

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1880.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

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1880.

PUBLIC LAWS
OF THE
STATE OF MAINE.
1880.

CHAP. 236

Ex-officio trustee of state college.

expenses incurred in the discharge of his duties, an account thereof to be first audited by the governor and council. The secretary shall be an ex-officio member of the board of trustees of the state college of agriculture and the mechanic arts, also of the board of commissioners provided for in section fifty of chapter fourteen of the revised statutes relative to contagious diseases in cattle.

Inconsistent acts repealed.

SECT. 6. Such portions of sections one to six inclusive of chapter fifty-eight of the revised statutes, and all other acts and parts of acts inconsistent with this act are hereby repealed.

SECT. 7. This act shall take effect when approved.

Approved March 18, 1880.

Chapter 236.

An act relating to the sale of the Franchises of Railroad Corporations.

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

Application of secs. 17 to 20, ch. 84, R. S.

SECT. 1. The provisions of sections seventeen to twenty, each inclusive, of chapter eighty-four of the revised statutes, shall be construed so as to apply to the franchises of railroad corporations whose railroads lie wholly within this state, except that in case of railroad corporations notice shall be given of the time and place of sale, by posting a notification thereof at the court house in each county through which such railroad runs, either wholly or in part, thirty days at least before the day of sale, and by causing an advertisement to be inserted three weeks successively in at least one newspaper published in each county through which the road runs, either wholly or in part, the last publication to be at least four days before the day of sale, and if there is no newspaper printed in any one or more of such counties, then in the state paper in lieu thereof; and when the company has an established office in this state, notice of the sale shall also be given by leaving an attested copy of the same at the office of said company not less than thirty days previous to such sale; and notice given in the manner herein provided shall be sufficient, and none other shall be required.

-- exception. Notice, how given.

SECT. 2. In case of sale upon execution of such franchises, the officer shall deliver to the purchaser a conveyance by deed of the franchise so sold.

CHAP. 237

Conveyance of franchise, how made.

SECT. 3. The franchises of railroads or their right to redeem mortgages, may, at the option of the creditor be sold as above provided, or may be seized on execution and sold by auction, as is provided for the sale of lands of corporations in sections thirty-nine, forty and forty-one, of chapter seventy-six of the revised statutes, except that the officer shall give notice of the time and place of sale in the manner provided in section one of this act, and the officer may convey the same by deed as is provided for in the sale of lands in said section thirty-nine, which said deed shall be recorded in the registry of deeds of each county in which any part of such railroad lies; and the provisions of said sections thirty-nine, forty and forty-one, except as is modified hereby shall apply to such sale of franchise or right to redeem mortgage.

Franchises of railroads or right of redemption, may be sold or seized on execution.

Approved March 18, 1880.

Chapter 237.

An act relating to trustees and other officers of Public Institutions.

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

SECT. 1. No trustee, superintendent, treasurer, or other person holding a place of trust in any state office or public institution of this state, shall be pecuniarily interested directly or indirectly in any contracts made in behalf of the state or of the institution in which he holds such place of trust, and any contract made in violation hereof shall be void; and if any such officer or person shall receive any drawbacks, presents, gratuities or secret discounts to his own use on account of such contracts, or from the profits in any materials, supplies, or labor furnished or done for the state or such institution, he shall be punished by imprisonment not more than a year, or by fine not exceeding five hundred dollars.

Public officers not to have pecuniary interest in certain contracts, etc.

—penalty.

SECT. 2. This act shall take effect when approved.

Approved March 18, 1880.