

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 110**

H. P. 139

House of Representatives, January 26, 1943.

Referred to Committee on Legal Affairs, ordered printed and sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Milliken of Madison.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-THREE

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**AN ACT to Repeal the Incorporation of the Madison Village Corporation.**

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

**Sec. 1. Organization of Madison Village Corporation repealed.** Chapter 8 of the private and special laws of 1887 creating the Madison Village Corporation and all acts additional thereto and amendatory thereof are hereby repealed; provided, however, that the corporate existence, powers, duties and liabilities of said Corporation shall survive for the purpose of prosecuting and defending all pending suits and causes of suits of which said Corporation is, or may be, a party and all needful process growing out of the same, including provisions for the payment of any debts or judgments which may be rendered against said Corporation or exist in favor of any creditor.

**Sec. 2. Fire fighting equipment, all real and personal property, rights, franchises, including property held under the name of Madison Electric Works, and unexpended funds.** The fire fighting equipment, all of the real and personal property, rights, franchises, including property held under the name of Madison Electric Works, unexpended funds, and all other property of every kind of said Madison Village Corporation shall be conveyed, transferred, assigned, delivered and paid over to the inhabit-

ants of the town of Madison, which said town shall automatically assume and carry on all the functions of said Madison Village Corporation. It shall be the duty of the assessors of Madison Village Corporation, upon the acceptance of this act in accordance with the provisions of section 4, to execute in the name and behalf of said corporation suitable and necessary conveyances of all real and personal estates of said corporation to the inhabitants of the town of Madison and deliver the same to the proper officials of said town.

**Sec. 3. The authority of the town to raise money to pay liabilities.** The town of Madison may, at a meeting legally called by warrant and containing an article for that purpose, by vote, assume all of the outstanding liabilities of said Madison Village Corporation on any day after, and including the day that this act shall take full effect; and in case said town so votes it shall have authority to raise money by taxation, loan or otherwise with which to discharge such liabilities, and thereupon all of the real and personal property, rights, franchises and assets of said Madison Village Corporation shall be and become the property of and vested in said town.

**Sec. 4. Effective date; referendum.** This act shall take effect 90 days after the adjournment of this legislature only for the purpose of permitting its submission to the legal voters of the town of Madison, and the legal voters of the "Madison Village Corporation", at any special or annual meeting of the above mentioned town and corporation, which meetings shall be called for that purpose by an appropriate article inserted in the calls (or warrants) for said meetings. Such elections shall be called, advertised and conducted according to the law relating to municipal elections (except insofar as the charter of the "Madison Village Corporation" may differ, in which case the charter of said corporation shall prevail in regard to the meeting of the corporation); provided, however, that the board of registration in said town of Madison shall not be required to prepare for posting or the town clerk to post a new list of voters. The town clerk of Madison and the clerk of the "Madison Village Corporation" shall prepare the required ballots for their respective bodies, upon which they shall reduce the subject matter of this act to the following question: "Shall 'An Act to Repeal the Incorporation of the Madison Village Corporation' be accepted?", and the voters shall indicate by a cross placed over the words "Yes" or "No" their opinion of the same. The result of the vote in the said town and of said corporation shall be declared by the municipal officers of the town and the trustees of said corporation, and certificates thereof filed by their respective clerks with the secretary of state immediately after the determination of the vote. This act shall become effective

in full upon the date that the certificates of the results of the votes of both the town of Madison and the Madison Village Corporation are filed with the secretary of state to the effect that this act is accepted.