

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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SEVENTY-EIGHTH LEGISLATURE

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SENATE

NO. 359

*In Senate, March 20, 1917.*

*Reported by Mr. Marshall from Committee on Legal Affairs  
and ordered printed under joint rules.*

*W. E. LAWRY, Secretary.*

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND SEVENTEEN

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AN ACT authorizing the city of Augusta to raise money by  
taxation to assist Capital Park in maintaining grounds and  
conveniences for public amusements.

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

Section 1. The city of Augusta is hereby authorized to  
2 raise money by taxation, not exceeding ten thousand dollars  
3 and invest the same in such amounts as the city council of  
4 said city may determine in the capital stock of Capital Park,  
5 a corporation organized under the general law, the certifi-  
6 cate of which was filed in the office of the secretary of state

7 on the sixth day of March, nineteen hundred and seven-  
8 teen.

Sect. 2. Upon the purchase of not less than a majority  
2 in amount of the authorized capital stock of Capital Park,  
3 the board of directors of said corporation shall consist of  
4 not more than three members of which the mayor of said  
5 city for the time being shall be and become ex-officio a  
6 member together with such other person as the city gov-  
7 ernment may elect.

Sect. 3. At all meetings of the stockholders of said corpo-  
2 ration the mayor, or in his stead the chairman of the board  
3 of aldermen of said city of Augusta, or some other person  
4 thereunto duly authorized, shall vote all stock in said cor-  
5 poration held by the city of Augusta.

Sect. 4. Whenever the city of Augusta shall have acquired  
2 by purchase at par a majority of the authorized capital stock  
3 of said company the proceeds thereof shall be used by said  
4 company for the purchase of the title to the land now owned  
5 by the Capital Park Association and for no other purpose,  
6 and when so purchased said land and appurtenances shall  
7 forever be dedicated to public use as a park for the purpose  
8 of being used for holding agricultural fairs, horse trots,  
9 base-ball games and any and all lawful public exhibitions,  
10 entertainments and amusements, and said corporation is  
11 hereby authorized to inclose said grounds and permit its  
12 lessees to charge and collect admission fees for any ex-  
13 hibitions or entertainments conducted therein, provided

14 however, that said corporation shall not promote, conduct  
15 or carry on such fairs, horse trots, base-ball games or any  
16 other public exhibitions, entertainments, or amusements  
17 whatsoever, nor incur any liability in connection therewith  
18 other than the maintenance of the park for such purposes,  
19 but may lease said park for specific exhibitions or amuse-  
20 ments in whole or in part, for not exceeding six months in  
21 any one contract.

Sect. 5. After the title to the land of the Capital Park  
2 Association shall have been acquired by Capital Park, the  
3 stock of which said city of Augusta is authorized to pur-  
4 chase, said Capital Park may sell earth, gravel or other ma-  
5 terials, to be removed from said premises, in such amounts  
6 as the board of directors may determine or may sell in gross  
7 such earth, gravel and materials to the city of Augusta by  
8 contract, which shall specify the area and depth to which  
9 such materials are to be removed.

Sect. 6. This act shall take effect only when accepted as  
2 hereinafter provided by a majority of the electors of said  
3 city, qualified to vote and voting at an election to be held  
4 on the second Monday of September, 1917, at which elec-  
5 tion this act shall be submitted to be voted upon by the  
6 qualified electors of said city. Said election shall be called,  
7 advertised and conducted according to the law relating to  
8 general elections in said city. The ballots to be used in  
9 said election shall be in form as follows:

“Shall the act of the legislature authorizing the city of

2 Augusta to raise money by taxation to assist Capital Park in  
3 maintaining grounds and conveniences for public amuse-  
4 ments be accepted?"

Opposite and to the right of said question shall be printed  
2 the words "Yes" and "No" with the usual squares in which  
3 the voter is to mark in the manner required by law to ex-  
4 press his opinion. Other brief and suitable explanation of  
5 the subject matter submitted may be printed on the ballot  
6 which in other respects shall conform to all the require-  
7 ments of law. If a majority of the voters voting at said  
8 election shall have voted "Yes" this act shall have been  
9 deemed to have been accepted and shall thereupon be in full  
10 force and effect. The result of said election shall be de-  
11 clared by the mayor and aldermen and due certificate there-  
12 of filed with the city clerk and with the secretary of state.  
13 A printed copy of the full text of this act shall be posted  
14 in each voting place in said city during said election.