

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

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1887.

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1887.

CHAP. 173

How charter shall be accepted.

SECT. 14. At any meeting prescribed in section eleven of this act, the legal voters shall vote by ballot on the question of accepting the charter; and if two-thirds of all the persons present and voting lawfully at said meeting, shall vote in favor of its acceptance, then it shall take effect, and the corporation shall proceed to organize and choose its officers.

Rights of the town of Brunswick, shall not be abridged.

SECT. 15. This act shall not, either before or after its acceptance, destroy or abridge any right, power or duty of the town of Brunswick.

When act shall take effect.

SECT. 16. This act shall take effect when approved by the governor, but shall not bind the inhabitants of the territory aforesaid, until its acceptance by them as hereinbefore provided.

Approved March 1, 1887.

Chapter 173.

An Act to incorporate the Cornish Village Corporation.

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

Corporate limits.

SECT. 1. The territory embraced within the following limits; beginning on the west bank of Saco river, at the north-easterly corner of land of Elihu Parker, and thence running westerly by land of said Parker to land of heirs of James T. King; thence southerly by easterly line of said heirs' land to land of Isaac Small; thence westerly by said Small's land to county road leading from Cornish village to Limington; thence northwesterly, crossing said road to the northwesterly line of land of M. S. Eastman; thence southerly on line of said Eastman's land to land of William W. Thompson; thence by north-erly line of lands of said Thompson and John P. Bradeen to the old Limerick road, so called; thence crossing said road to the northeast corner of land of heirs of James T. King; thence westerly by the southerly line of said heirs' land to land of Willis Warren; thence by line of said Warren's land to the new Limerick road, so called; thence crossing said road to the southerly line of land of Thomas J. Richardson; thence by said Richardson's southerly and westerly line to the west-erly line of school district number two; thence following the line of said district to the place of beginning, in the town of

Cornish, together with the inhabitants thereon, be, and the same hereby is created a body politic and corporate by the name of the Cornish Village Improvement Society.

Corporate name.

SECT. 2. Said society is hereby authorized at any legal meeting called for the purpose, to raise by assessment or by loan, as hereinafter provided, such sums of money as may be deemed necessary and sufficient for organizing and maintaining within the limits of said society, an efficient fire department; for building, purchasing, renting, repairing and maintaining engine houses, hook and ladder, carriage houses and lock-ups or police stations; for purchasing, repairing and maintaining fire engines, hose, ladders, buckets, machines and other apparatus for the extinguishment and prevention of fire; for the location, construction and repair of reservoirs and aqueducts; for the procuring of water and pumps, pipes and machinery for handling and distributing the same; for building, repairing and maintaining sidewalks; for setting out, maintaining and caring for shade trees; for maintaining and improving Thompson park; for the purchasing and renting of real estate for any of the above purposes; to pay for the services of one or more police officers, night watchman or any other officers to whom the society may vote a salary or other compensation; and may receive, hold and manage devises, bequests or gifts for any of the above purposes.

May raise money for support of fire and police department, etc.

SECT. 3. The officers of said society under this act, unless said society shall otherwise determine, shall consist of a clerk, treasurer, collector, agent, assessors, one or more auditors, chief engineer, two or more assistant engineers, one or more police officers, and such other officers as may be provided for in the by-laws of said society; and such officers, except as herein otherwise provided, shall have the same qualifications, and shall be elected and qualified in the same way, and shall perform in said society the same duties as similar officers elected by towns, and such qualifications may be before the clerk of said society.

Officers.

SECT. 4. Said assessors shall be the general municipal officers of said society, and shall have charge of its affairs and of the expenditure of money therein, except so far as the same may be committed to other officers or persons.

Powers of assessors.

SECT. 5. Said engineers shall constitute a board, and as such shall have charge of the fire department of said society,

Powers of the board of engineers.

CHAP. 173

under such rules and ordinances as the society may adopt, and of the expenditure of money appropriated for said department; and said chief engineer and in his absence, the assistant engineers in the order of their rank, shall have exclusively all the power and authority within the limits of said society, that fire wardens now have or may have, chosen by towns in town meeting; but no building shall be pulled down or demolished, except by the concurrence of two of said engineers and of one of the fire wardens or municipal officers, or a civil or military officer of the town of Cornish, in the order named, present at any fire.

Powers of police officers.

SECT. 6. Said police officers and night watchmen shall have, within the limits of said society, the powers of constables in matters criminal or relating to the by-laws of said society, or of the town of Cornish.

Money, how assessed.

SECT. 7. All moneys which may be raised for the purposes aforesaid, or for any other purposes for which the society may raise money, shall be assessed upon the taxable polls and estates embraced within the limits of said society by the assessors thereof, in the same manner as is provided by law for the assessment of town and county taxes, and the said assessors may copy the last valuation of said property by the assessors of the town of Cornish, and assess the tax thereon, or may correct said valuation or make a new one thereof, according to the principles established by the last act establishing a state tax, and assess the tax on that valuation, and may make abatements on taxes assessed in said society, in the same way as assessors of towns may do.

Authorized to loan money.

SECT. 8. Said society is authorized to obtain by loan, money for any of the purposes for which it may lawfully raise money, payable in such installments not exceeding ten, and at such time or times not exceeding ten years, as the society may direct in the vote authorizing such loan; but in no case shall a loan be made that shall, with other indebtedness, make the whole liabilities of the society more than five per cent of the aggregate amount of the last valuation of the estates of the society upon the assessors' books. And whenever the society shall vote to borrow money as aforesaid, the clerk of the society shall certify to the assessors thereof, the amount of said loan with the date or dates at which the same shall become due and payable, and the assessors at each annual assessment of

—limit.

taxes in said society after said loan, shall assess the amount of the installment or payment on said loan, with the interest on the same, that may become due that year on the polls and estates in the society, as if the society had voted to raise it.

SECT. 9. Upon a certificate being filed with the assessors of said society by the clerk thereof, of the amount of money raised at any legal meeting of the inhabitants thereof for the purposes aforesaid, it shall be the duty of said assessors, as soon as may be, to assess said amount upon the taxable polls and estates embraced within the limits of said society, and the assessment so made, as well as the assessment of money to repay any loan of said society with interest thereon, to certify and deliver to the treasurer or collector of said society, whose duty it shall be to collect the same in like manner as town and county taxes are collected in towns, and the said society's collector or treasurer shall have the same power and authority in collecting the tax so assessed, as a constable or town collector has by law for collecting town and county taxes, and shall enforce payment of the same in the same manner as a town constable or town collector is required to do by law, and the said society shall have the same power to direct the mode of collecting said taxes, as towns have in the collection of taxes.

Taxes, assessment and collection of.

SECT. 10. All moneys payable to said society for any purpose, as well as all moneys derived from taxation or loan, or from any other source, shall be paid to the treasurer of the society, and received and held by him for the uses of the society. The treasurer shall repay all loans and interest thereon, as the same may become due, from any money in the treasury assessed or appropriated for that purpose, but no other money shall be paid therefrom except upon the written order of the assessors, and no such order shall be drawn by them except upon a properly avouched bill of items. The collector, and when required, the treasurer, shall give bonds in such sums as the society may direct, to be approved by the assessors.

Treasurer, duties of.

SECT. 11. Said society, at any legal meeting called for that purpose, may adopt by-laws and make all needful rules and ordinances for the organization and government of a fire department, and may prescribe the powers, duties, style and rank of the engineers of the fire department, and of the officers and members of engine and hook and ladder companies within said society, not repugnant to the laws of the state.

Bond of collector and treasurer.

By-laws.

CHAP. 174

First meeting,
how called.

SECT. 12. George H. Milliken and John F. Jameson, or either of them, are hereby authorized to call the first meeting of said society, and to notify the legal voters thereof to meet at some suitable time and place, within the limits aforesaid, by posting up notices in two public places within said limits, seven days at least before the time of said meeting; and either of said persons are authorized to preside at said meeting until after its organization, and until after a moderator shall be chosen by ballot and sworn, and at all meetings of the society, a moderator shall be chosen in the manner and with the same powers as in town meetings.

First and annual
meetings, when
held.

SECT. 13. The first election of the officers of this society shall be at the meeting of the legal voters of the society, called to accept this charter, and the annual election of officers shall be in the month of March.

Qualification of
voters.

SECT. 14. All persons liable to be taxed for polls, residing in the limits of said society, shall be legal voters at any meeting of said society.

When act shall
take effect.

SECT. 15. This act shall take effect and be in force on its approval by the governor, and after the same shall have been accepted by a vote of the society, at a legal meeting called for that purpose.

Approved March 1, 1887.

Chapter 174.

An Act to incorporate the Seal Harbor Water Company.

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

Corporators.

SECT. 1. James Clement, Junior, Melvan Tebbitts, Winfield S. Smallidge, R. E. Campbell, George W. Bracy, John Clement, William Cox and Samuel F. Barr, and such persons as they may associate with themselves in the enterprise, and their successors, are hereby incorporated into a corporation by the name of the Seal Harbor Water Company, for the purpose of supplying the village of Seal Harbor and its vicinity, in the town of Mount Desert, in Hancock county, Maine, with pure water for domestic, sanitary and municipal purposes, and also for the extinguishment of fires.

Corporate name.