

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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AUGUSTA:  
SPRAGUE & SON, PRINTERS TO THE STATE.  
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PRIVATE AND SPECIAL LAWS

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1889.

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tees shall serve in the order in which they are chosen, seven, five and three years respectively, from the first day of April, eighteen hundred and eighty-nine; and thereafter, as their terms expire, trustees to fill their places shall be chosen at annual meetings of the district; or, if not so chosen, shall be appointed by the selectmen and superintending school committee of said town. Each one so chosen or appointed shall hold his office five years, and vacancies, caused by death or otherwise, may be filled in the same way. Said trustees shall give bond to the inhabitants of said district for the faithful discharge of said trust, in such sum and with such surety or sureties as shall be approved in writing by a majority of said selectmen and superintending school committee, and shall receive no compensation for their services.

—shall be chosen annually.

—vacancies, how filled.  
—bond.

SECT. 3. Said district shall be responsible for the security of such fund, and if the district fails to apply the same, or the income thereof, in accordance with said directions, it shall revert to the donor, if living, otherwise, to his heirs.

Responsibility of district.

Approved February 28, 1889.

**Chapter 462.**

An Act to amend Sections eleven and twenty, of the City Charter of Rockland.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. Section eleven of the city charter of Rockland is hereby amended so that the same as amended, shall read as follows :

Sec. 11 of charter of city of Rockland, amended.

SECT. 11. The city council shall annually, on the second Monday in March, or as soon thereafter as may be convenient, by ballot in joint convention, elect for the ensuing year the following officers: a city clerk, a city treasurer, a chief of police, who shall be styled the city marshal, and who shall exercise all the powers and perform all the duties of a constable; one overseer of the poor, one assessor of taxes, a road commissioner, or in lieu of a road commissioner, a board of road commissioners consisting of three members who shall have charge of all the work and expenditures upon the streets, sidewalks and sewers; and when the city council shall by vote decide to elect a board of commissioners as

City council, shall elect city officers.

## CHAP. 462

aforesaid they shall be elected, one for three years, one for two years, and one for one year; after the first election one member thereof shall be elected annually, a collector of taxes, a school agent, one member of the superintending school committee or a supervisor and one or more city constables. All said officers and agents shall hold their offices during the ensuing year and until others are elected and qualified in their stead, unless sooner removed by the city council; and all moneys received and collected for and on account of the city by any officer or agent thereof, shall forthwith be paid into the city treasury. The city council shall take care that moneys shall not be paid from the treasury unless granted or appropriated; shall secure a prompt and just accountability by requiring bonds with sufficient penalties and sureties from all persons trusted with the receipt or custody of the public money; shall have the care and superintendence of the city public buildings and the custody and management of all city property, with power to let or sell what may be legally let or sold, and to purchase in the name of the city such real or personal property, not exceeding the sum of two hundred thousand dollars, including the property now owned by the city, as they deem of public utility. And the city council shall, as often as once a year, cause to be published, for the information of the inhabitants, an account of receipts and expenditures and a schedule of the city property, and no money shall be paid from the city treasury unless the same be appropriated by the city council and upon a warrant signed by the mayor, which warrant shall state the appropriation under which the same is drawn.'

--tenure.

--all money shall be paid into the city treasury.

--care of public buildings.

--shall publish account of receipts and expenditures.

--money shall not be paid out, except on warrant of mayor.

Sec. 20, amended.

Lots benefited by improvements, may be assessed.

SECT. 2. Section twenty of the city charter of Rockland, is hereby amended so that the same as amended, shall read as follows :

'SECT. 20. Whenever the city council shall determine, by vote, to pave any street or way, or any portion thereof, in said city, with stones or other pavement, macadamize the same, pave the gutters with granite or cobble stones, construct catch basins, build sidewalks of brick, granite, concrete, artificial stone or other material, except wood, it shall be lawful to assess the lots or parcels of land adjacent to and bounded on such street or way, in such proportion as the said lots are benefited or made more valuable by such im-

provement. No lot or parcel of land shall be assessed more than one-third of the cost upon each side of the street for pavement and street improvements, except for sidewalks, as aforesaid, and in the case of such sidewalks, the amount assessed shall not exceed one-half the cost, the city to pay not less than one-third of the cost of street improvements and not less than one-half of the cost of permanent sidewalks. The amount to be assessed upon said lots shall be determined by the board of assessors, added to the annual tax, and committed to the collector for collection in the same manner as other taxes, and there shall be the same lien upon the real estate so assessed that there is in the case of other taxes. Property owners who are aggrieved by the assessments aforesaid may have the right, so far as relates to said assessments to appeal therefrom to the supreme judicial court, which shall determine the amount to be paid in the same manner that land damages are to be determined under the provisions of section nineteen of this charter.'

—assessments, how determined and collected.

—owners, aggrieved by assessment, may appeal to S. J. Court.

SECT. 3. This act shall take effect when approved.

Approved February 28, 1889.

### Chapter 463.

An Act to incorporate the Ellis Pond Improvement Company.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. Edward Plummer, G. C. Moses, W. E. Plummer and W. H. Newell, their associates and successors, are hereby constituted a body corporate by the name of the Ellis Pond Improvement Company, with all the rights, powers and privileges, and subject to all the liabilities of similar corporations.

Corporators.

Corporate name.

SECT. 2. Said corporation may construct and maintain a dam at the outlet of Ellis pond in the town of Roxbury, county of Oxford and state of Maine, for the storage of water for log driving purposes, and may clear and remove the natural obstructions from, and widen the channel of the stream from said outlet, to its junction with Ellis river, in the town of Andover in said county, and may place dams, side dams and sluices therein between the points named, for

Authorized to construct dam.

—purposes.]