

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE

1899.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1899.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1899.

Section 4. Said corporation shall have power to cross any watercourse or public or private sewer, or to change the direction thereof when necessary for the purposes authorized by this act, but in such manner as not to obstruct or impair the use thereof, and said corporation shall be liable for any injury caused thereby. Whenever the said company shall lay down any pipes in any street, or make alterations or repairs upon its works in any street, it shall cause the same to be done with as little obstruction to public travel as may be practicable, and shall at its own expense without unnecessary delay cause the earth and pavements removed by it to be replaced in proper condition. Said corporation is hereby authorized to lay, construct and maintain its pipes under, in and over Sabattus stream, and to build and maintain all necessary structures therefor.

Section 5. This act shall take effect when approved.

Approved February 6, 1899.

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Authorized to cross any public or private sewer.

—liable for injuries.

—shall not obstruct public travel.

Chapter 11.

An Act to annex the city of Deering to the city of Portland.

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

Section 1. The city of Deering is hereby annexed to and is a part of the city of Portland, and the inhabitants and territory of Deering are subject to the charter and ordinances of Portland, and to the acts amendatory thereof and supplemental thereto, except as herein otherwise provided.

Deering annexed to Portland.

Section 2. The city of Portland as herein enlarged shall be divided into nine wards, and until the city council shall have revised the ward lines in the manner provided by law, ward eight shall consist of that part of the city of Deering lying westerly of the following described line, namely: beginning on Back Bay at a point where the center of Pearl street in said Portland if extended would intersect the present boundary line of Portland; thence in a straight line across Back Bay to the center of Chenery street in the city of Deering; thence by the center of Chenery street to the center of Ocean street; thence by the center of Ocean street to the center of Forest avenue; thence by the center of Forest avenue to the center of Pleasant street; thence by the center of Pleasant street to the center of Stevens Plains avenue; thence by the center of Stevens Plains avenue to the center of Spring street; thence by the center of Spring street to the center of Brighton street; thence by the center

Wards of enlarged Portland.

—limits of ward eight.

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—ward nine.

—organiza-
tion and
representa-
tion.

—number of
aldermen,
council and
school com-
mittee.

Annual
election.

—election
of school
committee
in new
wards.

Place of
ward meet-
ings of
wards eight
and nine.

First meet-
ings of
wards eight
and nine.

—election of
officers.

—ballot and
election
clerks.

Lists of
voters in
ward eight,
how pre-
pared.

—ward
nine.

of Brighton street to the Westbrook city line; and ward nine shall consist of that part of the city of Deering lying easterly of said line. Each of these wards so constituted shall have the same form of organization and the same representation in the city government and in the school committee of Portland as each of the other wards of said city, so that hereafter the number constituting the board of aldermen shall be nine, the number constituting the common council shall be twenty-seven, and the number constituting the school committee shall be ten.

Section 3. On the first Monday in March in the year of our Lord one thousand eight hundred and ninety-nine, and thereafter annually, the qualified electors of each of said nine wards shall ballot for mayor, one alderman, three common councilmen, a warden and a clerk, and two constables, on one ballot in the manner provided by law. At said election for one thousand eight hundred and ninety-nine the electors of ward eight shall likewise ballot for a member of the school committee to serve for one year; and the electors of ward nine shall likewise ballot for a member of the school committee to serve for two years, and thereafter the electors in each of said wards shall elect a member of the school committee for two years.

Section 4. The ward meetings in said ward eight shall be held at the present ward five ward room of Deering, and the meetings in said ward nine shall be held at the present ward two ward room of Deering, until the city council shall otherwise provide.

Section 5. The warrants for the first ward meetings in said wards eight and nine shall be made returnable by the constable posting the same, to some voter in each of said wards designated by the municipal officers of Portland, who shall call said ward meetings to order for the election by open ballot of a warden to preside at said meeting, and a ward clerk, and the warden and clerk so elected shall qualify and perform all the duties devolving upon the warden and ward clerk under the provisions of law. The necessary ballot and election clerks for wards eight and nine shall be appointed according to law by the municipal officers of the city of Portland.

Section 6. From the lists of voters now registered in the several wards of Deering, the board of registration of Deering shall prepare two new lists, one to contain the names of all voters whose registered residence is within the limits of said ward eight which list shall be the list of registered voters for said ward eight, and the other to contain the names of all voters whose registered residence is within the limits of said ward nine, which list shall be the list of registered voters for said ward

nine, and shall deliver said new lists together with their records to the board of registration of Portland at least twelve days prior to the next municipal election, and thereafter changes therein may be made as in the lists of registered voters in other Portland wards.

Section 7. Upon the approval of this act, all the city property of Deering together with all city moneys in the hands of the treasurer thereof, or under his control, becomes the property of the city of Portland, and the city of Portland shall assume all obligations of the city of Deering then existing, and all indebtedness both temporary and bonded, and shall provide for the payment thereof according to the terms under which said indebtedness was contracted.

All city property shall belong to city of Portland.

—indebtedness, assumed.

Section 8. Until the inauguration of the mayor and city council to be elected on the first Monday of March, in the year of our Lord one thousand eight hundred and ninety-nine, as hereinbefore provided, the present municipal officers, public officials, school committee and police officers of Deering, shall continue in office for the purpose of performing the duties required of them by law, and by the terms of this act; but upon said inauguration the terms of all of them shall end.

Present officers of Deering shall continue till others are chosen.

Section 9. All persons upon whom taxes have been legally assessed by the city of Deering, and who have not paid the same, shall be required to make payment thereof to the several collectors to whom warrants for the collection of said taxes have been issued, and said collectors shall pay over the same to the treasurer of the city of Portland. Unpaid sidewalk, drain and sewer assessments legally assessed by the city of Deering shall be collected in the manner provided by the Deering charter and ordinances, and the city of Portland shall have the same rights to enforce payment of said taxes, and sidewalk, sewer and drain assessments as the city of Deering would have had but for the passage of this act.

Unpaid taxes, how collected.

Section 10. All rights, contracts, claims, immunities, privileges and franchises which might be exercised by the city of Deering may be exercised and enforced by the city of Portland as its successor; and all privileges, exemptions and immunities granted by the city of Deering shall remain binding upon the city of Portland.

All contracts, etc., may be enforced by city of Portland.

Section 11. Upon the day of the inauguration of the mayor and city council to be elected on the first Monday of March, in the year of our Lord one thousand eight hundred and ninety-nine, as hereinbefore provided, the control and superintendence of the present public schools of Deering shall be vested in the school committee of Portland to the same extent and in the same

Control of public schools, shall be vested in city of Portland.

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manner as are other public schools of Portland, and the school facilities now furnished by the city of Deering shall not be hereafter curtailed or abridged, and the high school in Deering shall be continued on at least an equality as to privileges and standards with said school as at present maintained, and as a branch of the present Portland high school.

All official records shall be transferred to city of Portland.

—authentication of public records.

Municipal court, abolished.

—pending business, how disposed of.

—judgments, etc., of supreme judicial court, how enforced.

—records to be transferred to city of Portland.

Representatives to

Section 12. All official records and documents in the city of Deering shall be transferred from the several departments to which they respectively belong to the corresponding department in the city of Portland, and the production, attestation or authentication of the same by the respective official custodian of the records of said several departments in the city of Portland shall have the same effect in any legal proceedings as if produced, attested or authenticated by the custodian of the records of the department in said Deering from which the same were severally transferred.

Section 13. The Deering Municipal Court is hereby abolished, but for the purpose only of closing the business pending therein at the time of the approval of this act, the entire jurisdiction thereof, civil and criminal, shall be conferred upon the municipal court for the city of Portland, which court shall issue all executions or other process necessary to carry into effect any judgment, order or decree of said Deering Municipal Court. All complaints, civil suits, recognizances, appeals in civil or criminal cases, and all other processes, civil or criminal, pending in said Deering Municipal Court, shall be transferred forthwith to the municipal court for the city of Portland, to be entered on the docket thereof, and be heard and disposed of as if originally entered in said municipal court for the city of Portland; and all writs, petitions, warrants, and all processes whatever, returnable to said Deering Municipal Court, shall be returnable to and be entered on the docket of said municipal court for the city of Portland, and shall be heard and disposed of in said municipal court for the city of Portland as if originally entered therein. The judgments, decisions, orders and decrees of the supreme judicial court, at any law term, made in cases originating in said Deering Municipal Court shall be certified to the recorder of the municipal court for the city of Portland. All records of the Deering Municipal Court and the custody of the same, shall be transferred to the recorder of the municipal court for the city of Portland to whose attestation of the same, or their contents, full faith shall be given.

Section 14. Until the next apportionment of representation for the legislature, the inhabitants of said wards eight and nine

shall be entitled to one representative, to be elected by said inhabitants at meetings held in the respective wards.

Section 15. All acts or parts of acts inconsistent herewith, are hereby repealed.

Section 16. This act shall take effect when approved.

Approved February 6, 1899.

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the legisla-
ture.

Inconsis-
tent acts,
repealed.

Chapter 12.

An Act to incorporate the Manufacturers Trust Company.

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

Section 1. Fred B. Wiggin, Luther R. Moore, Daniel A. Hurd and Frank C. Deering, or such of them as may by vote accept this charter, with their associates, successors and assigns, are hereby made a body corporate and politic to be known as the Manufacturers Trust Company, and as such shall be possessed of all the powers, privileges and immunities and subject to all the duties and obligations conferred on corporations by law.

Corporators.

—corporate
name.

Section 2. The corporation hereby created shall be located at Saco, York county, Maine.

Location.

Section 3. The purposes of said corporation and the business which it may perform, are: first, to receive on deposit, money, coin, bank notes, evidences of debt, accounts of individuals, companies, corporations, municipalities and states, allowing interest thereon, if agreed, or as the by-laws of said corporation may provide; second, to borrow money, to loan money on credits, real estate, personal or collateral security, and to negotiate loans and sales for others; third, to own and maintain safe deposit vaults, with boxes, safes and other facilities therein, to be rented to other parties for the safe keeping of moneys, securities, stocks, jewelry, plate, valuable papers and documents, and other property susceptible of being deposited therein, and may receive on deposit for safe keeping, property of any kind entrusted to it for that purpose; fourth, to act as agent for issuing, registering and countersigning certificates, bonds, stocks, and all evidences of debt or ownership in property; fifth, to hold by grant, assignment, transfer, devise or bequest, any real or personal property or trusts duly created, and to execute trusts of every description; sixth, to act as assignee, receiver, executor, and no surety shall be necessary upon the bond of the corporation, unless the court or officer

Purposes.