

MAINE STATE LEGISLATURE

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DOCUMENTS

PRINTED BY ORDER OF

THE LEGISLATURE,

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1834.

FOURTEENTH LEGISLATURE.

NO. 7.

HOUSE.

STATE OF MAINE.

IN THE YEAR OF OUR LORD, ONE THOUSAND EIGHT
HUNDRED AND THIRTY THREE.

AN ACT providing for the election of County
Commissioners.

SECT. 1. *Be it enacted by the Senate and
2 House of Representatives in Legislature as-
3 sembled:* That on the second Monday of Sep-
4 tember next, there shall be chosen in each
5 County, within this State, by the written votes
6 of such persons as are qualified by the Consti-
7 tution to vote for Representatives in the several
8 towns and plantations and city of Portland,
9 three discreet, suitable persons, inhabitants of
10 such County, as County Commissioners. The
11 persons so voted for shall be severally designat-
12 ed on the ballots as First Commissioner, Second

13 Commissioner, and Third Commissioner. The
14 votes for such Commissioners shall be counted
15 and sorted in town or plantation meeting, by
16 the Selectmen or Assessors thereof, and the
17 town or plantation Clerk. The names of each
18 person voted for, and the number of votes given
19 for him, shall be recorded in the town or plan-
20 tation book. An attested copy of such record,
21 shall be transmitted under seal to the Clerk of
22 the Courts of the County, who shall lay the
23 same before the County Commissioners at their
24 next meeting, subsequent to said election. At
25 such meeting the said returns shall be opened
26 and compared by the said Commissioners to-
27 gether with the County Attorney and Clerk.
28 The person having the greatest number of votes
29 for First Commissioner, shall be Chairman, and
30 shall hold his office for three years and until an-
31 other shall be chosen and qualified to act in his
32 place. The person having the greatest number
33 of votes for second Commissioner shall hold that
34 office for two years and until another shall be
35 chosen and qualified in his stead. The person
36 having the greatest number of votes for Third
37 Commissioner shall hold that office for one year

38 and until another shall be chosen and qualified
39 in his stead. On the day of election of State
40 Officers, in the year eighteen hundred and thirty
41 four, and annually thereafter, one Commissioner
42 shall be chosen in the above manner in each
43 County to fill the place of the one whose term
44 shall expire at that time, and shall hold his office
45 for three years and until another shall be chosen
46 and qualified in his stead. Each Commissioner
47 chosen agreeably to the provisions of this Act
48 shall be qualified to act as such by being sworn
49 before the County Attorney or Clerk to the faith-
50 ful discharge of the duties of his office. When-
51 ever any vacancy shall happen by the removal
52 from the County, death, failure in electing of
53 any Commissioner, or by the election of the
54 Second or Third Commissioner to be First
55 Commissioner, or in any other way, it shall be
56 the duty of the remaining Commissioners or
57 Commissioner, to issue a warrant directed to
58 the Selectmen of the several towns, and Asses-
59 sors of the several plantations in the county, re-
60 quiring them to warn a meeting of the persons
61 in their several towns and plantations qualified
62 to vote as above, for the choice of such Commis-
63 sioner or Commissioners on the day of the next

64 annual election of State or Town officers, which-
 65 ever may first happen. And the person or per-
 66 sons so elected shall hold their offices respect-
 67 ively for so much of the term of the Commis-
 68 sioner in whose place they shall be elected as
 69 shall remain unexpired. If the places of all the
 70 Commissioners shall be vacant at one time, the
 71 Clerk, or in case he shall be absent or his office
 72 vacant, the county Attorney, shall issue a war-
 73 rant for an election as aforesaid. Every thing
 74 in this act applicable to the Selectmen of towns
 75 shall be applicable to the officers who perform
 76 the duties of Selectmen in the city of Portland.

SECT. 2. *Be it further enacted,* That the
 2 County Commissioners elected agreeably to the
 3 provisions of this Act, shall in their respective
 4 Counties, have, exercise and perform all the
 5 powers, authorities and duties which by law are
 6 now exercised and performed by the County
 7 Commissioners.

SECT. 3. *Be it further enacted,* That the
 2 first section of an Act entitled " An additional
 3 Act directing the method of laying out and ma-
 4 king provision for the repair and amendment of
 5 highways, and providing for the appointment of
 6 County Commissioners," passed on the tenth

7 day of **M**arch in the year of our **L**ord one thou-
8 sand eight hundred and thirty-one, and all acts
9 and parts of acts inconsistent with the provisions
10 of this act shall be, and the same hereby are re-
11 pealed. **T**his **A**ct shall take effect from and
12 after the first day of **N**ovember next ; but the
13 said **C**ommissioners shall be elected and may
14 be qualified before that time.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
January 24, 1894. }

Ordered, That three hundred copies of the foregoing Bill be printed for the use of the Legislature.

[Extract from the Journal.]

Attest, ASAPH R. NICHOLS, *Clerk.*