transmission of electric light, heat, or  
4 power, so far as the same are applicable to said district,  
5 construct and operate lines for the transmission of light,  
6 heat or power upon and along the highways and public  
7 roads of the said towns, but subject to the local laws  
8 and regulations of said towns, and for that purpose may  
9 erect and maintain upon said highways and public roads  
10 such posts and other fixtures as may be necessary to sus-  
11 tain the wires and other fixtures of its lines.

1 SECTION 3. Said district, for the purposes aforesaid,  
2 may contract with the Greenfield and Turners Falls  
3 Street Railway Company, or with the Millers Falls  
4 Company, or with the Millers Falls Paper Company,  
5 or with any other corporation or individual properly  
6 equipped for the said purposes, to supply and furnish  
7 it with power for the generation of electricity for the  
8 purposes herein named, on such terms and conditions as  
9 are authorized between street railway companies and  
10 towns under chapter four hundred and forty-nine of the  
11 acts of the year nineteen hundred and two.

1 SECTION 4. The board of water commissioners of said  
2 district, or such other officer or officers as said district  
3 may from time to time determine, subject to such orders,  
4 rules and regulations not inconsistent with law as said  
5 district may prescribe, shall, so far as is consistent with

6 the provisions of this act, have and exercise all the  
7 powers and be subject to all the duties of the officer pro-  
8 vided for in section twenty of chapter thirty-four of the  
9 Revised Laws, and acts in amendment thereof and in  
10 addition thereto.

1 SECTION 5. For the purpose of paying all expenses  
2 and liabilities incurred in establishing a plant under the  
3 provisions of this act said district may issue bonds,  
4 notes or certificates of debt from time to time, signed by  
5 the treasurer of said district and countersigned by the  
6 chairman of said board of water commissioners, to be  
7 denominated on the face thereof "Millers Falls Water  
8 Supply District Electric Loan," to an amount not ex-  
9 ceeding fifteen thousand dollars in addition to the amount  
10 heretofore authorized by law to be issued by said district  
11 for water supply purposes. Said bonds, notes or certifi-  
12 cates of debt shall be issued upon the same terms and  
13 conditions and with the same powers as are provided in  
14 chapter one hundred and fifty of the acts of the year  
15 eighteen hundred and ninety-six for the issue of the  
16 Millers Falls water supply district loan, except that the  
17 rate of interest thereon shall not exceed five per centum.

1 SECTION 6. Said district may reconstruct, extend or  
2 enlarge its electric plant, but no such reconstruction,  
3 extension or enlargement beyond the necessary and  
4 ordinary maintenance, repair and replacement thereof,  
5 except such increased appliances for the distribution of  
6 electricity as may be necessary to furnish the same to  
7 new takers, shall be undertaken or made except by a  
8 two-thirds vote of the voters of said district present and  
9 voting thereon at any legal district meeting called for  
10 that purpose.

1 SECTION 7. This act shall take effect upon its pas-  
2 sage, but shall not become operative until it has been  
3 accepted by a vote of two-thirds of the voters present  
4 and voting at each of two legal meetings of said district  
5 duly called for the purpose, of which meetings the second  
6 shall be held at an interval of not less than two nor more  
7 than thirteen months after the first. At said meetings  
8 said vote shall be taken by written or printed ballot and  
9 by use of the check list. When such a vote has failed  
10 of passage at the second of said meetings as hereinbefore  
11 provided, no similar vote shall be passed until after the  
12 expiration of two years.

