

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

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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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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

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**Chapter 78.**

An Act to amend Section ninety-three of Chapter four of the Revised Statutes, relating to town and city by-laws and ordinances.

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

The paragraph numbered twelve of section ninety-three of chapter four of the revised statutes is hereby amended by inserting after the word "cities" in the first line thereof the words 'and all towns of more than five thousand inhabitants' and also by inserting after the word "establish" in the same line the words 'and adopt by-laws and,' and also by inserting after the word "such" in the last line of said section the words 'by-laws and' so that said section as amended, shall read as follows:

'XII. Cities and all towns of more than five thousand inhabitants may establish and adopt by-laws and ordinances regulating the purchase and sale of articles usually bought of old junk dealers and dealers in second hand articles, and the pawning of articles with pawnbrokers, and may therein prescribe conditions to be observed by buyers and sellers, pawners and pawnbrokers, to prevent or detect the sale or purchase of stolen goods; and suitable penalties may be prescribed in such by-laws and ordinances.'

Paragraph 12  
section 93,  
chapter 4,  
R. S.,  
amended.

By-laws may  
be adopted  
by certain  
cities and  
towns to  
regulate  
purchases  
and sales  
by junk  
dealers and  
pawn  
brokers.

Approved March 17, 1905.

**Chapter 79.**

An Act to amend Section eleven of Chapter twenty-three of the Revised Statutes, relating to the Relocation of Highways.

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

Section eleven of chapter twenty-three of the revised statutes is hereby amended by inserting after the word "boundaries" in the sixth line of said section the following 'by placing stakes on side lines at all apparent intersecting property lines, and at intervals of not more than one hundred feet' and by inserting after the word "thereof" in the seventh line of said section the following 'make a correct return of their doings, signed by them, accompanied by an accurate plan of the way,' so that said section as amended, shall read as follows:

'Section 11. When the true boundaries of highways duly located are doubtful, uncertain or lost, the county commissioners of the county wherein such highway is located, upon petition of

Section 11,  
chapter 23,  
R. S.,  
amended.

County com-  
missioners,  
on petition  
from  
municipal

CHAP. 80

officers may define doubtful boundaries of highways.

—and may erect monuments.

—damages.

—appeals for increase of damages.

the municipal officers of the town wherein the same lies, shall, after such notice thereon as is required for the location of new ways, proceed to hear the parties, examine said highway, locate and define its limits and boundaries by placing stakes on side lines at all apparent intersecting property lines, and at intervals of not more than one hundred feet, and cause durable monuments to be erected at the angles thereof, make a correct return of their doings, signed by them, accompanied by an accurate plan of the way, and if any real estate is damaged by said action, shall award damages to the owner as in laying out new highways. Said municipal officers shall maintain all highway monuments, and replace them forthwith when destroyed. If any appeal for increase of damages is taken, and the commissioners are of opinion that their proceedings hereunder, or any part thereof, ought not to take effect, they shall enter a judgment that the prayer of the original petitioners or any part thereof, designating what part, is not granted for that reason. Upon such judgment no damages shall be allowed for that part of the prayer of the petitioners not granted, but the costs shall be paid by the county.'

Approved March 17, 1905.

**Chapter 80.**

An Act additional to Chapter forty-nine of the Revised Statutes, relating to Insurance.

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

Certain fraternal beneficiary associations may be licensed by insurance commissioner.

Section 1. Any association organized or incorporated under the laws of another state or country as a fraternal beneficiary association and which does not conduct its business upon the lodge system with a ritualistic form of work and a representative form of government, in accordance with the provisions of section one hundred and thirty-four of chapter forty-nine of the revised statutes, and which is not subject to the statutes of this state regulating fraternal beneficiary associations, but which confines its membership to the members of some particular order, class or fraternity, and which has the membership and qualifications herein required, may be licensed by the insurance commissioner to transact the business of casualty insurance on the assessment plan and to provide for the payment of death or funeral benefits of not exceeding one hundred dollars to the beneficiaries of deceased members, subject to and in accordance with the provisions of this act.