

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)

ACTS AND RESOLVES

OF THE

FIFTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1877.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 28, 1840, and March 16, 1842.

AUGUSTA :

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1877.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1877.

CHAP. 172**Chapter 172.**

An act to amend section three of chapter twenty-six of the Public Laws of eighteen hundred and seventy-two, relating to the altering or widening of streets.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sec. 3, ch. 26,
public laws 1872,
amended.

Section three, chapter twenty-six of the public laws of eighteen hundred and seventy-two, is hereby amended, by striking out the words "recover a larger," in the eighth line, and inserting, in lieu thereof, the words 'be assessed a smaller ;' also, by striking out the words "and if said owner or proprietor shall recover a larger sum than that assessed by the city council, then," in the tenth, eleventh and twelfth lines, and inserting, in lieu thereof, the word 'otherwise,' so that said section, as amended, shall read as follows :

Owners aggrieved
may have assess-
ments made by a
committee or jury

‘SECT. 3. Any owner or proprietor, as aforesaid, aggrieved by reason of the sum so assessed upon his lot or parcel of land, may, at any time within six months after such assessment, have the same assessed by a committee or jury, as now provided by law for the estimate of damages for land taken for laying out, altering, widening or discontinuing any new street or public way in either of said cities ; and if, upon appeal, such owner or proprietor shall fail to be assessed a smaller sum than that assessed by the city council, then said city shall recover costs, after such appeal, which shall be added to and become part of said assessment ; otherwise, the appellant shall recover costs after said appeal, and the clerk of the courts for the county, as the case may be, within thirty days after final judgment, in case of appeal, certify such judgment to the clerk of said city, as the case may be.’

Approved February 7, 1877.

Chapter 173.

An act to amend section fifty-three, of chapter eleven, of the Revised Statutes, relating to the election of Superintending School Committees.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Sec. 53, ch. 11,
R. S., amended.

Section fifty-three of chapter eleven of the revised statutes is hereby amended, by adding thereto the words 'provided, however, that if the one thus remaining in office shall decline

or neglect to fill the vacancies existing in the board, the municipal officers shall fill said vacancies,' so that said section, as amended, shall read as follows :

'SECT. 53. Superintending school committees at their first meeting, shall designate by lot one of their number to hold office three years, and another two years, and certify such designation to the the town clerk, to be by him recorded. The third member shall hold office one year ; and each member elected to fill the place of one whose term expires, shall hold office three years. They shall fill all vacancies in their number until the next annual town meeting. Two members shall constitute a quorum ; but if there is but one in office, he may fill vacancies ; *provided, however,* that if the one thus remaining in office shall decline or neglect to fill the vacancies existing in the board, the municipal officers shall fill said vacancies.'

Superintending school committee, when first chosen, shall arrange term of office.

Vacancies, how filled.

Approved February 7, 1877.

Chapter 174.

An act to amend chapter sixty of the Public Laws of eighteen hundred and seventy-six, relating to Administrators, Executors and Trustees.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Chapter sixty of the public laws of eighteen hundred and seventy-six is hereby amended, by inserting after the word "cases," in the third line, the words 'and when they reside beyond the limits of this state, before a commissioner for the State of Maine or a United States consul,' so that said chapter, as amended, shall read as follows :

Ch. 60, public laws 1876, amended.

'Administrators, executors and trustees, are hereby authorized to make oath to their several accounts before a justice of the peace, in all cases, and when they reside beyond the limits of this state, before a commissioner for the State of Maine or a United States consul, where no objection is made by parties interested, to the allowance of said account.'

Administrators, executors and trustees, authorized to make oath to accounts before a justice of the peace.

—when they reside out of state, before commissioner for State of Maine.

Approved February 7, 1877.