

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 1365**

S. P. 488

In Senate, March 17, 1953

Referred to the Committee on Towns and Counties. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Chapman of Cumberland by request.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-THREE

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**AN ACT Permitting the Separation of Cumberland Foreside from the  
Town of Cumberland.**

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

**Sec. 1. Set-off.** All that part of the town of Cumberland within the following described boundaries, namely: Easterly by Casco Bay, southerly to the town line of Falmouth, westerly to the middle of the Old Middle Road, so called, and northerly by the town line of Yarmouth. It is hereby set-off from said town of Cumberland, with the inhabitants thereof, into a separate town by the name of Cumberland Foreside. Said town shall have all the privileges and powers and be subject to all the duties and liabilities of towns as provided by law.

**Sec. 2. Taxes.** The inhabitants of said new town of Cumberland Foreside shall be holden to pay all taxes which have been legally assessed upon them by the town of Cumberland and the collectors of taxes for said town of Cumberland are authorized and required to collect and pay all taxes to them already committed according to their respective warrants. All moneys now in the treasury of the said town of Cumberland and all sums which shall hereafter be received from taxes heretofore assessed shall be applied to the several purposes for which they were received and each town

officer of the town of Cumberland shall have the same powers and perform the same duties as they now have and perform within the limits of said new town of said Cumberland Foreside until the organization of said new town by the choice of like town officers.

**Sec. 3. Existing liabilities.** The existing liabilities and obligations of the town of Cumberland shall be divided as follows: The town debt shall be borne by said towns in proportion to the valuation of their respective territories, as taken by the assessors in April 1953. All paupers now supported or aided by the town of Cumberland or that may hereafter become chargeable as paupers shall after division be chargeable to and maintained and supported by the new town of Cumberland Foreside, or the town of Cumberland, according as their last settlement may fall within the respective territories of said town.

**Sec. 4. Town property.** All town property, real and personal, now situated within the limits of said new town of Cumberland Foreside, shall become the property of said new town and all town property real and personal now situated within the limits of the town of Cumberland shall remain the property of said town of Cumberland.

**Sec. 5. Representative District.** Until a new apportionment of the state shall be made, the towns of Cumberland and Cumberland Foreside shall be in the same representative district, and the inhabitants of said town shall vote at such polling places in their respective towns as shall be established by law.

**Sec. 6. First meeting.** Any justice of the peace in the county of Cumberland may issue his warrant to any legal voter in the town of Cumberland Foreside, directing him to notify the inhabitants thereof to meet at a time and place specified in said warrant, carrying at least 7 days' notice therefore for the choice of town officers and to transact such business as towns are authorized to do.

**Sec. 7. Referendum.** This act shall take effect 90 days after adjournment of the legislature only for the purpose of permitting its submission to the legal voters of the territory embraced within the limits of said new town of Cumberland Foreside present and voting at a special election called and held for the purpose within 4 months after the effective date of this act. Such meetings shall be called and conducted according to the law governing municipal elections, except that the board of registration of the town of Cumberland shall not be required to prepare for posting, or the town clerk to post, a list of voters. The town clerk of the town of Cumberland shall prepare proper ballots upon which the several matters of this

act shall be reduced to the following question: "Shall an Act Permitting the Separation of Cumberland Foreside from the town of Cumberland be Accepted?" and the voters shall indicate by a cross or check mark placed over the words "Yes" or "No" their opinion of the same. This act shall take effect for all the purposes thereof upon its acceptance by 75% of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this act at said election equals or exceeds 20% of the total vote for all candidates for governor in the territory embraced within the limits of said new town of Cumberland Foreside at the next previous gubernatorial election. The result in said new town of Cumberland Foreside shall be declared by the municipal officers and the town of Cumberland and due certificate signed by the town clerk of the town of Cumberland with the secretary of state.