

MAINE STATE LEGISLATURE

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Sixty-Sixth Legislature.

HOUSE.

No. 155.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-THREE.

AN ACT to incorporate the city of Eastport.

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

SECTION 1. The inhabitants of the town of Eastport in
2 the county of Washington shall in case of the acceptance
3 of this act by the voters of said town, as hereinafter pro-
4 vided, continue to be a body politic and corporate under
5 the name of the city of Eastport, and as such shall have,
6 exercise and enjoy all the rights, immunities, powers,
7 privileges and franchises, and shall be subject to all the
8 duties and obligations now appertaining to, or incumbent
9 upon said town as a municipal corporation, or appertain-
10 ing to or incumbent upon, the inhabitants or selectmen
11 thereof; and may ordain and publish such by-laws,

12 ordinances and regulations, not inconsistent with the
13 constitution and laws of this State, as shall be needful to
14 the good order of said body politic; and impose fines and
15 penalties for the breach thereof, not exceeding twenty
16 dollars for any one offence which may be recovered to the
17 use of said city, by action of debt, or on complaint.

SECT. 2. The administration of all fiscal, prudential
2 and municipal affairs of said city with the government
3 thereof shall be vested in an officer to be called the mayor,
4 and one council of ten to be denominated a board of
5 aldermen; all of whom shall be inhabitants of said city
6 and legal voters therein. Said mayor and aldermen shall
7 constitute the city council, and shall be sworn or affirmed
8 in the form prescribed by the constitution of the state for
9 state officers.

SECT. 3. For the purpose of holding elections, the
2 territory of said city shall, as soon as may be after the
3 first election under this act, be divided by ordinance by
4 the city council into four wards to contain as near as may
5 be consistently with well defined limits, an equal number
6 of legal voters; and it shall be the duty of the city coun-
7 cil once in ten years, and not oftener than once in five
8 years, to review, and, if it be needful, to alter such
9 wards in such manner as to preserve as nearly as may be,
10 an equal number of legal voters in each ward.

SECT. 4. The mayor and the city clerk shall be elected
2 from the citizens at large, by the legal voters of the city
3 voting in their respective wards. Two aldermen, one
4 member of the school committee, a warden, a ward clerk
5 and one constable shall be elected by each ward, being
6 residents in the ward where elected. All of said officers

7 shall be elected by ballot by a plurality of the votes given,
8 and shall hold their offices one year from the second
9 Monday in March, and until others shall be elected and
10 qualified in their places. All city and ward officers shall
11 be held to discharge the duties of their respective offices,
12 notwithstanding their removal after their election, into
13 any other wards in the city; but they shall not be so held
14 after they have taken up their permanent residence out
15 of the city.

SECT. 5. The municipal elections after the first, shall
2 take place annually on the first Monday in March. All
3 meetings of the citizens for municipal purposes shall be
4 notified and called in their respective wards, by the mayor
5 and aldermen, in the manner provided by the laws of this
6 State for notifying and calling town meetings by the
7 selectmen of the several towns. The wardens shall pre-
8 side at all ward meetings, with the powers of moderators
9 at town meetings; and if at any ward meeting the warden
10 shall not be present, the clerk shall preside till a warden,
11 pro tempore, shall be chosen. If neither the warden or
12 clerk is present, any legal voter in the ward shall preside
13 till a clerk, pro tempore, shall be chosen and qualified.
14 The legal voters in each ward may choose two persons to
15 assist the warden in receiving, sorting and counting votes.

SECT. 6. Whenever two or more persons are to be
2 elected to the same office, the several persons up to the
3 number to be chosen, receiving the highest number of
4 votes, shall be deemed and declared to be elected. If it
5 shall appear that there is no choice of mayor, or any of
6 the other officers to be elected from the citizens at large,
7 or from any of the several wards, or if the person elected

8 mayor, or any person or persons elected to any other of
9 the offices aforesaid, shall refuse to accept the office, or
10 shall die before qualifying, or if a vacancy in the office
11 of mayor shall occur subsequently, and more than three
12 months previous to the expiration of the municipal year,
13 warrants shall forthwith be issued for a new election, and
14 the same proceedings shall be had in all respects as here-
15 inbefore provided, and shall be repeated until such elec-
16 tion is completed. A vacancy occurring in the office of
17 city clerk by death, resignation or removal from the city,
18 shall be filled for the unexpired term by election by the
19 city council.

SECT. 7. All meetings for the election of national,
2 state and county officers, shall be notified and warned, and
3 conducted in the manner provided by the constitution and
4 laws of the State.

SECT. 8. General meetings of the citizens qualified to
2 vote may, from time to time, be held to consult upon the
3 public good, to instruct their representatives and to take
4 all lawful measures to obtain redress for any grievances
5 according to the right secured to the people by the Consti-
6 tution of this State ; and such meeting shall be duly warned
7 by the mayor upon the request of fifty qualified voters.

SECT. 9. The mayor elect, and the aldermen elect, shall
2 annually, on the second Monday in March, at ten o'clock
3 in the forenoon, meet and be sworn to the faithful dis-
4 charge of their duties. The oath shall be administered at
5 their first meeting after the acceptance of this act, by the
6 town clerk or any justice of the peace, and in subsequent
7 years, by the city clerk or any justice of the peace, and
8 shall be duly certified on the journal of the city council.

9 The city clerk shall be sworn by the city clerk of the
10 previous year or any justice of the peace. In case of the
11 absence of the mayor-elect on the second Monday in
12 March, or if a mayor shall not then have been elected,
13 the oath of office may at any time thereafter, be admin-
14 istered to him in the presence of the city council; and
15 at any time thereafter in like manner the oath of office
16 may be administered to any member of the city council
17 who has been previously absent, or has been subsequently
18 elected; and every such oath shall be duly certified as
19 aforesaid.

SECT. 10. After the oath has been administered to the
2 aldermen present, they shall be called to order, at their
3 first organization, by the town clerk, and in subsequent
4 years by the city clerk, or, in case of the absence of the
5 clerk, by the oldest member present. The person so call-
6 ing the city council to order shall proceed to call the roll
7 of members, and each member shall declare his choice for
8 president of the city council who shall be a member
9 thereof. If no quorum is present an adjournment shall
10 be taken to a later hour, or to the next day, and thereafter
11 the same proceedings shall be had from day to day, until
12 a quorum shall be present. If any person receive a
13 majority of the votes of all the members of the city
14 council present such person shall be declared chosen
15 president thereof. If in the first day on which a quorum
16 is present no person receives such majority, the roll-call
17 shall be repeated until some person receives the vote of
18 such majority, or an adjournment is taken to the succeed-
19 ing day, and on such succeeding day when a quorum is
20 present, a plurality of those voting shall be sufficient for

21 an election. The president may be removed from office
22 by the affirmative vote of eight members of the city coun-
23 cil taken by roll call. The city clerk shall be, *ex-officio*,
24 clerk of the city council and shall keep a journal contain-
25 ing a record of the proceedings of the city council and a
26 record at large of all votes taken by roll call, and shall
27 sign and attest all ordinances and resolutions of the city
28 council.

SECT. 11. The mayor may at any time call a special
2 meeting of the city council, by causing written notification
3 thereof, together with a statement of the subjects to be
4 considered thereat, to be left at the usual place of resi-
5 dence of each member of the city council, at least twenty-
6 four hours before the time appointed for such meeting.

SECT. 12. The city council shall determine the rules
2 of its own proceedings, and be the judge of the election
3 returns and qualifications of its own members. In case
4 of the absence of the president, the city council shall
5 choose a president pro tempore, and a plurality of the
6 votes cast shall be sufficient for a choice. The vote of
7 the city council upon any question shall be taken by roll-
8 call, when the same is requested by at least three mem-
9 bers. A majority of all the members of the city council
10 shall constitute a quorum, but a smaller number may
11 adjourn from day to day. The city council shall, so far
12 as not inconsistent with this act, have and exercise all the
13 legislative powers of towns, and have all the powers, and
14 be subject to all the liabilities of city councils, and either
15 branch thereof under the general laws of this State. The
16 city council shall by ordinance determine the time of
17 holding its stated or regular meetings; and may, also,

18 in like manner, determine the manner of calling special
19 meetings of its members in addition to those which may
20 be called by the mayor.

SECT. 13. The city council shall, as soon as may be
2 after its organization in each year, choose an auditor of
3 accounts, who shall hold office for the term of one year,
4 and until his successor is chosen and qualified. A majority
5 of the votes of all the members of the city council, taken
6 by roll-call, shall be necessary for the choice of such
7 auditor; and he may be removed by an affirmative vote of
8 a majority of all the city council taken by roll-call.

SECT. 14. The city council shall, with the approval of
2 the mayor, have exclusive authority to lay out, widen or
3 otherwise alter, or discontinue any and all streets or
4 public ways in said city with or without petition therefor
5 and to estimate all damages sustained by the owners of
6 land taken for that purpose, a standing committee of five
7 members of the city council shall be appointed by its
8 president whose duty it shall be to lay out, alter, widen
9 or discontinue any street or way in said city first giving
10 notice of the time and place of their proceedings to all
11 parties interested as now required by law in case of town
12 ways. The committee shall first hear all parties inter-
13 ested and then determine and adjudge whether the public
14 convenience requires such street or way to be laid out,
15 altered or discontinued, and shall make a written return
16 of their proceedings signed by a majority of them, con-
17 taining the bounds and description of the street or way,
18 if laid out or altered and names of the owners of the
19 land taken, when known, and the damages allowed there-
20 for; the return shall be filed in the city clerk's office at

21 least seven days previous to its acceptance by the city
22 council. The committee shall estimate and report the
23 damages sustained by the owners of the land adjoining
24 that portion of the street or way which is so discontinued ;
25 and their report shall be filed with the city clerk seven
26 days at least before its acceptance. Any person aggrieved
27 by the decision or judgment of the city council in estab-
28 lishing, altering or discontinuing any streets or ways in
29 said city, may, so far as relates to damages, appeal there-
30 from as in the case of town ways.

SECT. 15. The city council may lay out, maintain and
2 repair all main drains or common sewers in said city, and
3 may assess upon the owners of the abutting lots and other
4 lots benefited thereby, and who shall enter the same
5 directly or indirectly, a proportional part of the charges
6 of making such drain or common sewer, to be ascertained
7 and assessed by said city council, and by them certified
8 after notice thereof in writing to the party to be charged,
9 or by public notice in some newspaper printed in said
10 county of Washington seven days at least before such
11 assessment is made ; but not less than one-third part of
12 the cost of such main drain or sewer shall be paid by the
13 city, and shall not be charged to the abutters. All
14 assessments so made shall constitute a lien on the real
15 estate so assessed, for two years after they are laid.
16 They shall be certified by the city council to the collector
17 of said city and his successors, with directions to collect
18 the same according to law, and may, together with inci-
19 dental costs and expenses, be levied by sale of such real
20 estate if the assessment is not paid within three months
21 after written demand of payment—such sale to be con-

22 ducted in the same manner as is provided in the general
23 laws of this State in case of non-payment of taxes by
24 resident owners, and with a similar right of redemption.
25 Any person who may deem himself aggrieved by such
26 assessment may appeal therefrom in like manner and with
27 like proceedings as are provided by the general laws of
28 this State in case of town ways. In case the assessment
29 made by the city council shall not be reduced on such
30 appeal, the city shall recover costs, but otherwise shall
31 pay costs.

SECT. 16. In case any ordinance, order, resolution or
2 vote involves the appropriation or expenditure of money,
3 to an amount which may exceed one hundred dollars, the
4 laying of an assessment or the granting to a person or
5 corporation of any right in, over or under any street or
6 other public ground of said city, the affirmative votes of
7 a majority of all the members of the city council shall be
8 necessary for its passage. Every such ordinance, order,
9 resolution or vote shall be read twice, with an interval of
10 at least three days between the two readings, before being
11 finally passed, and the vote upon its final passage shall
12 be by roll call.

SECT. 17. Every ordinance, order, resolution or vote
2 of the city council, except such as relates to its own
3 internal affairs, to its own officers or employes, to the
4 election or duties of the auditor of accounts, to the
5 removal of the mayor, or to the declaration of a vacancy
6 in the office of mayor, shall be presented to the mayor
7 for approval. If not approved by him, he shall return
8 it, with his objections, at the next session of the city
9 council, and the city council shall cause such objection to

10 be entered at large upon its journal, and shall proceed to
11 reconsider the same. If upon such reconsideration it
12 shall be passed by a two-thirds vote of all the members
13 of the city council, it shall have same effect as if signed
14 by the mayor. In case of a vacancy in the office of
15 mayor when such ordinance, order, resolution or vote is
16 finally passed, it shall go into effect without approval, but
17 must be passed by roll call of a majority of all the mem-
18 bers of the city council. The city council shall have
19 power within said city, to make and establish ordinances
20 and by-laws for the management of its fiscal, prudential
21 and municipal affairs, as herein and by general law pro-
22 vided, without the sanction of any court or justice
23 thereof, *provided, however*, that all the by-laws and regu-
24 lations now in force in the town of Eastport, shall until
25 they expire by limitation, or be revised or repealed by
26 city council, remain in force.

SECT. 18. The city council shall not authorize the erec-
2 tion of a school house, or of any addition thereto, nor pass
3 any appropriation for such purpose, until plans for the
4 same have been approved by vote of the school committee,
5 and such approval has been certified in writing to the city
6 council by the chairman of said committee.

SECT. 19. The city council may establish a fire depart-
2 ment for said city, to consist of a chief engineer, and such
3 other officers and men as it may prescribe ; and it may make
4 regulations for the government of such department.

SECT. 20. All the powers of establishing watch and
2 ward, now vested by the laws of the state in the justices
3 of the peace, and municipal officers or inhabitants of the
4 town are, so far as relates to said city, vested in the city

5 council, and they are authorized to unite the watch and
6 police departments into one department, and establish
7 suitable regulations for the government of the same. The
8 officers of the police shall be one chief, to be styled the
9 city marshal, so many deputy marshals as the city coun-
10 cil shall by ordinance prescribe, and so many watchmen
11 and police as the city council may from time adjudge
12 necessary.

SECT. 21. At any meeting of the city council it shall
2 be in order for any member thereof to give written
3 notice, seconded in writing by a majority at least of all
4 the members of the city council, of his intention to move,
5 at the next meeting thereof, occurring within not less
6 than ten days, a resolution that the mayor be removed
7 for official misconduct or neglect of duty. Such notice
8 shall specify as particularly as possible, the acts of mis-
9 conduct, or the instances of neglect of duty complained
10 of, shall be entered at large by the clerk in the minutes
11 of the city council, and the clerk shall within two days
12 serve a copy thereof, upon the mayor, and mail a copy to
13 each of the members of the city council at his residence.
14 At such next meeting of the city council the mayor shall
15 have the right to speak in his own defence, and to be
16 heard by council. The vote on the resolution shall be
17 by roll-call. If the resolution fails to receive the affirm-
18 ative vote of three-fourths of all the members of the
19 city council, it shall have no effect, and shall not be rein-
20 troduced during that meeting of the city council. If it
21 receive the affirmative vote of three-fourths of all the
22 members of the city council, it shall, upon the service of
23 a copy thereof upon the mayor, personally or by leaving

24 the same at his last and usual place of residence, take
25 effect, and the office of mayor shall thereupon become
26 vacant. The city council shall thereupon cause a warrant
27 for a new election for mayor to be issued, and such further
28 proceedings shall be had as are provided in section six
29 thereof, for the case of a failure to elect a mayor.

SECT. 22. The members of the city council shall
2 receive no compensation for their services; nor shall any
3 member during the time for which he is elected, hold any
4 other office in or under the city government, have the
5 expenditure of any money appropriated by the city
6 council, or act as counsel in any matter before the city
7 council or any committee thereof, and no person shall be
8 eligible for appointment to any municipal office established
9 by the city council during any municipal year within
10 which he was a member thereof, until the expiration of
11 the succeeding municipal year.

SECT. 23. The executive powers of the city shall be
2 vested wholly in the mayor, and may be exercised by him
3 either personally or through the several officers and
4 boards of the city in their departments, under his general
5 supervision and control. In case of a vacancy in any
6 office to which appointment is made by the mayor, he may
7 personally perform the duties thereof, but he shall not be
8 entitled to receive any salary or pay attached thereto.
9 The mayor shall hold office for the term of one year from
10 the second Monday in March following his election, unless
11 sooner removed, and until his successor is elected and
12 qualified.

SECT. 24. The mayor shall have the sole power of
2 appointment to all the municipal offices established by or

3 under this act, unless herein otherwise provided; and he
4 may remove from office, by written order, any officer so
5 appointed hereunder, for any cause which he shall in his
6 official discretion deem sufficient, which cause he shall
7 assign in his order of removal. Such office shall become
8 and be vacant upon the filing with the city clerk of such
9 order of removal, and the service of a copy thereof upon
10 the officer so removed, either personally or by leaving the
11 same at his last or usual place of residence. The city
12 clerk shall keep such order of removal on file, where it
13 shall be open to public inspection.

SECT. 25. The salary and compensation of the mayor
2 shall be one hundred dollars per year, which shall not be
3 increased or diminished for the period of the first five
4 municipal years; and thereafter shall be one hundred
5 dollars per year and such additional sum as the city
6 council may establish by ordinance, passed by vote of
7 two-thirds of its members, such ordinance not to take
8 effect, however, until the year succeeding that in which
9 it is passed. And during his term of office the mayor
10 shall receive no salary, compensation or perquisite for
11 discharging the duties of any other office established by
12 or under the provisions of this act.

SECT. 26. Until a police department shall be estab
2 lished in accordance with the provisions of this act, the
3 mayor shall have the appointment, control and direction
4 of the police force of the city.

SECT. 27. Whenever there shall be a vacancy in the
2 office of mayor, and whenever by reason of sickness, or
3 absence from the city, or other cause, the mayor shall be
4 disabled from performing the duties of his office, the

5 president of the city council shall act as mayor and pos-
6 sess all the rights and powers of mayor during such
7 vacancy or disability, except that when so acting as
8 mayor, he shall not have the power of appointment or
9 removal unless thereto in any instance authorized by
10 vote of the city council.

SECT. 28. The school committee elected as hereinbe-
2 fore provided, shall, in addition to the powers conferred
3 upon them by this act, be held to perform all the duties
4 and be invested with all the rights and powers of school
5 committees under the general laws of the State. As soon
6 as may be after their election they shall meet, and having
7 been first duly sworn by the city clerk or a justice of the
8 peace, shall elect one of their number chairman, and
9 appoint some suitable person, not a member of the board,
10 superintendent of schools, and may adopt such rules and
11 regulations for the management of the schools as are not
12 inconsistent with the laws of the State. The superintend-
13 ent need not be an inhabitant of the city at the time of
14 his appointment. He shall be secretary and executive
15 agent of the board which shall fix his salary, to be paid
16 from the city treasury as salaries of teachers are paid.
17 The members of the school committee shall receive no
18 compensation for their services as such.

SECT. 29. There shall be a board of five assessors, one
2 for each ward, to be elected on the third Monday in
3 March, annually or as soon as may be thereafter, by the
4 city council, by a majority of all its members by roll call.
5 The compensation of the assessors shall be fixed by the
6 city council and shall not be increased or diminished dur-
7 ing the municipal year for which they are elected. The

8 assessors shall hold office till the third Monday in March
9 following their election and until their successors are
10 chosen and qualified. All taxes shall be assessed, appor-
11 tioned and collected in the manner prescribed by the laws
12 of this State relative to town taxes; but the city council
13 may establish further or additional provisions for the
14 collection thereof.

SECT. 30. There shall be the following administration
2 officers, who shall perform the duties by law and herein
3 prescribed for them respectively, and such other duties
4 not inconsistent with the nature of their respective offices
5 as the city council may prescribe:

I. A city treasurer.

II. A collector of taxes; and the offices of collector of
8 taxes and of city treasurer may be held by the same
9 person.

III. A road commissioner.

IV. A city marshal, whenever a police department is
12 established as herein provided.

V. A chief engineer of the fire department, whenever
14 a fire department is established in said city.

VI. Three overseers of the poor, who shall exercise
16 the powers and be subject to the duties prescribed for
17 overseers of the poor of cities and towns by the laws of
18 the State.

The above-named officers and boards shall be appointed
20 on, or before, the third Monday in March, annually, and
21 shall hold their respective offices for the term of one year,
22 unless sooner removed, or, in the case of boards, until a
23 majority of the members thereof are appointed and
24 qualified. All officers whatsoever, elected or appointed

25 by and under the provisions of this act, shall be sworn
26 to a faithful discharge of the duties of their respective
27 offices, by the town or city clerk, or a justice of the peace.

The city council may by ordinance establish additional
29 administrative offices and define the duties appertaining
30 thereto, and such offices shall be subject to the provisions
31 of this act.

SECT. 31. The city council shall require the auditor of
2 accounts, the treasurer, the collector of taxes, and such
3 other officers as are entrusted with the receipt, care and
4 disbursement of money to give bonds, with such security
5 as it shall deem proper, for the faithful discharge of their
6 respective duties.

SECT. 32. No person shall be eligible for election or
2 appointment to any office established by this act, unless at
3 the time of election he shall have been a citizen of the United
4 States and a resident of the city for at least three months,
5 except the office of superintendent of schools. Any office
6 established by or under this act, except that of superinten-
7 dent of schools, shall become vacant if the incumbent
8 thereof ceases to be a resident of the city.

SECT. 33. The city council shall establish by ordinance
2 the regular salaries or remuneration of the offices estab-
3 lished by this act, in case the same are not herein fixed or
4 otherwise provided for, and of such other offices as may be
5 hereafter established, and after the first municipal year,
6 no ordinance of the city council changing any such salary
7 or remuneration shall take effect until the municipal year
8 succeeding that in which the ordinance is passed.

SECT. 34. No sum appropriated for a specific purpose
2 shall be expended for any other purpose, and no expendi-

3 ture shall be made nor liability incurred by or in behalf
4 of the city until an appropriation has been duly voted by
5 the city council sufficient to meet such expenditure or
6 liability, together with all the prior unpaid liabilities
7 which are payable out of such appropriation ; *provided*,
8 *however*, that after the expiration of the financial year,
9 and until the passage of the regular annual appropriations,
10 liabilities payable out of a regular appropriation to be
11 contained therein, may be incurred to an amount not
12 exceeding one-third of the total of such appropriation for
13 the preceding year.

SECT. 35. For the purpose of organizing the system of
2 government hereby established, and putting the same
3 into operation, in the first instance, the selectmen of the
4 town, for the time being, shall seasonably in the month
5 of March next after the acceptance of this charter, issue
6 their warrant calling a meeting of the legal voters of said
7 town, at nine o'clock in the forenoon on such day and at
8 such place as they shall choose, for the purpose of elect-
9 ing a mayor, eight aldermen, a city clerk, a school com-
10 mittee of five and five constables, to be taken from the
11 city at large. Said officers shall be elected by a plurality
12 vote. The selectmen, for the time being, shall preside
13 at said meeting, and a check list prepared by them
14 especially for said meeting, shall be used at the same ;
15 and said selectmen shall be in session during the three
16 secular days next preceding said meeting, for the purpose
17 of revising and correcting said check list, and no name
18 shall be added thereto after six o'clock in the afternoon,
19 on the last of said secular days. The town clerk shall
20 notify the several officers elect of their election within

21 three days after said meeting. It shall be the duty of
22 the city council, as soon as may be after their election,
23 to cause a division of the city into five wards, in such
24 manner as to include as nearly as may be, consistently
25 with well defined limits, an equal number of legal voters
26 in each ward. At the first meetings of the wards, after
27 such division has been made, the said meetings shall be
28 called to order and presided over by some person resident
29 in the ward where any such meeting is held, appointed
30 by the city council, and records of such first meetings
31 shall be made by some person, also resident in the ward,
32 designated by the city council; and at such meetings lists
33 of voters, corrected by the city council, shall be delivered
34 to the persons designated as recording officers in the
35 several wards, to be used as provided by law in town
36 meetings. Said recording officers shall act as ward
37 clerks, relative to making a record of elections in their
38 respective wards and returning copies of such records to
39 the city council.

SECT. 36. This act shall take effect and be in full force
2 when the same shall have been accepted by the inhabi-
3 tants of said town, qualified to vote in town affairs, at a
4 legal meeting called for that purpose, provided it shall be
5 accepted within five years from the date of approval; and
6 at such meeting the legal voters of said town shall vote
7 by written ballot, those in favor of accepting this act
8 having on the ballot the word "yes," and those opposed
9 having on the ballot the word "no;" and if a majority of
10 all the ballots received are in favor of accepting the same,
11 it shall become a law and take effect; and it shall be the
12 duty of the clerk of said town to file a copy of the record

13 of the vote of said town accepting the same, with the clerk
14 of the city of Eastport, when elected, who shall trans-
15 cribe such copy into the records of the city, and such
16 record shall be conclusive evidence that this act has been
17 accepted. If at any meeting so held this act shall fail to
18 be so accepted, it may at the expiration of ten months
19 from any such previous meeting, be again submitted for
20 acceptance, but not after the period of five years from
21 the approval thereof.

SECT. 37. So much of this act as authorizes the sub-
2 mitting of the question of its acceptance to the legal voters
3 of said town shall take effect upon its approval; but it
4 shall not take further effect unless accepted by the legal
5 voters of said town as hereinbefore provided.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }
February 17, 1893. }

Reported by Mr. WEEKS of Fairfield, from Committee on Legal
Affairs, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*