

MAINE STATE LEGISLATURE

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Sixty-Ninth Legislature.

HOUSE.

No. 1.

STATE OF MAINE.

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

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
2 is a part of the city of Portland, and the inhabitants and ter-
3 ritory of Deering are subject to the charter and ordinances of
4 Portland, and to the acts amendatory thereof and supple-
5 mental thereto, except as herein otherwise provided.

Sect. 2. The city of Portland as herein enlarged shall be
2 divided into nine wards, and until the city council shall have
3 revised the ward lines in the manner provided by law, ward
4 eight shall consist of that part of the city of Deering lying
5 westerly of the following described line, viz: beginning on
6 Back Bay at a point where the center of Pearl Street in said

7 Portland if extended would intersect the present boundary
8 line of Portland; thence in a straight line across Back Bay to
9 the centre of Chenery street in the city of Deering; thence by
10 the centre of Chenery street to the centre of Ocean street;
11 thence by the centre of Ocean street to the centre of Forest
12 avenue; thence by the center of Forest avenue to the center
13 of Pleasant street; thence by the centre of Pleasant street
14 to the centre of Stevens Plains avenue; thence by the centre
15 of Stevens Plains avenue to the centre of Spring street;
16 thence by the centre of Spring street to the centre of Brigh-
17 ton street; thence by the centre of Brighton street to the
18 Westbrook city line; and ward nine shall consist of that part
19 of the city of Deering lying easterly of said line. Each of
20 these wards so constituted shall have the same form of organ-
21 ization and the same representation in the city government
22 and in the school committee of Portland as each of the other
23 wards of said city, so that hereafter the number constituting
24 the board of aldermen shall be nine, the number constituting
25 the common council shall be twenty-seven, and the number
26 constituting the school committee shall be ten.

Sect. 3. On the first Monday in March in the year of our
2 Lord, one thousand eight hundred and ninety-nine, and there-
3 after annually, the qualified electors of each of said nine
4 wards shall ballot for mayor, one alderman, three common
5 councilmen, a warden and a clerk, and two constables, on one
6 ballot in the manner provided by law. At said election for
7 1899 the electors of ward eight shall likewise ballot for a
8 member of the school committee to serve for one year; and
9 the electors of ward nine shall likewise ballot for a member

10 of the school committee to serve for two years, and thereafter
11 the electors in each of said wards shall elect a member of the
12 school committee for two years.

Sect. 4. The ward meetings in said ward eight shall be
2 held at the present ward five wardroom of Deering, and the
3 meetings in said ward nine shall be held at the present ward
4 two wardroom of Deering, until the city council shall other-
5 wise provide.

Sect. 5. The warrants for the first ward meetings in said
2 wards eight and nine shall be made returnable by the consta-
3 ble posting the same, to some voter in each of said wards
4 designated by the municipal officers of Portland, who shall
5 call said ward meetings to order for the election by open bal-
6 lot of a warden to preside at said meeting, and a ward clerk,
7 and the warden and clerk so elected shall qualify and
8 perform all the duties devolving upon the warden and ward
9 clerk under the provisions of law. The necessary ballot and
10 election clerks for wards eight and nine shall be appointed
11 according to law by the municipal officers of the city of
12 Portland.

Sect. 6. From the lists of voters now registered in the sev-
2 eral wards of Deering, the board of registration of Deering
3 shall prepare two new lists, one to contain the names of all
4 voters whose registered residence is within the limits of said
5 ward eight which list shall be the list of registered voters
6 for said ward eight, and the other to contain the names of all
7 voters whose registered residence is within the limits of said
8 ward nine, which list shall be the list of registered voters for
9 said ward nine, and shall deliver said new lists together with

10 their records to the board of registration of Portland at least
11 twelve days prior to the next municipal election, and there-
12 after changes therein may be made as in the lists of registered
13 voters in other Portland wards.

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

Sect. 8. Until the inauguration of the mayor and city
2 council to be elected on the first Monday of March, A. D.
3 1899, as hereinbefore provided, the present municipal officers,
4 public officials, school committee and police officers of Deer-
5 ing, shall continue in office for the purpose of performing the
6 duties required of them by law, and by the terms of this act ;
7 but upon said inauguration the terms of all of them shall
8 end.

Sect. 9. All persons upon whom taxes have been legally
2 assessed by the city of Deering, and who have not paid the
3 same, shall be required to make payment thereof to the sev-
4 eral collectors to whom warrants for the collection of said
5 taxes have been issued, and said collectors shall pay over the
6 same to the treasurer of the city of Portland. Unpaid side-
7 walk, drain and sewer assessments legally assessed by the
8 city of Deering shall be collected in the manner provided by
9 the Deering charter and ordinances, and the city of Portland

10 shall have the same rights to enforce payment of said taxes,
11 and sidewalk, sewer and drain assessments as the city of
12 Deering would have had but for the passage of this act.

Sect. 10. All rights, contracts, claims, immunities, privi-
2 leges and franchises which might be exercised by the city of
3 Deering may be exercised and enforced by the city of Port-
4 land as its successor; and all privileges, exemptions and im-
5 munities granted by the city of Deering shall remain binding
6 upon the city of Portland.

Sect. 11. Upon the day of the inauguration of the mayor
2 and city council to be elected on the first Monday of March,
3 A. D. 1899, as hereinbefore provided, the control and super-
4 intendence of the present public schools of Deering shall be
5 vested in the school committee of Portland to the same extent
6 and in the same manner as are other public schools of Port-
7 land, and the school facilities now furnished by the city of
8 Deering shall not be hereafter curtailed or abridged, and the
9 high school in Deering shall be continued on at least an
10 equality as to privileges and standards with said school as at
11 present maintained, and as a branch of the present Portland
12 high school.

Sect. 12. All official records and documents in the city of
2 Deering shall be transferred from the several departments to
3 which they respectively belong to the corresponding depart-
4 ments in the city of Portland, and the production, attestation
5 or authentication of the same by the respective official cus-
6 todian of the records of said several departments in the city
7 of Portland shall have the same effect in any legal proceed-
8 ings as if produced, attestated or authenticated by the custo-

9 dian of the records of the department in said Deering from
10 which the same were severally transferred.

Sect. 13. The Deering municipal court is hereby abolished,
2 but for the purpose only of closing the business pending
3 therein at the time of the approval of this act, the entire jur-
4 isdiction thereof, civil and criminal, shall be conferred upon
5 the municipal court for the city of Portland which court shall
6 issue all executions or other process necessary to carry into
7 effect any judgment, order or decree of said Deering muni-
8 cipal court. All complaints, civil suits, recognizances, appeals
9 in civil or criminal cases, and all other processes, civil or
10 criminal, pending in said Deering municipal court, shall be
11 transferred forthwith to the municipal court for the city of
12 Portland, be entered on the docket thereof, and be heard and
13 disposed of as if originally entered in said municipal court
14 for the city of Portland; and all writs, petitions, warrants,
15 and all processes whatever, returnable to said Deering munic-
16 ipal court, shall be returnable to and be entered on the docket
17 of said municipal court for the city of Portland, and shall
18 be heard and disposed of in said municipal court for the
19 city of Portland as if originally entered therein. The judg-
20 ments, decisions, orders and decrees of the supreme judicial
21 court, at any law term, made in cases originating in said
22 Deering municipal court shall be certified to the recorder of
23 the municipal court for the city of Portland. All records
24 of the Deering municipal court and the custody of the same,
25 shall be transferred to the recorder of the municipal court
26 for the city of Portland to whose attestation of the same,
27 or their contents, full faith shall be given.

Sect. 14. Until the next apportionment of representation
2 for the legislature, the inhabitants of said wards eight and
3 nine shall be entitled to one representative, to be elected by
4 said inhabitants at meetings held in the respective wards.

Sect. 15. All acts or parts of acts inconsistent herewith
2 are hereby repealed.

Sect. 16. This act shall take effect upon approval.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES,

Augusta, January 11, 1899.

Tabled pending reference to Committee and ordered printed on motion
of Mr. HOPKINS of Deering.

W. S. COTTON, *Clerk.*