



PUBLIC SERVICE COMMISSION OF WISCONSIN

STATE OFFICE BUILDING  
MADISON 2, WISCONSIN

LEONARD BESSMAN CHAIRMAN  
ARTHUR L. PADRUTT COMMISSIONER  
STANLEY P. HEBERT COMMISSIONER  
EDWARD T. KAVENY, SECRETARY

May 29, 1962

FILE NO. 2-U-5688

*PSC 113, 135, 165, 185*

Mr. James J. Burke  
Revisor of Statutes  
State Capitol  
Madison, Wisconsin

Re: Public Utilities

Dear Sir:

Pursuant to Section 227.023, Wisconsin Statutes, we are enclosing a certified copy of the order of May 7, 1962 in docket 2-U-5688 in the above entitled matter renumbering Sections PSC 135.09 and PSC 135.07(10), and adopting Sections PSC 113.055, PSC 135.07(10), PSC 165.055, and PSC 185.025, Wisconsin Administrative Code.

Very truly yours

*Edward T. Kaveny*  
Secretary

mcb

BEFORE THE  
PUBLIC SERVICE COMMISSION OF WISCONSIN

*Filed May 29, 1962  
4:10 P.M.*

STATE OF WISCONSIN )  
PUBLIC SERVICE COMMISSION ) SS

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Edward T. Kaveny, Secretary of the Public Service Commission of Wisconsin, and custodian of the official records of said commission, do hereby certify that the annexed document in docket 2-U-5688, Order of the Public Service Commission of Wisconsin renumbering and adopting rules relating to protection of utility facilities

were duly approved and adopted by this Commission on May 7, 1962

I further certify that said copy has been compared by me with the original on file in this commission and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at the Capitol, in the city of Madison, this 29<sup>th</sup> day of *May* A.D. 1962.

*Edward T. Kaveny*  
Secretary



PUBLIC SERVICE COMMISSION OF WISCONSIN

STATE OFFICE BUILDING  
MADISON 2, WISCONSIN

LEONARD BESSMAN CHAIRMAN  
ARTHUR L. PADRUTT COMMISSIONER  
STANLEY P. HEBERT COMMISSIONER  
EDWARD T. KAVENY, SECRETARY

May 29, 1962

FILE NO. 2-U-5688

Mr. James J. Burke  
Revisor of Statutes  
State Capitol  
Madison, Wisconsin

Re: Public Utilities

Gentlemen:

Pursuant to Section 227.023, Wisconsin Statutes, we are enclosing a certified copy of the order of May 29, 1962 in docket 2-U-5688 amending Section PSC 135.11(12) and (13), Wisconsin Administrative Code.

Very truly yours,

*Edward T. Kaveny*  
Secretary

mcb

*Filed May 29, 1962*

BEFORE THE  
PUBLIC SERVICE COMMISSION OF WISCONSIN

STATE OF WISCONSIN )  
PUBLIC SERVICE COMMISSION ) SS

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

I, Edward T. Kaveny, Secretary of the Public Service Commission of Wisconsin, and custodian of the official records of said commission, do hereby certify that the annexed document in docket 2-U-5688 amending rule

relating to public utilities

were duly approved and adopted by this Commission on

I further certify that said copy has been compared by me with the original on file in this commission and that the same is a true copy thereof, and of the whole of such original.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the department at the Capitol, in the city of Madison, this 29th day of *May* A.D. 1962.

*Edward T. Kaveny*  
Secretary

ORDER OF THE PUBLIC SERVICE COMMISSION  
AMENDING RULE

Pursuant to authority vested in the Public Service Commission by section 66.047 and chapter 196, Wis. Stats., the Public Service Commission hereby amends a rule as follows:

Section PSC 135.11 (12) and (13) are amended to read as follows:

PSC 135.11 (12) Changes made in utility system to comply with sections PSC 135.07 (1) through (9) and PSC 135.09 (2).

(13) Work that must still be done to attain full compliance with Sections PSC 135.07 (1) through (9) and PSC 135.09 (2).

The amended rule contained herein shall take effect on July 1, 1962 as provided in section 227.026 (1), Wis. Stats.

Dated: *May 29, 1962*

PUBLIC SERVICE COMMISSION

*Edward T. Kaveny*  
Secretary

ORDER OF THE PUBLIC SERVICE COMMISSION  
AMENDING RULE

Pursuant to authority vested in the Public Service Commission by section 66.047 and chapter 196, Wis. Stats. the Public Service Commission hereby amends a rule as follows:

Section PSC 135.11 (12) and (13) are amended to read as follows:

PSC 135.11 (12) Changes made in utility system to comply with sections PSC 135.07 (1) through (9) and PSC 135.09 (2).

(13) Work that must still be done to attain full compliance with Sections PSC 135.07 (1) through (9) and PSC 135.09 (2).

The amended rule contained herein shall take effect on July 1, 1962 as provided in section 227.026 (1), Wis. Stats.

Dated: *May 29, 1962*

PUBLIC SERVICE COMMISSION

*Edward T. Kaveny*  
Secretary

Filed May 29, 1962  
4:10 PM

ORDER OF THE PUBLIC SERVICE COMMISSION  
RENUMBERING AND ADOPTING RULES

Pursuant to authority vested in the Public Service Commission by section 66.047 and chapter 196, Wis. Stats., the Public Service Commission hereby renumbers and adopts rules as follows:

Sections PSC 135.09 and PSC 135.07 (10) of the Wisconsin Administrative Code are renumbered to be sections PSC 135.09 (1) and (2), respectively.

Sections PSC 113.055 (electric utilities), PSC 135.07 (10) (gas utilities), PSC 165.065 (telephone utilities), and PSC 185.025 (water utilities) of the Wisconsin Administrative Code are created to read:

PSC 113.055  
PSC 135.07 (10)  
PSC 165.065  
PSC 185.025 Protection of utility facilities.  
A public utility upon receipt of written notice as required by section 66.047 (2), Wis. Stats., from the property owner or from a contractor of work which may affect its utilities used for serving the public:

(1) Shall investigate and decide what action, if any, must reasonably be taken to protect or alter utility facilities, in order to protect service to the public and to avoid unnecessary damage, such as identifying in a suitable manner the location of any underground utility facilities which may be affected by the work.

(2) The utility shall take such action as is reasonably and legally necessary to protect, remove, alter, or reconstruct its facilities, and shall perform such work with reasonable dispatch taking into account the conditions to be met, provided that nothing in this rule shall be deemed to affect any right which the utility may have to require advance payment or adequate assurance of payment of the reasonable cost thereof to the utility by the property owner or contractor.

(3) The utility may, in order to protect its interests, require that the owner or contractor perform certain work upon that part of the service piping or wiring on or being removed from the property upon which the excavating, building, or wrecking operations are being performed.

(4) This rule is not intended to affect the responsibility of the contractor or owner, or the liability or legal rights of any party.

NOTE: In the case of the created section PSC 135.07 (10), the section title will be omitted and the above subsections (1), (2), (3), and (4) will conform to Wisconsin Administrative Code style by being designated as paragraphs (a), (b), (c), and (d).

The renumbering and adopted rules contained herein shall take effect on July 1, 1962 as provided in section 227.026 (1), Wis. Stats.

Dated: *May 7, 1962*

PUBLIC SERVICE COMMISSION

*Edward T. Kaveny*  
Secretary