

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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

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1897

PRIVATE AND SPECIAL LAWS
OF THE
STATE OF MAINE.

1897.

Sect. 8. Chapter one hundred and fifty-nine of the private and special laws of eighteen hundred and ninety-five is hereby repealed.

Sect. 9. This act shall take effect when approved.

Approved March 12, 1897.

CHAP. 437

Chapter 159,
private
laws, 1895,
repealed.

Chapter 437.

An Act to incorporate the Sunny Side Cemetery Association.

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

Sect. 1. Waldo Pettengill, Oliver A. Pettengill, Stanley Bisbee, George D. Bisbee, their associates, successors and assigns, are hereby made and constituted a body corporate by the name of the Sunny Side Cemetery Association; and the said corporation is hereby authorized to locate, construct, maintain and perpetuate a public cemetery within the town of Rumford, and for the purposes of said corporation may purchase, or take and hold as for public use, such land as may be necessary for the present or future requirements of said corporation; land so taken shall not extend nearer any dwelling house than twenty-five rods against the written protest of the owner made to the corporation.

Corpora-
tors.

—corporate
name.

—author-
ized to
maintain a
cemetery.

—may take
land.

Sect. 2. Whenever said corporation desires to take land of any person for such cemetery, or to enlarge the same, it shall first cause the same to be surveyed and a plan made and signed by the president and treasurer of said corporation, with the date of such survey. The original shall be filed in the office of the register of deeds for the county of Oxford and a copy of the same, attested by such register, given to the owner of the land described, or mailed to his last known post office address, and when said plan is so filed it shall be deemed and treated as taken by said corporation. If the owner of said land does not consent thereto, or the parties do not agree as to the necessity therefor, or the area necessary to be taken, the corporation may make written application to the county commissioners, describing the land and naming the persons interested; the commissioners shall appoint a time for the hearing near the premises and require notice to be given to the persons interested as they may direct, fourteen days at least

Proceed-
ings, when
land is
taken.

CHAP. 437

before said time; and shall then view the premises, hear the parties and determine how much, if any, of such land is necessary for the reasonable present and future use of said corporation. If they find that any or all of the land so described is necessary they shall furnish the corporation with a certificate containing a definite description thereof; and when it is filed with the register of deeds in the county where the land lies their decision shall be final, and the land shall be deemed and treated as taken, and in the event the owner of the land taken and the corporation are unable to agree upon the damages sustained by reason of such taking, the same shall be ascertained and paid in the manner provided by law for the taking of land for highways.

Powers and
privileges.

Sect. 3. This corporation is hereby authorized, after it shall have obtained the necessary land, to grade and lay the same into lots, locate and build streets, plant shade trees, construct fountains, erect and maintain receiving tombs, purchase a hearse and do any and all additional things that may, from time to time, be required to establish and maintain a modern public cemetery.

Capital
stock.

Sect. 4. The capital stock of the corporation shall not exceed twenty-five thousand dollars, and shall be divided into shares of twenty-five dollars each.

May hold
real and personal
estate.

Sect. 5. For the purposes of the corporation it is hereby authorized to hold real and personal property, to raise money by the sale of its lots, by the issue and sale of its capital stock, to raise money by loan, and to receive and hold bequests from persons and corporations for the purpose of protecting, caring for and beautifying said cemetery or lots therein.

Lots shall
be set apart
for use of
town.

Sect. 6. The corporation shall set apart a suitable lot or lots for the free use of the town for the burial of such persons as have been a town charge, or who are buried at the expense of the town.

Officers and
by-laws.

Sect. 7. The corporation is authorized to elect all proper officers and to adopt a code of by-laws, and shall be subject to all general laws relating to taxation as now or hereafter may apply to public cemeteries.

First meet-
ing, how
called.

Sect. 8. Either of the corporators named herein are authorized to call the first meeting by giving at least seven days' written notice of the time and place of said meeting mailed to each of his associates.

Sect. 9. This act shall take effect when approved.

Approved March 12, 1897.