

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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

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AUGUSTA  
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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1903.

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## CHAP. 358

Referees to  
be agreed on  
in case of  
disagree-  
ment.

Section 9. In case of any disagreement as to the rights of owners hereunder, the same shall be forthwith determined by referees agreed upon by the parties, or by the county commissioners of the county where the land lies, if the parties cannot agree.

Section 10. This act shall take effect when approved.

Approved March 27, 1903.

### Chapter 358.

An Act to amend Sections seventeen and nineteen of Chapter one hundred and five of the Private and Special Laws of eighteen hundred and sixty-one, relating to the Election of Mayor, Aldermen, Common Councilmen, Wardens and Ward Clerks, in the city of Lewiston.

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

Section 17 of  
chapter 105,  
private and  
special laws  
of 1861,  
amended.

Section 1. Section seventeen of chapter one hundred and five of the private and special laws of eighteen hundred and sixty-one is hereby amended by striking out the word "majority" in the fifth line of said section and inserting in place thereof the word 'plurality,' so that said section, as amended, shall read as follows:

Election of  
officers.

'Section 17. 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, by a plurality of the votes given, and shall hold their offices one year from the third Monday in March, and until others shall be elected in their places; provided, however, that if the city shall be divided into less than seven wards, then one or two, as the case may be, of the aldermen shall be elected at large by the inhabitants of the city, the whole number of aldermen in no case to be more than seven, as provided in section second of this act.'

-tenure.

-proviso.

Section 19 of  
chapter 105,  
private laws  
of 1861,  
amended.

Section 2. Section nineteen of said chapter is hereby amended by striking out the words "the choice of" in the eleventh line, all of the twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth and eighteenth lines, together with the word "number" in the nineteenth line, all in said section, and substituting in place thereof the words 'there be no choice of alderman, common councilmen, warden or ward clerk'; also by striking out the word "majority" in the twenty-third line of said section and substituting in place thereof the word 'plurality'; also by striking out the words "and in case the citizens should," in the

twenty-seventh line, all of the twenty-eighth, twenty-ninth, thirtieth and thirty-first lines, together with the words "elected, and notified as aforesaid" in the thirty-second line, all in said section; also by striking out the word "number" in the thirty-third line of said section and substituting in place thereof the word 'plurality,' so that said section, as amended, shall read as follows:

'Section 19. On the first Monday of March, annually, the qualified electors of each ward shall ballot for a mayor, one alderman and three common councilmen, warden and ward clerk; 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 persons voted for and the number of votes given for 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 records of such election; provided, however, that if there be no choice of alderman, common councilmen, warden or ward clerk, the balloting shall be continued from day to day until a choice is thus effected. 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, by a plurality of votes given in all the wards, 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, the said board shall issue their warrants for another election; if no one shall then have such plurality, 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.'

Election shall be held on first Monday of March, annually.

—proceedings when no choice is made on day of election.

—organization of boards of aldermen and councilmen.