

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth  
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

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Published by the Secretary of State, in conjunction  
with the Revisor of Statutes in accordance with the  
Resolves of the Legislature approved June 28, 1820,  
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August 6, 1930 and April 2, 1931.

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# **Private and Special Laws**

OF THE

# **STATE OF MAINE**

As Passed by the Eighty-Eighth Legislature

AT THE

SPECIAL SESSION, OCTOBER 26-29

**1937**

Supplementary to Private and Special Acts of the Regular Session

[supplied from page 9 of volume]

## Chapter 107.

### AN ACT to Provide for the Surrender by Town of Albany of Its Organization.

**Emergency preamble.** Whereas, the town of Albany is unable to fulfill its obligations as a town any longer; and

Whereas, unless provisions for its immediate deorganization are made, the town will not be able to meet its obligations; and

Whereas, it is necessary to provide for proper care of the poor of said town and proper education for its children; and

Whereas, these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore

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

**Sec. 1. Organization of town of Albany may be surrendered.** The organization of the town of Albany in the county of Oxford as heretofore adopted is hereby surrendered; provided, however, that the corporate existence, powers, duties and liabilities of said town shall survive for the purpose of prosecuting and defending all pending suits and causes of suits to which said town is, or may be, a party and all needful process growing out of the same, including provisions for the payment of all or any judgments or debts which may be rendered against such town or exist in favor of any creditor.

**Sec. 2. School fund and unexpended funds.** The school fund deposited to the credit of said town and all funds unexpended for school purposes at the time when this act becomes effective out of amounts raised by said town for school purposes or out of amounts paid by the state for school purposes shall be paid by the treasurer of said town or such other person in whose custody such funds may be, to the treasurer of state. Such amounts, so received, shall be added to the unorganized township funds as provided in section 23 of chapter 11 of the revised statutes.

**Sec. 3. Referendum.** This act shall take effect immediately after its approval by the governor for the purpose of permitting its acceptance or rejection by the legal voters of the town of Albany at any special town meeting legally called for the acceptance of this act before January 1, 1938; an appropriate article being inserted in the call for said meeting.

If a majority of the qualified voters of the town, present and voting, vote in acceptance of this act it shall become operative on January 1, 1938. A certificate of such vote shall be filed by the town clerk with the secretary of state.

**Emergency clause.** In view of the emergency cited in the preamble hereof this act shall take effect when approved.

Approved October 29, 1937.

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## Chapter 108.

### AN ACT Relating to the Purity of the Drinking Water Supplied to North Windham.

**Emergency preamble.** Whereas, the inhabitants in that part of the town of Windham known as North Windham are suffering from an inadequate supply of pure water, and

Whereas, under the provisions of chapter 26 of the private and special laws of 1937, the Portland Water District was authorized to take water from Chaffin pond in said North Windham for the purpose of supplying water to said inhabitants, and

Whereas, the public utilities commission of Maine has ordered the Portland Water District to furnish such supply of water, and said District is now constructing a water system for that purpose and proposes to take water from Chaffin pond, and

Whereas, it is necessary to protect the water in said Chaffin pond from contamination, and heretofore said pond has been used for the purpose of boating, bathing and fishing, and a continuation of such uses will tend to pollute the waters of said pond and render the same unsuitable for use as a public water supply, and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore

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

**Bathing and fishing forbidden in Chaffin pond.** Chapter 26 of the private and special laws of 1937 is hereby amended by numbering the act as section 1 and adding thereto the following sections: