

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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SEVENTY-EIGHTH LEGISLATURE

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SENATE

NO. 217

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*In Senate, Feb. 22, 1917.*

*Minority Report from Committee on Claims, tabled on motion by Mr. Chick of Kennebec pending acceptance of either report, assigned for Feb. 28, 1917, and five hundred copies ordered printed.*

*W. E. LAWRY, Secretary.*

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND SEVENTEEN

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RESOLVE in favor of Morrison Libby.

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*Resolved, That the sum of \$450.00 be, and hereby is appropriated for, and that said sum be paid to Morrison Libby, of Oakland, Maine, to reimburse him for counsel fees paid by him for legal services, in connection with and in defending a petition brought against him by Howard B. Crosby, in the supreme judicial court of the county of Kennebec, state of Maine, to determine which of the said parties was*

8 elected county commissioner of the county of Kennebec, at  
9 the state election held on Sept. 14, 1914.

STATEMENT OF FACTS ACCOMPANYING RESOLVE  
IN FAVOR OF MORRISON LIBBY.

One Arthur W. Leonard, who had been duly nominated for the office of county commissioner and whose name had been printed on the official ballot, died Sept. 13, 1914, after the distribution of ballots by the secretary of state, as provided by law.

Morrison Libby, of Oakland, Maine, was duly nominated to supply the vacancy and the nomination certified by the secretary of state. As it was too late to print new ballots, slips containing the new nomination were printed and distributed to the clerks of the cities and towns in Kennebec county to be pasted by them over the name of Arthur W. Leonard on the official ballot.

These slips were so carelessly pasted on the ballots by some of the election officers that Howard B. Crosby, the opposing candidate, claimed that he was elected, and the said Libby was obliged to employ counsel to attend the official counting of all ballots in Kennebec county and later to defend his rights on a petition brought by the said Crosby against him to determine which party was elected county commissioner, which proceedings were taken to the law court and as a result of which the said Libby was found to be legally elected. (A full report of the case will be found in Crosby Petitioner vs. Libby, 114 Me., Page 35.)