

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE.

1883.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
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1883.

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1883.

CHAP. 322

part of said town to provide draws or passage-ways across said highways and bridges; but all such expenses shall be borne by the persons named in this act, their associates or assigns.

When act becomes void

SECT. 4. Provided, that if the persons named in this act, their associates or assigns, shall for the term of two years after the passage of this act, fail to navigate said waters by steam and to provide suitable conveyance for passengers and freight over the same, then this act shall be void.

SECT. 5. This act shall take effect when approved.

Approved March 7, 1883.

Chapter 322.

An Act authorizing Fayette Shaw and others, to erect and maintain a telephone line from Princeton to Grand Lake Stream.

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

Fayette Shaw et als., authorized to erect a telephone line.

Fayette Shaw, Brackley Shaw and Walter D. Shaw are authorized to erect and maintain a telephone wire and poles to support the same, along the highway over Indian township, between Princeton and Grand Lake stream, in the county of Washington.

Approved March 7, 1883.

Chapter 323.

An Act to amend "An Act to charter the City of Biddeford."

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

Section 18 of the charter of the city of Biddeford, amended.

SECT. 1. Section eighteen of the charter of the city of Biddeford, is hereby amended by striking out the words, "by a majority of the votes given," so that the section, as amended, shall read:

'SECT. 18. The mayor shall be elected from the citizens at large, by the inhabitants of the city, voting in their respective wards; one alderman and three common councilmen shall be elected by each ward, being residents in the wards where elected; all said officers shall be elected by ballot, and shall hold their offices one year from the third Monday in March, and until others shall be elected in their places.'

CHAP. 323

Mayor, aldermen
and councilmen,
election of.

SECT. 2. Section twenty is hereby amended by striking out the words, "if on second balloting for any alderman, common councilman, constable, warden or clerk, a choice shall not be effected by a majority vote, then the person receiving the highest number of votes for any of those offices at the subsequent trial," and inserting in place thereof the words, 'the person receiving the highest number of votes for aldermen, common councilman, constable, warden or clerk,' also, by striking out the words, "by a majority of the votes given in all the wards," and inserting the words, 'in balloting for mayor, the person receiving the highest number of votes, given in all the wards, shall be declared elected;' also by striking out the words, "the said board shall issue their warrants for another election, and in case the citizens shall fail, on a second ballot, to elect a mayor, the said board shall again issue their warrants for a third election, to be held not less than three, nor more than four days thereafter, at which election the candidate having the greatest number of votes shall be declared elected, and notified as aforesaid," so that the section, as amended, shall read:

Sec. 20, amended.

'SECT. 20. On the second Monday in March, annually, immediately after a warden and clerk shall have been elected and sworn, the qualified electors of each ward shall ballot for a mayor, one alderman and three common councilmen; all the votes given for the said several officers, respectively, shall be sorted, counted, declared and registered in open ward meeting, by causing the names of the persons voted for, and the number of votes given to each, to be written on the ward record at length. The ward clerk, within twenty-four hours after such election, shall deliver to the persons elected alderman and common councilmen, certificates of their election, and shall forthwith deliver to the city clerk, a certified copy of the record of such election; *provided, however,* that if the

Annual election,
time, votes how
counted, declared
and certified.

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Meeting may adjourn from day to day.

Proceedings in case of no election.

Aldermen to examine certificates and notify mayor elect.

May order further elections.

Vacancy to be filled by new election.

Meeting of aldermen and councilmen elect.

Oath of office.

choice of aldermen and common councilmen, cannot conveniently be effected on that day, the meeting may be adjourned from day to day, to complete such election. The persons receiving the highest number of votes for alderman, common councilmen, constable, warden or clerk, shall be declared elected. If no one shall then have such highest number, the balloting shall be continued from day to day, until a choice is thus effected. In balloting for mayor, the person receiving the highest number of votes, given in all the wards, shall be declared elected. The board of aldermen shall, as soon as conveniently may be, examine the copies of the records of the several wards, certified as aforesaid, and shall cause the person who shall have been elected mayor, to be notified, in writing, of his election, but if it shall appear that no person shall have been elected, or if the person elected shall refuse to accept the office, further elections shall, in the same manner, be ordered till a choice shall be made by some one having the highest number of votes, and in case of a vacancy in the office of mayor, by death, resignation or otherwise, it shall be filled for the remainder of the term by a new election, in the manner hereinbefore provided for the choice of said officer; and in the meantime, the president *pro tempore* of the board of aldermen shall perform the duties of mayor. The oath prescribed by this act shall be administered to the mayor, by the city clerk, or any justice of the peace in said city. The aldermen and common councilmen elect, shall, on the third Monday of March, at ten of the clock in the forenoon, meet in convention, when the oath required by the second section of this act, shall be administered to the members of the two boards present, by the mayor, or any justice of the peace, and, thereupon, the two boards shall separate, and the board of common council shall be organized by the election of a president and clerk.'

SECT. 3. This act shall take effect when approved.

Approved March 7, 1883.