

# MAINE STATE LEGISLATURE

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# DOCUMENTS

PRINTED BY ORDER OF

# THE LEGISLATURE

OF THE

# STATE OF MAINE,

DURING ITS SESSIONS

**A. D. 1842.**

*AUGUSTA:*

SMITH & Co., PRINTERS TO THE STATE.

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1842.

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**TWENTY-SECOND LEGISLATURE.**

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**NO. 16.]**

**[SENATE.**

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**A N A C T**

**IN RELATION TO**

**COUNTY OFFICERS.**

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**[WM. R. SMITH & Co.....Printers to the State.]**



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# STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED  
AND FORTY-TWO.

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AN ACT for the election of certain County Officers.

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*Be it enacted by the Senate and House of Rep-  
2 resentatives in Legislature assembled—as follows :*  
3     SECT. 1. There shall be chosen in each Coun-  
4 ty in this State, on the second Monday of Septem-  
5 ber next by the written votes of such persons as  
6 are by the Constitution qualified to vote for Rep-  
7 resentatives in the several cities, towns, and plan-  
8 tations, one person for Clerk of the Courts, and  
9 one person for County Attorney, who shall con-  
10 tinue in office for the term of three years each,  
11 and three persons for County Commissioners,  
12 who shall continue in office to wit: the County  
13 Commissioner having the highest number of votes  
14 three years, the County Commissioner having the  
15 next highest number of votes two years, and the

16 Commissioner having the smallest number of votes  
17 one year, and if any two or more County Com-  
18 missioners shall have an equal number of votes,  
19 the Governor with advice of Council shall desig-  
20 nate which shall hold the longer term, and all  
21 vacancies hereafter occasioned by expiration of  
22 term of office shall be filled on the second Mon-  
23 day of September next preceding such expira-  
24 tion with a person chosen for the term of three  
25 years, and in all cases the votes shall be received,  
26 sorted, counted and declared, in like manner as  
27 the votes for Representatives, the names of the  
28 persons voted for, and the number each person  
29 had, shall be recorded by the clerk in the city,  
30 town or plantation books; and true copies of  
31 said records, attested in the same manner as the  
32 returns of votes for Senators, shall be trans-  
33 mitted to the office of Secretary of State, within  
34 thirty days from said second Monday of Sep-  
35 tember.

SECT. 2. The Governor and Council, on or be-  
2 fore the first Monday of December, in each year,  
3 shall open and compare the votes returned as  
4 specified in the first section of this act; and

5 the persons having a majority of the votes for  
6 either of the offices aforesaid, after being noti-  
7 fied of his election by the Secretary of State,  
8 and being duly sworn, shall enter upon the duties  
9 of their respective offices, on the first Monday  
10 of January, in each year.

SECT. 3. If, upon comparing the votes as  
2 aforesaid, no person shall have a majority of  
3 the votes, or the person chosen to either of  
4 said offices, shall die or resign, or move out  
5 of the County, before the time for which he was  
6 elected shall expire, then and in such case the  
7 Governor with advice of Council, shall appoint  
8 some suitable person to fill the vacancy, until  
9 another shall be chosen in his place, which elec-  
10 tion shall take place on the second Monday of  
11 September next after such vacancy shall have  
12 happened.

SECT. 4. The County Commissioners in each  
2 County in this State, shall at their first meeting  
3 on or after the first Monday of January of each  
4 year, designate the Commissioner which shall  
5 act as Chairman for the year. And all acts and  
6 parts of acts inconsistent with the provisions of  
7 this act, are hereby repealed.

STATE OF MAINE.

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IN SENATE, February 10, 1842.

ORDERED, That 300 copies of the foregoing Bill be printed  
for the use of the Senate.

[Extract from the Journal.]

Attest,

JERE HASKELL, *Secretary.*