

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-SEVENTH LEGISLATURE

OF THE

## STATE OF MAINE

1895.

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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:  
BURLEIGH & FLYNT, PRINTERS TO THE STATE.  
1895.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1895.

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CHAP. 194 said company and in addition to the preferred stock which it was authorized to issue by said chapter two hundred and fifty of the private and special laws of eighteen hundred and ninety-one, and chapter three hundred and twelve of the private and special laws of eighteen hundred and ninety-one, for the purpose of carrying out the provisions of this act.

Amount Co.  
shall  
subscribe for,  
limited.

SECT. 11. In any event, said county shall not subscribe for more than two hundred and twenty-eight thousand dollars of such preferred stock in addition to the amount subscribed by virtue of said chapter two hundred and fifty of the private and special laws of eighteen hundred and ninety-one, and in case said branch and said extension of the main line of said railroad are not long enough to require at the rate of four thousand dollars per mile, the full amount of two hundred and twenty-eight thousand dollars, then only so much of said amount as may be required to assist at the rate of four thousand dollars per mile is to be so taken in preferred stock by said county.

SECT. 12. This act shall take effect when approved.

Approved March 14, 1895.

### Chapter 194.

An Act to divide the town of Cape Elizabeth in the county of Cumberland, and to fix the names of the respective portions thereof.

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

Set off. SECT. 1. All that part of the town of Cape Elizabeth, which lies southerly of the following described line, namely: Beginning on the northeasterly side of said town near the southerly side of Danforth cove and at a point on the sea shore where the division line between said Danforth cove property on the north and certain Owen property on the south meets tide water, thence westerly on said division line to the easterly side line of the Point road, thence westerly across said road to the division line between land formerly of the estate of Samuel B. Angell on the north and land of the heirs of the late Charles W. Goddard on the south and running westerly along said division line and crossing Cape Cottage road to the westerly corner of land of Samuel B.

—boundaries.

Angell to a stone monument; thence northerly over land of certain Jordan heirs to the southerly corner of land of the heirs of Daniel Pillsbury and the easterly corner of land of Catherine D. Sawyer; thence southwesterly along the division line between said Sawyer's land and land of said Jordan heirs to the southerly corner of said Sawyer's land to the so called Ephraim Sawyer corner; thence northerly on line of said Sawyer's land about nineteen feet to the easterly corner of land of Margaret D. Flint; thence southwesterly on the division line between said Flint's land and certain Twitchell land to the southerly corner of said Flint's land and to the easterly side of the Middle road; thence southwesterly across said Middle road and across land now of Albion Burbank about thirty-nine and one quarter rods to land of E. H. Woodbury heirs; and same course across said Woodbury's land about twenty and one-half rods to the easterly end of the so called Jordan Roberts brook and to the most southerly corner of land of Jordan Roberts' heirs; thence southwesterly along the middle of said brook to the so called Charles Waterhouse road and along said brook crossing said road, to the northeasterly side line of the Ocean House road; thence northerly along this said side line of said road thirty-four and one-half rods to a point opposite of the end of the division line between land of E. W. Place and Charles Lendall; thence southwesterly along said division line between said Lendall's land on the north and said Place's land on the south, to the northeasterly side line of the Mark Dyer farm; thence northwesterly along said side line of the said Mark Dyer farm about sixty and one-third rods to the southerly side line of the Jonah Dyer road; thence crossing said road six rods to a point in the southwesterly side line of the Stillman Dyer road; thence northwesterly along the said side line of the said Stillman Dyer road about fifty-five and three-fourths rods to the northerly corner of the said Mark Dyer farm; thence southwesterly along the division line between said Mark Dyer farm and land of certain Higgins brothers, eighty-one and one-half rods to the westerly corner of the said Mark Dyer farm and to the northerly corner of the Silas Dyer farm; thence southwesterly along the division line between said Silas Dyer farm and said Higgins' land, to the southerly

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corner of said Higgins' land; thence northwesterly along the southerly side line of the said Higgins' land, and adjoining said Silas Dyer farm, to the most northerly corner of said Silas Dyer farm; thence southwesterly along the northerly side line of said Silas Dyer farm adjoining certain Stanwood land, to the westerly corner of said Silas Dyer farm; thence southeasterly along the southwesterly side line of said Silas Dyer farm and adjoining certain Whitney land to the easterly corner of said Whitney land and the northerly side line of Jonah Dyer farm; thence southwesterly by said line of the Jonah Dyer farm and adjoining said Whitney land to the northeasterly side of the George Fickett road; thence northwesterly along the northeasterly side line of said road twenty-eight and one-half rods to a point opposite the northerly side line of the Silvanus Higgins farm; thence westerly and southwesterly along the said side line of said Higgins' farm, to the westerly corner thereof; thence continuing the same course as the last part of said last described side line to the dividing line between said town of Cape Elizabeth and the town of Scarborough, is hereby set off from said town of Cape Elizabeth, and incorporated, with the inhabitants thereof, into a separate town by the name of Cape Elizabeth; and the name of the remaining portion of said town, lying northerly of said line shall be the town of South Portland. Said towns of South Portland and Cape Elizabeth shall have all the privileges and powers, and be subject to all the duties and liabilities of towns as provided by the general statutes of the state.

Cape Elizabeth.

South Portland.

All taxes now due, shall be paid to Cape Elizabeth.

—all moneys in treasury, shall be applied to purposes for which raised.

SECT. 2. The inhabitants of said new town of Cape Elizabeth shall be holden to pay all taxes which have been legally assessed upon them in the town of Cape Elizabeth, and the collectors of taxes for said town are authorized and required to collect and pay all the taxes to them committed, according to their respective warrants. All moneys now in the treasury of said town 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 present town of Cape Elizabeth shall have the same powers and perform the same duties as they now have and perform within the limits of said new town of Cape Elizabeth, until the organization of said new town by the choice of like town officers.

SECT. 3. The existing liabilities of the present town of Cape Elizabeth, shall be divided as follows: The town debt shall be borne by said towns in proportion to the valuation of taxable property and estate within their respective territories, as taken by the assessors in April eighteen hundred and ninety-four; and shall continue to pay the same proportion of the state and county taxes assessed upon the present town of Cape Elizabeth, until a separate valuation shall be made by the state assessors. All paupers now supported or aided by the present town of Cape Elizabeth, or that may hereafter become chargeable as paupers, shall, after division, be chargeable to and maintained and supported by the new town of Cape Elizabeth or the town of South Portland, according as their last settlement may fall within the respective territories of said towns.

Existing liabilities, now divided.

—pauper settlements.

SECT. 4. All town property, real and personal, now situated within the limits of said new town of Cape Elizabeth, shall become the property of said new town, and all town property real and personal now situated within the limits of said town of South Portland, shall become the property of said town of South Portland.

Town; property shall remain property of town where situated.

SECT. 5. Until a new apportionment of the state shall be made, the towns of Cape Elizabeth and South Portland shall constitute one representative district, and the inhabitants of said towns shall vote at such polling places in their respective towns as shall be established by law.

Representative district.

SECT. 6. The selectmen for the present town of Cape Elizabeth shall have full power and authority, and be required to call upon petition as now provided by statutes relating to calling town meetings, the first annual meeting for said new town of Cape Elizabeth, and town of South Portland.

Selectmen shall call first annual meeting of each town.

SECT. 7. All by-laws now in force in the present town of Cape Elizabeth shall continue to be the by-laws of the town of South Portland.

All by-laws shall continue in force.

SECT. 8. This act shall take effect when approved.