

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

NINETY - SECOND L E G I S L A T U R E

Legislative Document

No. 372

S. P. 154

In Senate, February 1, 1945.

Referred to Committee on Towns. Sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Dunbar of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-FIVE

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

Emergency preamble. Whereas, the town of Trescott is not able to function under its present organization; and

Whereas, immediate steps should be taken to take care of the present financial emergency; and

Whereas, in the judgment of the legislature, these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine, and require the following legislation as immediately necessary for the perservation 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 Trescott may be surrendered. The organization of the town of Trescott in the county of Washington as heretofore adopted is hereby surrendered; provided, however, that the corporate existence, powers, duties and liabilities of said town of Trescott 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 pay-

ment of all or any judgments or debts which may be rendered against such town or exist in favor of any creditor.

Sec. 2. Unexpended school funds. At the time this act becomes effective, the treasurer of said town or such other person as may have custody of the funds of the town shall pay to the treasurer of state all unexpended school funds, which school funds together with the proceeds of any credits due the town for school purposes are to be used by the state tax assessor to settle any school obligations contracted by the town previous to the time this act becomes effective. Any unexpended school funds remaining in the hands of the treasurer of state after all such obligations have been met shall be added to the unorganized townships fund as provided in section 38 of chapter 32 of the revised statutes.

Sec. 3. Ratification. This act shall take effect on approval by the governor for the purpose of permitting its acceptance or rejection by the legal voters of the town of Trescott at any annual or special town meeting legally called to consider the acceptance of this act; 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 favor of the acceptance of this act, it shall become operative on March 30, 1945. A certificate of such vote shall be filed by the town clerk with the secretary of state.

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.