

# MAINE STATE LEGISLATURE

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SPECIAL SESSION

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E I G H T Y - E I G H T H   L E G I S L A T U R E

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**Legislative Document**

**No. 1102**

H. P. 1910

House of Representatives, October 27, 1937.

Referred to Committee on Legal Affairs and 500 copies ordered printed.  
Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mrs. Thurston of Bethel by request.

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S T A T E   O F   M A I N E

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-SEVEN

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**AN ACT to Provide for the Surrender by Town of Albany of Its  
Organization.**

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**Emergency preamble.** Whereas, the town of Albany is unable to fulfill its obligations as a town any longer; and

Whereas, unless provisions for its immediate deorganization are made, the town will not be able to meet its obligations; and

Whereas, it is necessary to provide for proper care of the poor of said town and proper education for its children; and

Whereas, these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. Organization of town of Albany may be surrendered.** The organization of the town of Albany in the county of Oxford as heretofore adopted is hereby surrendered; provided, however, that the corporate existence, powers, duties and liabilities of said town shall survive for the purpose of prosecuting and defending all pending suits and causes of suits

to which said town is, or may be, a party and all needful process growing out of the same, including provisions for the payment of all or any judgments or debts which may be rendered against such town or exist in favor of any creditor.

**Sec. 2. School fund and unexpended funds.** The school fund deposited to the credit of said town and all funds unexpended for school purposes at the time when this act becomes effective out of amounts raised by said town for school purposes or out of amounts paid by the state for school purposes shall be paid by the treasurer of said town or such other person in whose custody such funds may be, to the treasurer of state. Such amounts, so received, shall be added to the unorganized township funds as provided in section 23 of chapter 11 of the revised statutes.

**Sec. 3. Referendum.** This act shall take effect immediately after its approval by the governor for the purpose of permitting its acceptance or rejection by the legal voters of the town of Albany at any special town meeting legally called for the acceptance of this act before January 1, 1938; an appropriate article being inserted in the call for said meeting.

If a majority of the qualified voters of the town, present and voting, vote in acceptance of this act it shall become operative on January 1, 1938. A certificate of such vote shall be filed by the town clerk with the secretary of state.