MAINE STATE LEGISLATURE

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EIGHTY-THIRD LEGISLATURE

Senate Document

No. 237

S. P. 500

In Senate, Mar. 15, 1927.

Reported by Mr. Carter from Committee on Judiciary and laid on table to be printed under joint rules.

ROYDEN V. BROWN, Secretary.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE HUNDRED AND TWENTY-SEVEN

AN ACT to Incorporate Lucerne-in-Maine Village Corporation.

EMERGENCY PREAMBLE

Whereas, the inhabitants of and those who own or are in possession of estates in the territory described in this act exceed two thousand in number; and whereas there are already constructed in said territory a club house, a hotel, many business structures, and over fifty private dwellings all owned by said inhabitants or by those owning or in possession of said estates; and whereas there are continually being constructed in various parts of said territory further private dwellings and other business structures constructed of wood and intended for occupancy; and whereas there are now living within said territory in said buildings and structures already constructed

many persons; and whereas through the spring and summer of the year nineteen hundred and twenty-seven there will continue to come to said territory for the purpose of dwelling therein many other persons who own or are in possession of estates therein and visitors; and whereas said territory is largely wild land and heavily forested and subject to forest fires especially through the spring and summer seasons; and whereas said persons that now dwell within said territory and those who shall come through the spring and summer of the year nineteen hundred and twenty-seven for the purpose of dwelling within said territory, are dwelling and will dwell therein without any adequate fire or police protection or water supply until this act and the charter provided for therein become effective; and whereas as soon as this act and the charter provided for therein become effective it will permit of work and proceedings thereunder to provide and procure instrumentalities for adequate fire and police protection and water supply, and the construction of roads and ways through said territory over which said instrumentalities may function and be moved from place to place as exigencies may require for the purpose of extending such fire and police protection and water supply to said persons who now dwell and who shall dwell within said territory; and whereas funds for said purposes cannot be obtained unless the revenue provided for in this act are made available thereby; and whereas said funds are necessary as soon as possible, and

Whereas, by reason of the foregoing facts the immediate

passage of this act is necessary for the preservation of the public peace, health and safety, and in the judgment of this legislature constitutes an emergency measure within the meaning of the constitution of this state, now therefore,

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

Section 1. Village Corporation created; territorial limits. 2 The territory embraced and included within the following 3 limits, to wit: a certain lot or parcel of land situate in the 4 Town of Dedham, County of Hancock and State of Maine, 5 bounded and described as follows, viz: Beginning at a point 6 on the westerly side of the Bangor Road, so-called, and 7 on the generally northerly line of lot 25 according to a plan 8 of the Town of Dedham made by Ira B. Hagan in nine-9 teen hundred and thirteen, said lot 25 being formerly owned 10 or occupied by J. Phillips, Jr.; thence westerly on and by II the northerly line of said lot 25 forty (40) rods more or 12 less to the generally easterly shore of Phillips Lake; thence 13 northwesterly on and by the generally easterly shore of Phil-14 lips Lake one hundred eighty-five (185) rods more or less; 15 thence south 74° west nine (9) rods more or less to a now 16 or former large fixed stone where there is now a post; 17 thence north 60° west formerly thirty-four (34) rods to a 18 stake and stones; thence north 13½° west, formerly, forty-19 five (45) rods and three (3) feet to a stake and stones; 20 thence North 54 West formerly six (6) rods to a stake 21 and stones; thence North 581/2° West formerly, thirty-six 22 (36) rods and thirteen and one half (13½) feet to a stake 23 and stones; thence North 35° West formerly, twenty (20) 24 rods to a stake and stones; thence North 82½° West for-25 merly, eight (8) rods to a stake and stones; thence North 26 75° West formerly fifty-two (52) rods to a stake and stones 27 on the Bucksport Road, so-called, said last named stake 28 and stones being six (6) rods and sixteen (16) links south 29 of a stone monument standing on the town line between 30 Dedham and Holden; thence northerly on said road to the 31 Miller lot, so-called; thence South 46½° East formerly, 32 six (6) rods; thence North 43½° East formerly, one hun-33 dred four (104) rods to a now or former hemlock tree; 34 thence South 59° East formerly, nineteen (19) rods to a 35 now or former hemlock tree; thence North 43½° East 36 formerly fifty (50) rods more or less to the generally west-37 erly line of the Bangor Road, so-called, leading from Ban-38 gor to Ellsworth; thence southerly on and by said west-39 erly line of the Bangor Road, so-called, seventy (70) rods 40 more or less to the division line between lots 56 and 57 41 according to said plan, extended or continued westerly 42 across said Bangor Road; thence about South 81° East on 43 the division line between lots 56 and 57 and the continuation 44 thereof one hundred eighty-four (184) rods more or less 45 to the generally easterly line of lot 56 according to said 46 plan; thence northerly on and by the easterly line of lot 47 56 and a road as existed April 17, 1844, (see Hancock Reg-48 istry of Deeds Vol. 78, Page 413) leading from land for-49 merly owned or occupied by one Kidder to land formerly

50 owned or occupied by one Thompson, one hundred twelve 51 (112) rods to the northerly line of said lot 56; thence about 52 South 81° East on and by the southerly line of land for-53 merly owned or occupied by one Hall one hundred fifty 54 (150) rods more or less to the southeast corner of said 55 Hall land; thence about South 1° East two hundred twenty 56 (220) rods more or less to the northeasterly corner of lot 57 24, formerly owned or occupied by F. Frye; thence about 58 North 81° West on the northerly line of said lot 24 and the 59 northerly line of lot 23, two hundred twenty-two (222) rods 60 more or less to the northwesterly corner of said lot 23 ac-61 cording to said plan; thence southerly on the division line 62 between lots 58 and 23 according to said plan thirty (30) 63 rods more or less to the generally southerly line of said lot 64 58 according to said plan; thence southwesterly on and by 65 the generally southerly line of said lot 58 and continuation 66 thereof crossing said Bangor Road, so-called, forty-five (45) 67 rods more or less to a point on the northerly line of lot 59 68 and the westerly line of said Bangor Road according to said 69 plan; thence southerly on and by the generally westerly 70 line of the Bangor Road, so-called, one hundred sixty (160) 71 rods more or less to the bounds begun at.

The above parcel of land comprises the following lots con2 veyed to Harold M. Saddlemire by Hillard C. Schoppe by
3 deed dated July 15, 1925, recorded in Hancock Registry
4 of Deeds Vol. 596 Page 12, viz: Parcel 1. Fitt's Mill lot,
5 so-called, containing 100 acres more or less. Parcel 2. Lot

6 57 according to John Temple's survey of 1831, called the 7 Mountain Lot, being also lot 57, according to said Hagan's 8 plan, containing 62 acres more or less. Parcel 3. Lot 58 9 according to said Temple's survey and also Hagan's plan, 10 containing 38 acres more or less. Parcel 4. Lot 59 according to said Temple's survey and also Hagan's plan, containing to said Temple's survey and also Hagan's plan, containing 40 acres more or less. Parcel 5. Lot 23 and lot to the 13 east of lot 56 according to said Temple's survey and also 14 Hagan's plan, known as the Mann lots, containing 275 acres 15 more or less.

Excepting and reserving, however, from the above de-2 scribed premises, so much of the Bangor Road, so-called, 3 leading from Bangor to Ellsworth, as lies within the bounds 4 of or adjoins the above described land or any part thereof. 5 Also excepting and reserving from the above described 6 premises so much of the Cemetery Lot as lies within the 7 bounds of lot 59 and the Fitt's Mill lot, so-called, according 8 to said plans above referred to.

Also another certain lot or parcel of land situate in the 2 Town of Dedham, County of Hancock and State of Maine, 3 bounded and described as follows, viz: beginning at a point 4 in the easterly line of the road leading from Bangor to 5 Ellsworth, commonly known as the Bangor Road, and on 6 the generally southerly line of Dutton (or John P. Webber) 7 lot, so-called, thence about South 81° East two hundred 8 eighty-seven (287) rods more or less to a stake and stones; 9 thence about North 9° East three hundred twenty (320)

10 rods more or less to a stake and stones on the north line of II the seventh range; thence about South 81° East following 12 the north line of the seventh range sixty (60) rods more or 13 less to the westerly line of the third parcel of land conveyed 14 by one Arey et als., to the Grants by deed dated June 4, 15 1868, recorded in Hancock Registry of Deeds Vol. 129. 16 Page 520, said westerly line being an irregular line following 17 the summit of a ridge dividing the Mountain Pond water 18 shed from the Green Lake (or Reeds Pond) water shed; 19 thence northerly following said irregular line two hundred 20 ninety-one (291) rods more or less to the generally south-21 easterly corner of the Stockwell lot, so-called, according to 22 a plan of the Town of Dedham made by Ira B. Hagan in 23 1913; thence about North 9° East on the westerly line of 24 lot 15 and lot 14 according to said Hagan plan, one hundred 25 forty (140) rods more or less to the division line between 26 lots 9 and 10, according to said plan; thence about North 27 81° West following the division line between lots 9 and 10 28 according to said plan one hundred sixty (160) rods more 29 or less to the southwesterly corner of lot 10; thence about 30 North 9° East following the generally westerly line of lots 31 10 and 11 eighty (80) rods more or less to the southwest-32 erly corner of lot 12 and the southeasterly corner of lot 13, 33 according to said plan; thence about North 81° West on 34 and by the southerly line of lot 13 and lot 7 one hundred 35 twenty-five (125) rods more or less to the northwesterly 36 corner of lot I and the northeasterly corner of lot 2 accord-

37 ing to said plan; thence about South 9° West following the 38 division line between lots I and 2, according to said plan 39 one hundred sixty (160) rods more or less to the northerly 40 line of the Stockwell lot, so-called, according to said plan; 41 thence about North 81° West following the northerly line 42 of said Stockwell lot and the southerly line of lots 2, 3 and 43 four all according to said plan one hundred twenty (120) 44 rods more or less to the generally easterly line of lot 26 45 according to said plan, formerly owned or occupied by J. 46 Phillips, Jr., and now owned or occupied by John Hill; 47 thence southerly following the generally easterly line of lot 48 26 and the generally easterly line of lot 27, said lot 27 being 49 formerly owned or occupied by William Phillips, one hun-50 dred twenty-one (121) rods more or less to the southeast-51 erly corner of said lot 27 according to said plan; thence 52 about North 81° West on and by the generally southerly 53 line of lot 27 according to said plan two hundred thirty-54 eight (238) rods more or less to the generally westerly line 55 of the Bangor Road, so-called, leading from Bangor to 56 Ellsworth; thence northerly on and by the westerly line of 57 the Bangor Road, so-called, sixty (60) rods more or less 58 to the northerly line of said lot 27, according to said plan; 59 thence westerly on the northerly line of lot 27 to the gen-60 erally easterly shore of Phillips Lake; thence southerly on 61 and by the generally easterly shore of Phillips Lake seven 62 hundred (700) rods more or less to the northerly line of 63 the ninth range; thence about South 81° East on and by 64 the northerly line of said ninth range seventy (70) rods 65 more or less to the point of beginning.

The above last described parcel of land comprises the 2 following lots of land conveyed to Harold M. Saddlemire 3 as follows: Shirley M. Sweet to Harold M. Saddlemire by 4 deed dated Nov. 20, 1925, recorded in Hancock Registry of 5 Deeds Vol. 597, Page 561; George E. Langley to Harold 6 M. Saddlemire by deed dated Sept. 19, 1925, recorded in 7 said registry Vol. 596, Page 371; and the following lots of 8 land conveyed to Harold M. Saddlemire by Hillard C. 9 Schoppe as appears in deed dated July 15, 1925, recorded 10 in said registry Vol. 596, Page 12, viz: Parcel 25. The 11 Freese lot, so-called, lying westerly of the Bangor Road, 12 bounded northerly by the Lake House lot and southerly 13 by the north line of the ninth range and the north line of 14 lot 1 and the north line of lot 2, said lots being situate south-15 erly and easterly of Phillips Lake, containing 88 acres more Parcel 26. The Dutton or John P. Webber lot, 17 containing 718 acres more or less. Parcel 27. Being part 18 of Wilkes part of the Winslow Tract, so-called, lying east of 19 the Bangor Road, so-called, bounded southerly by the Dut-20 ton or John P. Webber lot, so-called, containing 800 acres 21 more or less. Parcel 28. Being lot 28 according to said 22 plan, formerly owned by Peter Phillips and containing 46 23 acres more or less. Parcel 29. Parcel of land lying easterly 24 of and southerly of lot 28 according to said plan, bounded 25 westerly in part by the Bangor Road, so-called, containing

26 100 acres more or less. Parcel 30. The Stockwell lot, so-27 called, according to said plan, bounded southerly by the 28 Wilkes part of the Winslow tract, containing 165 acres more 29 or less. Parcel 31. Comprises Public lot 1, bounded south-30 erly by the Stockwell lot and easterly by the Hathaway lot, 31 containing 45 acres more or less. Parcel 32. Comprises 32 Public lots 8 and 9, bounded westerly by the Hathaway lot, 33 southerly by the Stockwell lot, so-called, easterly by lots 34 14 and 15, according to said plan, said lots containing to-35 gether 80 acres more or less. Parcel 33. Being the Hatha-36 way lot, so-called, containing 80 acres more or less bounded 37 easterly by the westerly line of Public lots 8, 9, 10 and 11, 38 southerly by the Stockwell lot, so-called. Parcel 34. Lake 30 House Property, so-called, lying on the westerly side of the 40 Bangor Road, so-called, and extending to Phillips Lake, con-41 taining 89 acres more or less. Parcel 36. The last described 42 parcel of land in said deed from Schoppe to Saddlemire, 43 containing 10 acres more or less.

Excepting and reserving from the above described prem2 ises the following described parcel of land conveyed by Arno
3 G. Hooper to Parker and Pearl by deed dated May 25, 1892,
4 recorded in said registry Vol. 263, Page 296, said Parker
5 and Pearl land being commonly known as Pearl Point. Also
6 excepting and reserving from the above described premises
7 a parcel of land conveyed by Vondel L. Hooper and Ernest
8 W. Burrill to Arno G. Hooper by deed dated Sept. 9, 1921,
9 recorded in said registry Vol. 562, page 259, said parcel of

10 land contains 6 acres, more or less. Also excepting and II reserving from the above described premises the following 12 cottage lots, as excepted in a deed from George E. Langley 13 to Harold E. Saddlemire dated Sept. 19, 1925, viz: a strip 14 of land sixty (60) feet in width southerly of and adjoining 15 the north line of said parcel and extending from Phillips 16 lake to the westerly line of the location of the Maine Shore 17 Line (or Maine Central) Railroad; also a small cottage lot 18 conveyed by Cornelius Daley to Irving Doyle by deed dated 19 July 2, 1917, recorded in said registry Vol. 535, Page 546; 20 also a small cottage lot conveyed by Cornelius Daley to 21 William E. Irish by deed dated July 2, 1917, recorded in 22 said Registry Vol. 535, Page 547; also a parcel of land con-23 veyed by George E. Langley to Joseph E. Drinkwater by 24 deed dated May 8, 1924, recorded in said registry Vol. 596, The last four lots excepted and reserved as 25 Page 343. 26 aforesaid are small cottage lots lying between the westerly 27 shore of Phillips Lake and the westerly line of the location 28 of the Maine Shore Line (or Maine Central) Railroad, so-29 called. Also excepting and reserving from the above de-30 scribed premises a small cottage lot lying between the west-31 erly shore of Phillips Lake and the westerly line of the 32 location of the Maine Shore Line (or Maine Central) Rail-33 road, see deed from Hooper to Rideout recorded in said 34 registry, Vol. 400, Page 282. Also excepting and reserving, 35 however, from the above described premises, so much of 36 the Bangor Road, so-called, leading from Bangor to Ells37 worth as lies within the bounds of or adjoins the above 38 desribed premises or any part thereof.

Also another certain lot or parcel of land situate in the 2 Town of Dedham, County of Hancock and State of Maine, 3 bounded and described as follows, viz: beginning at a point 4 on the easterly line of the road leading from Bangor to 5 Ellsworth, commonly known as the Bangor Road, and on 6 the generally southerly line of Dutton (or John P. Web-7 ber) lot, so-called, said southerly line also being the north-8 erly line of the Ninth Range in the town of said Dedham; 9 thence about South 81° East two hundred eighty-seven 10 (287) rods more or less to a stake and stones; thence about 11 South 9° West following the easterly line of the John P. 12 Phillips meadow lot, so-called, containing two hundred 13 (200) acres more or less and being parcel 35 as appears 14 in deed from Hillard C. Schoppe to Harold M. Saddle-15 mire dated July 15, 1925, recorded in the Hancock Reg-16 istry of Deeds Vol. 596, Page 12, one hundred sixty (160) 17 rods more or less to a stake and stones at the southeasterly 18 corner of said Phillips meadow lot, so-called; thence about 19 North 81° West on the southerly line of said Phillips 20 meadow lot, so-called, and the northerly line of a lot of land 21 formerly owned or occupied by M. Mann about three hun-22 dred twenty (320) rods more or less to the northwesterly 23 corner of said M. Mann lot; thence about South 9° West 24 on the westerly line of the M. Mann lot, so-called, one hun-25 dred (100) rods more or less to the southwest corner of 26 said Mann lot being the southeasterly corner of the Jarvis 27 or Webber lot, so-called, according to a plan of the Town of 28 Dedham made by Ira B. Hagan in 1913; thence southeast-29 erly on the generally southerly line of the M. Mann lot, 30 so-called, and on the northerly line of the Robert Johnson 31 forty-eight acre lot, so-called, one hundred four (104) rods 32 more or less to the northeasterly corner of said Johnson 33 lot; thence South 15° East, formerly, eighty-eight (88) rods 34 more or less to the southeasterly corner of said Johnson 35 forty-eight acre lot and the northerly line of the Johnson 36 fifty acre lot, so-called, thence about South 81° East on 37 the northerly line of the Johnson fifty acre lot, so-called, 38 fifty (50) rods more or less to the northeasterly corner 39 thereof; thence southerly on and by the easterly line of the 40 Johnson fifty acre lot, so-called, one hundred seventy-five 41 (175) rods more or less to the southeasterly corner thereof; 42 thence westerly following the southerly line of the said 43 Johnson fifty acre lot fifty (50) rods more or less to the 44 easterly side of the Bangor Road, so-called, leading from 45 Bangor to Ellsworth; thence northerly on and by the east-46 erly line of the Bangor Road, so-called, one hundred twenty-47 five (125) rods more or less to the southerly line of the 48 Wilkes lot, so-called, continued in an easterly direction 49 across said Bangor Road, said Wilkes lot contains five hun-50 dred six (506) acres more or less according to said Hagan 51 plan above referred to and is marked (Wilkes Heirs) on 52 said plan; thence about North 81° West on the southerly

53 line of the Wilkes lot, so-called, and the continuation there-54 of six hundred (600) rods more or less to the westerly line 55 of the third parcel of land described in a deed from Humph-56 rey, Saunders et als, to C. C. Camber dated April 27, 1898, 57 recorded in said registry Vol. 330, Page 301; thence north-58 erly in the westerly line of said third parcel so conveyed 59 by Saunders to Camber and on and by the westerly line of 60 the first parcel so conveyed by Saunders to Camber two 61 hundred twenty-eight (228) rods more or less to the south-62 erly line of a parcel of land twenty (20) rods in width lying 63 southerly of adjoining lots 6 and 7, said lots 6 and 7 lying 64 southerly and westerly of Phillips Lake according to said 65 plan, said twenty (20) rod strip being bounded easterly by 66 the Jarvis or Webber lot so-called, said twenty (20) rod 67 strip being parcel 16 as appears in deed from Hillard C. 68 Schoppe to Harold M. Saddlemire by deed dated July 15, 69 1925, recorded in Hancock Registry of Deeds Vol. 596, 70 Page 12; thence about North 81° West on the southerly 71 line of said twenty (20) rod strip eighty-four (84) rods 72 more or less to the westerly line of lot 7 according to said 73 plan produced southerly from the southwest corner of lot 74 7; thence about North 9° East on the westerly line of said 75 lot 7 and continuation thereof one hundred (100) rods more 76 or less to the northwesterly corner of said lot 7, thence about 77 South 81° East on and by the division line between 10ts 7 78 and 8 according to said plan one hundred (100) rods more 79 or less to the northeast corner of lot 7 and the easterly line

80 of lot 5 according to said plan; thence northerly on and by 81 the division line between lots 5 and 8 according to said 82 plan seventy-five (75) rods more or less to the northwesterly 83 corner of lot 5 and the southerly line of lot 12 according to 84 said plan now owned or occupied by Michael Quinn; thence 85 easterly on the division line between lots 5 and 12 according 86 to said plan fifty-eight (58) rods more or less to the division 87 line between lots 12 and 13 according to said plan; thence 88 northerly on the division line between said lots 12 and 15 89 eighty-one (81) rods more or less to the corner formed by 90 lots 12, 13, 14 and the Fitts fifty acre lot, so-called; thence 91 westerly on the northerly line of said lot 12 and the south-92 erly line of the Fitts fifty acre lot according to said plan one 93 hundred (100) rods more or less to the northwesterly corner 94 of said lot 12 and the easterly line of lot 11 according to 95 said plan; thence northerly on the easterly line of said lot 96 II sixteen (16) rods more or less to the northeasterly corn-97 er of said lot II; thence westerly on the northerly line of 98 lot 11 and lot 9 according to said plan one hundred ten (110) 99 rods more or less to the northwesterly corner of lot 9 and 100 the southwesterly corner of lot 10 according to said plan; 101 thence northwesterly on the northerly line of a parcel of 102 land formerly owned or occupied by Asa Burrill thirty-103 seven (37) rods more or less to Allen Brook, so-called; 104 thence northeasterly along said Allen Brook two hundred 105 twenty-five (225) rods more or less to the southwesterly 106 corner of the twelfth parcel of land described in a deed 107 from Ella L. Burrill to John C. McFaul et als, dated April 108 26, 1917, recorded in said registry Vol. 535, page 260; 109 thence continuing northeasterly along said Allen Brook 110 seventy-five (75) rods more or less to a spotted spruce III tree on said Allen Brook; thence northeasterly fifteen (15) 112 rods more or less to a cedar stake; thence northeasterly 113 seventy-five (75) rods more or less to the outlet of Hurd 114 Pond, so-called, thence westerly following the northerly 115 shore of Hurd Pond, so-called, sixty (60) rods more or 116 less to the southwesterly corner of lot 5 according to said 117 plan, said lot 5 lying northerly of and adjoining Hurd Pond, 118 also lying westerly of and adjoining the southerly end of 119 the narrows of Phillips Lake; thence North 42° East 120 formerly on and along the westerly side of said lot 5 one 121 hundred nineteen (119) rods more or less to the north-122 westerly corner of lot 5 and the southerly line of lot 7; 123 thence about North 70° West on the southerly line of lot 124 7 and on the southerly line of lot ninety-three (93) rods 125 more or less to the northwesterly corner of the west half 126 of lot 4 and an angle in the southerly line of lot 8 accord-127 ing to said plan; thence about North 20° East formerly 128 sixty-five (65) rods more or less to a stake and stones; 120 thence about South 70° East one hundred sixty (160) rods 130 more or less to the generally westerly shore of Phillips 131 Lake; thence in a generally southerly and easterly direc-132 tion following the westerly and southerly shore of Phillips 133 Lake and thereafter the northerly line of the Ninth Range, 134 sixteen hundred fifty (1650) rods more or less to the 135 bound begun at. Also all the islands in Phillips Lake, con-136 taining 50 acres more or less and being parcel 24 as appears 137 in a deed from Hillard C. Schoppe to Harold M. Saddle-138 mire dated July 15, 1925, recorded in said registry Vol. 139 596, Page 12.

The above last described parcel of land comprises the 2 following lots of land conveyed to Harold M. Saddlemire 3 as follows: Edgar Dauphinee to Harold M. Saddlemire, 4 two parcels of land lying westerly of and adjoining Phil-5 lips Lake by deed dated Nov. 21, 1925 recorded in said 6 registry Vol. 507, Page 563; Charles W. Meade to Harold 7 M. Saddlemire by deed dated Mar. 17, 1926, recorded in 8 said registry Vol. 601, Page 103, said lots lying westerly 9 of and adjoining the westerly lines of the Jarvis or Web-10 ber lot and the Wilkes lot according to Hagan's plan above 11 referred to; George R. Hagerthy to Harold M. Saddle-12 mire by deed dated Feb. 2, 1926, recorded in said registry 13 of Deeds Vol. 599, Page 397, this deed conveys the north-14 easterly half part of a parcel of land lying on the westerly 15 shore of Phillips Lake, said whole lot containing one hun-16 dred twenty-five (125) acres more or less. Also the fol-17 lowing lots of land conveyed to Harold M. Saddlemire by 18 Hillard C. Schoppe as appears in a deed dated July 15, 1925, 19 recorded in said registry Vol. 596, Page 12. Parcel 6. Lot 20 5 lying north of Hurd Pond and west of Phillips Lake, 21 containing 571/4 acres more or less. Parcel 7. Lot 6 lying

22 on the westerly side of Phillips Lake at the southerly end 23 of the narrow part of said lake northerly of and adjoining 24 Hurd Brook, so-called, containing 65 acres more or less. 25 Parcel 8. Lot known as the Chase lot, lying northerly of 26 and adjoining lots 5 and 4 according to said Hagan's plan, 27 containing 70 acres more or less. Parcel 9. Lying westerly 28 of and adjoining the Bangor Road, so-called, being all or 29 a portion of lot I according to said Hagan's plan, near the 30 southeasterly end of Phillips Lake, containing 69½ acres 31 more or less. Parcel 10. Lying westerly of and adjoining 32 lot I above mentioned, bounded southerly by the Jarvis or 33 Webber lot, so-called, northerly and westerly by Phillips 34 Lake, being lot 2 according to said Hagan's plan, contain-35 ing 127 acres more or less. Parcel 11. Lying westerly of 36 and adjoining lot 2, above mentioned, bounded southerly 37 by the Jarvis or Webber lot, so-called, and northerly by 38 the most southerly part of Phillips Lake, being lot 3 ac-39 cording to said Hagan's plan, containing 68 acres more or 40 less, according to said plan. Parcel 12. Lying westerly 41 of and adjoining lot 3, above mentioned, bounded southerly 42 by the Jarvis or Webber lot, so-called, and easterly by Phil-43 lips Lake, being lot 4 according to said Hagan's plan, con-44 taining 53 acres more or less. Parcel 13. Bounded easterly 45 by lot 4 and southerly by lot 6, being lot 5 according to 46 said Hagan's plan, containing 53 acres more or less. Parcel Bounded easterly by lot 4 and southerly in part by 48 the Jarvis or Webber lot, so-called, being lot 6 according

49 to said Hagan's plan, containing 47 acres more or less. 50 Parcel 15. Lying westerly of and adjoining lot 6, bounded 51 southerly by the Settler's lot, so-called, northerly by lot 8, 52 being lot 7 according to said Hagan's plan, containing 50 53 acres more or less. Parcel 16. Bounded northerly by lots 54 6 and 7 according to said Hagan's plan, easterly by the 55 Jarvis or Webber lot, so-called, being a parcel of land 56 twenty (20) rods in width lying between the Jarvis and 57 Webber lot and the westerly line of lot 7, produced south. 58 Parcel 17. Bounded easterly by Phillips Lake, southerly 59 by lots 4 and 5, westerly by lot 12, now owned or occupied 60 by Michael Quinn, being lot 13, according to said Hagan's 61 plan, containing 54 acres more or less. Parcel 18. Bounded 62 southerly by said lot 13, easterly and northerly by Phillips 63 Lake, being lot 14 according to said Hagan's plan, contain-64 ing 62 acres more or less. Parcel 19. Bounded easterly 65 by Phillips Lake and lot 14, above referred to, southerly 66 by lot 12 now owned or occupied by Michael Quinn, west-67 erly by lot 10, being the Fitts 50 acre lot, so-called, marked 68 (Fitts 50 acres flowed land W & E) on said Hagan's plan, 69 containing 50 acres more or less. Parcel 20. The Jarvis 70 or Webber lot, so-called, bounded easterly by the Mann 71 lot, so-called, southerly by the Wilkes lot, so-called, ac-72 cording to said Hagan's plan, containing 290 acres more 73 or less. Parcel 21. The Wilkes lot, so-called, lying south-74 erly of and adjoining the Jarvis or Webber lot, so-called, 75 bounded easterly by the Johnson lot, so-called, and the Ban76 gor Road, and southerly by a parcel of land now or for-77 merly owned or occupied by the Bacon & Robinson Wood 78 Co., containing 506 acres more or less and being all in ac-79 cordance with said Hagan's plan. Parcel 22. Being the 80 northerly parcel of land of the Johnson property, so-called, 81 bounded northerly by the Mann lot, so-called, westerly by 82 the Wilkes lot, so-called, and southerly in part by the 83 Wilkes lot, so-called, containing 48 acres more or less. The 84 Bangor Road passes through the easterly side of said lot 85 and lot is marked (Johnson W & E) on said Hagan's plan. 86 Parcel 23. Lying easterly of and adjoining the Bangor 87 Road, so-called, bounded northerly in part by the last above 88 described parcel of land containing 50 acres more or less. 89 The road to Green Lake crosses this lot according to said 90 Hagan's plan. Parcel 24. All the islands in Phillips Lake, 91 containing 50 acres more or less. Parcel 35. Lying easter-92 ly of and adjoining the Bangor Road, bounded northerly 93 by the Dutton or John P. Webber lot, and the northerly 94 line of the Ninth Range in said Dedham, containing 200 95 acres more or less commonly known as the John P. Phil-96 lips meadow lot.

Excepting and reserving, however, from the above de-2 scribed premises all that part of the Bangor Road, so-called, 3 leading from Bangor to Ellsworth, as lies within the bounds 4 of, or adjoining, the above described premises or any part 5 thereof. Also excepting and reserving from the above de-6 scribed premises the southwesterly half of parcel 12 as ap-

7 pears in a deed from Ella L. Burrill to John C. McFaul et 8 als, dated April 26, 1917, recorded in said registry Vol. 535, 9 Page 260, the whole of lot 12 is estimated to contain 125 10 acres more or less. Also excepting and reserving from the 11 above described premises, out of the parcel of land con-12 veyed by Edgar Dauphinee to Harold M. Saddlemire, two 13 cottage lots, lying westerly of and adjoining the westerly 14 shore of Phillips Lake, as follows: Edgar Dauphinee to 15 Doris C. Treat by deed dated July 13, 1925, recorded in said 16 registry Vol. 595, Page 259, Edgar Dauphinee to Joseph 17 Lunt by deed dated July 1, 1922 recorded in said registry 18 Vol. 597, Page 323. Also excepting and reserving from the 19 above described premises, out of the parcel of land conveyed 20 by George R. Hagerthy to Harold M. Saddlemire the fol-21 lowing cottage lots situated on and adjoining the westerly 22 shore of Phillips Lake as follows: George R. Hagerthy to 23 C. M. Rogers by deed dated Dec. 21, 1920, recorded in said 24 Registry Vol. 558, Page 190; George R. Hagerthy et als to 25 David N. Beach by deed dated Dec. 7, 1921, recorded in 26 said registry Vol. 564, Page 300.

Also excepting and reserving from the above described 2 premises, a certain cottage lot lying on and adjoining the 3 westerly shore of Phillips Lake conveyed by Hadley P. Bur-4 rill to Joseph Lunt by deed dated Dec. 26, 1913, recorded 5 in said registry Vol. 533, Page 530.

Also excepting and reserving from the above described 2 premises a certain cottage lot situate on and adjoining the 3 westerly shore of Phillips Lake conveyed by Ella L. Bur-

4 rill to Percy Sawyer by deed dated Jan. 17, 1917, recorded

5 in said registry Vol. 537, Page 57.

Also excepting and reserving from the above described 2 premises a cottage lot conveyed by John P. Phillips to Geo. 3 W. Parker by deed dated April 15, 1885, recorded in said 4 Registry Vol. 204, page 459. Said parcel of land being situate on and is a part of Pearl Point, so-called.

Also excepting and reserving so much of the Green Lake 2 Road, so-called, as crosses and lies within said Johnson fifty 3 acre lot.

It is intended by the above description to include all that 2 territory within the radius of the extreme points therein 3 described in respect to each parcel of land therein described, 4 as each such parcel of land is therein described.

Said territory above described embraced within the limits 2 above described but not including such premises as are 3 specifically reserved and excepted by and in the above de-4 scription, together with such other land in said town of 5 Dedham adjacent and contiguous to any portion of the 6 above described territory, which may hereafter be pur-7 chased by Lucerne-in-Maine Community Association, a 8 Maine corporation; together with the inhabitants within 9 said corporate territory as described and designated here-10 in, and certain owners and proprietors of real estate therein, 11 as hereinafter specified, is hereby created a body politic and 12 corporate, by the name of Lucerne-in-Maine Village Cor-

13 poration, with all the rights and privileges granted by the 14 laws of the State of Maine to similar corporations.

Sect. 2. Purposes for which corporation may raise money 2 and make contracts. Said corporation is hereby authorized 3 and vested with the power at any legal meeting called for 4 the purpose to raise money for the following purposes, 5 namely: To create and maintain a fire department with 6 all necessary equipment, appliances and apparatus for the 7 prevention and extinguishment of fires; to build, repair and 8 maintain roads, streets, ways and bridges, sidewalks, sew-9 ers and other sanitary works, including the collection and 10 removal of offal, garbage and other waste material; to care II for and beautify any portion of the corporate territory 12 which has been or may hereafter be reserved for and ded-13 icated to public uses to be enjoyed in common by all the 14 owners of estates in said territory and to that end to build 15 roads and walks upon and through said common lands and 16 in general to beautify same; to build, repair and maintain 17 wharves, landings and bathing beaches; to build and main-18 tain golf courses, tennis courts and grounds for all other 19 athletic sports for use in common by all owners of real 20 estate within the boundaries of said corporate territory; to 21 establish and maintain police and night watch; to procure 22 water for fire, domestic and other purposes and to pro-23 duce or procure light for public use and for the use of the 24 inhabitants of said territory, and for such purposes to con-25 tract with any individual, firm, or corporation to furnish ì

26 such water or light for either or both of the purposes named 27 and to establish reasonable rates subject to approval by the 28 public utilities commission, to be paid by the inhabitants 29 of said territory using such water or light for domestic 30 purposes, if produced by said corporation herein created; 31 to construct, maintain and operate telephone and telegraph 32 lines or to aid in such construction, maintenance and op-33 eration and to that end and for that purpose to contract 34 with any corporation, firm or individual therefor; to pur-35 chase ice, coal, wood, lumber, teams and other necessary 36 supplies and equipment and employ labor, and to sell such 37 supplies and furnish such teams and labor for hire to the 38 members of the village corporation or residents in said ter-39 ritory; to license entertainments of a character not forbid-40 den by law, and to forbid the same when, in the judgment 41 of the overseers, such entertainment is a nuisance or is im-42 moral; to make and enforce rules and regulations for the 43 maintenance of order, and the protection of corporate prop-44 erty; to defray any and all other necessary or proper cor-45 porate charges; to defray the expense of such agents as 46 the overseers of the village corporation may employ as nec-47 essary to carry out the provisions of this section.

Sect. 3. Town of Dedham relieved from certain duties 2 and liabilities and village corporation to assume same. The 3 town of Dedham, in said county of Hancock, is hereby re-4 lieved from any and all duty to build, repair or maintain 5 roads, streets or ways upon said territory, or within its

6 limits, or to build school houses or to maintain schools for 7 children resident therein, or to transport any such children 8 to school, or to perform any of the duties for which said 9 village corporation is authorized by section two of this act 10 to raise money, and said town shall not be liable for de-II fects in streets, ways or roads in said village corporation's 12 territory nor for failure to perform any duty from which it is 13 relieved by this act, but said village corporation shall assume 14 all of said duties and be liable for said defects in said 15 streets, ways and roads and for failure to perform the du-16 ties assumed as the town of Dedham would have been liable 17 except for this act, which liability may be enforced under 18 the same conditions, in the same manner and with the same 19 remedies as are provided by law in relation to towns. Neith-20 er this section or any of the provisions of this act shall in 21 any manner be construed to impose on said village corpora-22 tion any duty or responsibility concerning or with respect 23 to the building, repair or maintenance of the main state. 24 highway extending between Bangor, Maine, and Ellsworth, 25 Maine, or to in any manner relieve the town of Dedham 26 from the duties, responsibilities and liabilities with respect 27 thereto, as existed prior to the passage of this act and which 28 would exist thereon if this act had not been passed.

Sect. 4. Corporation to have same powers and duties rela-2 tive to town ways as town of Dedham now has. Said vil-3 lage corporation and the overseers thereof shall have the 4 same power and duties in laying out, discontinuing and al5 tering public ways in said corporation territory which the 6 town of Dedham and the selectmen thereof now have, to 7 be exercised and performed under the same conditions and 8 limitations and in the same manner that they are now experised and performed by said town and its selectmen, including the right and power to construct, repair and maintain such additional ways, streets and sidewalks as said 12 overseers may consider proper and necessary for the pur-13 poses of the village corporation, and to construct and maintain a bridge across Phillips Lake, in said Dedham, norther-15 ly of Pearl Point, so-called.

Sect. 5. Apportionment of Taxes between town and cor2 poration. The town of Dedham shall annually pay over to
3 the treasurer of said village corporation out of the taxes
4 collected from the inhabitants and estates within said cor5 poration's territory a sum equal to sixty per centum of all
6 the town taxes, exclusive of the state and county tax, col7 lected from said inhabitants and estates. This provision
8 shall commence to and shall effect the apportionment of
9 said taxes, as above provided, assessed for the year rine10 teen hundred and twenty-seven, provided this charter shall
11 be accepted in accordance with section nineteen hereof; in
12 which event such payment shall be made by the town of
13 Dedham to said village corporation within the municipal
14 year nineteen hundred twenty-seven.

Sect. 6. Taxes to be assessed by assessors of Dedham; 2 persons entitled to use of land may be assessed as owners.

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3 All moneys which shall be raised for the purposes named 4 in section two of this act or for any other purpose for which 5 the corporation may lawfully raise money, shall be assessed 6 upon the taxable polls and estates embraced within the 7 limits of said corporation's territory by the assessors of 8 the town of Dedham in the same manner as is provided 9 by law for the assessment of town and county taxes. For 10 the purpose of taxation under this act the person or per-11 sons entitled to the use or occupation of any lot of land 12 within the limits of said corporation's territory may be 13 deemed the owner thereof and be taxed for said lot and the 14 improvements, if any, thereon.

Sect. 7. Officers of corporation; authorized to adopt by-2 laws; officers to be sworn; treasurer to give bond. The 3 officers of said corporation shall be a board of three over-4 seers who shall be elected annually at the annual meetings 5 of the village corporation by ballot, a president, a treasurer 6 and a clerk, and such other officers as the by-laws of said 7 corporation may require. The three overseers when elected 8 as above provided shall forthwith proceed to elect a presi-9 dent, treasurer and clerk. The treasurer and clerk must be 10 residents of the State of Maine. The president, treasurer II and clerk may be elected by the overseers from thir own Said corporation is empowered to adopt at any 12 number. 13 legal meeting called for that purpose a code of by-laws for 14 the proper management of its business affairs and other 15 purposes connected therewith, provided said by-laws are 16 not repugnant to the laws of the State of Maine. Such 17 code of by-laws may be amended or altered at any legal 18 meeting of the corporation in the call for which notice of 19 the proposed change has been given. The officers afore-20 said shall be sworn before a justice of the peace and the 21 treasurer shall give bond to said corporation in such sum 22 as the overseers may direct, which bond shall be approved 23 by the overseers.

Sect. 8. *Eligibility of officers*. Any person who is a legal 2 voter in said corporation may be elected or appointed to 3 any office therein, but shall cease to hold said office when-4 ever he ceases to be such legal voter.

Sect. 9. President to preside; deciding vote in case of tie.

2 The president, if present, shall preside over all of the meet
3 ings of the board of overseers, and in case of a tie shall

4 cast the deciding vote. He shall perform such other duties

5 as may be provided in the by-laws or from time to time

6 delegated by the board of overseers. In the absence of the

7 president, a chairman shall be elected to preside.

Sect. 10. Overseers shall be municipal officers. The over-2 seers shall be the general municipal officers of said village 3 corporation and shall have general charge of its affairs and 4 of the expenditure of all of its moneys, except so far as the 5 same may be committed to other officers or persons.

Sect. 11. Annual meeting; procedure for assessment and 2 collection of taxes of corporation; duties of treasurer of 3 corporation respecting receipt and disbursement of funds.

4 Each and every year an annual meeting shall be held within 5 the territorial limits of the village corporation on the third 6 Saturday of February at which a majority of the legal 7 voters there assembled shall determine the amount of money 8 to be raised for the corporate purposes during and for that A certificate signed by the president and attested 10 by the clerk shall thereupon, and before the annual meeting II of the town of Dedham, be filed with the assessors of the 12 town of Dedham, which certificate shall recite the amount 13 of money to be raised in accordance with the vote of the 14 said meeting of the village corporation. It shall be the 15 duty of said assessors or their successors in office, at the 16 time of the annual assessment of town and county taxes 17 for that year in said town of Dedham to assess the total 18 amounts shown by such certificate upon the polls and es-19 tates of persons residing within the limits of said corpora-20 tion's territory and upon the estates of non-resident owners 21 and proprietors thereof located therein and to certify and 22 deliver the lists of the assessments so made to the collector 23 of the town of Dedham, whose duty it shall be to collect 24 the same in like manner as county and town taxes are by 25 law collected and said collector shall pay over all such 26 moneys collected by him to the treasurer of the village cor-27 poration whenever the overseers thereof shall so direct. 28 The collector shall also deliver to said treasurer a list of 20 such assessments. It shall be the duty of the treasurer of 30 the village corporation to receive all moneys belonging to

31 the corporation and to pay it out only upon the written 32 order or direction of the overseers, and to keep regular ac-33 counts of all moneys received and paid out and to exhibit 34 the same to the overseers whenever requested. The town 35 of Dedham shall have the same powers relative to the col-36 lection of taxes within said corporation's limits as it has 37 in the collection of town taxes, and said collector shall have 38 the same rights and powers to collect and recover any taxes 39 committed to him under the provisions of this act by suit 40 or otherwise that he has for the collection of town taxes 41 committed to him and the town of Dedham shall have the 42 same right to recover and collect town taxes assessed there-43 in. The collector of the town of Dedham shall be entitled 44 to receive the same percentage for the collection of taxes 45 assessed under this section and the same fees in connction 46 with the collection thereof which he receives for the col-47 lection of the town taxes; which percentage and fees shall 48 be deducted from and paid out of the tax collected under 49 this section.

Sect. 12. Qualification of voters; overseers to prepare 2 lists; use of checklist. All persons residing within the limits 3 of said corporation's territory, who would be legal voters 4 in the town of Dedham and every person of lawful age 5 who owns or is in possession of one or more lots of land 6 in said territory shall be legal voters at any meeting of 7 said corporation at which they are present. The overseers 8 of said village corporation shall determine who are the le-

9 gal voters at any meeting and shall prepare a list of voters 10 at least twenty-four hours before every meeting, which II shall show just what persons the overseers have determined 12 are legal voters, and which said list the overseers may 13 amend or correct at any time before said meeting or during 14 its progress. The vote upon any proposition at any meet-15 ing shall be taken and checked by this list upon the demand 16 of five legal voters; provided, however, that every person, 17 who by virtue of a joint ownership of himself and some 18 other person or persons, and by agreement with the other 19 joint owners, is in possession of a certain aliquot part of a lot 20 of land in said territory upon which he has a dwelling owned 21 and controlled by himself exclusively, shall be deemed a 22 legal voter at any meeting of the corporation at which he 23 is present. A majority of the votes of those present at 24 any meeting shall be binding on the corporation. Any per-25 son entitled by the provisions of this act to vote at any 26 meeting of said village corporation, who for any reason 27 is unable to attend any such meeting, or adjournment there-28 of, shall be entitled to vote thereat, or at any adjournment 29 thereof by written proxy running to any legal voter who 30 is present at such meeting or adjournment thereof, pro-31 vided such proxy shall not have been granted more than 32 thirty days prior to the meeting which shall be named 33 therein. Any voter who is thus represented by proxy at 34 any such meeting or adjournment, shall be in all and every 35 respect considered as present in determining majority votes 36 at such meetings or adjournments thereof.

Sect. 13. First election; terms of officers; annual meeting. 2 The first election of officers, in the manner hereinabove 3 provided, shall be at the meeting at which this charter is 4 accepted. Said officers shall hold their respective offices 5 until the next annual meeting of the village corporation, 6 at which said meeting officers shall be elected in the manner 7 hereinabove provided and thereafterwards at each annual 8 meeting, but in any event all officers duly elected shall hold 9 office until their successors are elected and duly qualified. Sect. 14. Procedure for acceptance of charter; subsequent 2 meetings, how called; moderator to be chosen. This charter 3 may be accepted at any time within two years from its ap-4 proval by the governor, but not more than two meetings 5 to vote thereon shall be called in any one calendar year. 6 Harold M. Saddlemire, M. C. Saddlemire and Leroy J. 7 Butterfield, or either of them, may call all meetings of the 8 corporation previous to the acceptance of the charter and 9 the first election of officers, and notify the persons entitled 10 to vote therein to meet at some suitable time and place in II said territory, by posting of notices in two public places 12 in said territory seven days at least before the time of hold-13 ing said meeting; all subsequent meetings shall be called 14 and notified by the overseers as town meetings shall be 15 called and notified by the selectmen thereof. Either of the 16 above named persons is authorized to preside at any meet-17 ing previous to the acceptance of the charter until the meet-18 ing is organized and until a moderator shall have been chos19 en by ballot and sworn; at all meetings of the corporation, 20 a moderator shall be chosen in the manner and with the 21 same power as in a town meeting.

Sect. 15. First meeting. At the meeting called for the 2 purpose of voting upon the acceptance of this charter, as 3 soon as a majority of the legal voters present have voted 4 in favor thereof, the legal voters present as defined by this 5 act may in said first meeting exercise all of the powers 6 herein conferred upon the voters at the annual meeting. At 7 said first meeting or at any adjournment thereof, any legal 8 voter may vote by written proxy to any legal voter who is 9 present at the meeting or at any adjournment thereof, with 10 full and the same effect in every respect as if such voter 11 voting by proxy was personally present at the meeting or 2 adjournment thereof.

Sect. 16. Filling of vacancies. In the event of the death 2 or resignation of any overseer or officer, his place may be 3 filled by vote of a majority of the board of overseers, and 4 the new officer or overseer so elected shall hold his office 5 until the next annual meeting, or until his successor is elected 6 and qualified.

Sect. 17. May acquire and hold real estate. Lucerne-in-2 Maine Village Corporation is hereby authorized to purchase, 3 take title to in fee or in trust, lease or otherwise acquire 4 real estate or interests therein within the limits of said cor-5 poration's territory, and to hold, manage, improve and con-6 trol the same for the benefit of said village corporation and 7 the members thereof, for the purpose of enabling the village 8 corporation to accomplish the objects for which it was cre-9 ated.

May issue bonds; may negotiate temporary 2 loans; may abate or refund taxes. Said village corporation 3 at any legal meeting called for that purpose, may vote to 4 issue its bonds or notes to obtain money to carry out each, 5 any or all of the objects and purposes set forth in herein-6 above. Said bonds or notes shall be signed by the treasurer 7 and shall be on such time and terms and bear such rate of 8 interest as the corporation may deem expedient, subject 9 however to the limitations to towns under the constitution 10 of Maine limiting municipal indebtedness. And in addition II to the above powers of rasing money said village corpora-12 tion may, by a majority vote of the voters present at any 13 legal meeting, from time to time borrow money as a tem-14 porary loan in anticipation of the receipt of its money from 15 the town of Dedham under sections five, six and eleven 16 hereinabove. Said village corporation shall also have the 17 power to abate or refund taxes assessed within its limits 18 for corporation purposes.

Sect. 19. Act effective when approved so far as authoriz-2 ing holding meeting for acceptance of charter; emergency 3 clause. In view of the emergency set forth in the preamble, 4 this act shall take effect when approved by the governor 5 so far as to authorize the calling of a meeting or meetings 6 of said village corporation for the purpose of voting upon 7 the acceptance of this charter, and whenever this charter 8 shall be accepted by a majority of the voters of said corgo poration voting at a legal meeting called for that purpose, to then the same shall take and have complete effect in all its 11 parts.

Sect. 20. Acceptance previous to April first, nineteen hun2 dred twenty-seven, provision for taxes. If this charter shall
3 be accepted and a certificate of the amount of money voted
4 to be raised by the corporation filed with the assessors of
5 the town of Dedham, on or before the first day of April,
6 nineteen hundred twenty-seven, the amount of money so
7 voted to be raised shall be included in the assessment of
8 taxes for the year nineteen hundred twenty-seven and shall
9 be collected and paid over to the treasurer of said village
10 corporation in manner above provided.