

# 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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AUGUSTA  
KENNEBEC JOURNAL PRINT  
1905

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

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**Chapter 169.**

An Act to amend Section sixteen of Chapter ninety of the Revised Statutes, relative to partition of real estate.

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

Section sixteen of chapter ninety of the revised statutes is hereby amended by adding thereto the following: 'When any person shall have heretofore made or shall hereafter make improvements upon a part of any real estate with the consent of the owners thereof, or any of them, and such person shall have thereafter become a tenant in common of such real estate, his share shall be assigned from or including such part, and the value of the improvements so made, shall be considered, and the assignment of shares made in conformity therewith,' so that said section, as amended, shall read as follows:

Section 16,  
chapter 90,  
R. S.,  
amended.

'Section 16. When one of the tenants in common, by mutual consent, has had the exclusive possession of a part of the estate, and made improvements thereon, his share shall be assigned from or including such part; and the value of the improvements made by a tenant in common shall be considered, and the assignment of shares be made in conformity therewith. When any person shall have heretofore made or shall hereafter make improvements upon a part of any real estate with the consent of the owners thereof, or any of them, and such person shall have thereafter become a tenant in common of such real estate, his share shall be assigned from or including such part, and the value of the improvements so made, shall be considered, and the assignment of shares made in conformity therewith.'

Share of  
tenant, how  
assigned.

--his improve-  
ments  
to be  
considered.

Approved March 24, 1905.

**Chapter 170.**

An Act to amend Section twelve of Chapter four of the Revised Statutes of nineteen hundred and three, relating to the election of Selectmen, Overseers of the Poor and Assessors.

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

Section 1. Section twelve of chapter four of the revised statutes of nineteen hundred and three, is hereby amended by adding after the word "town" in the eleventh line, the following: 'Provided, however, any town electing three selectmen, three overseers of the poor, and three assessors, if it shall vote so to do, may elect one member of each of the three above named boards for one year, one for two years and one for three years,

Section 12,  
chapter 4,  
R. S.,  
amended.

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and at each annual meeting thereafter one member of each of said boards shall be elected for a term of three years. Towns electing more than three selectmen, three overseers of the poor and three assessors may by vote determine how many of each of said boards shall be elected annually and the tenure of their office,' so that the section, as amended, shall read as follows:

Annual meetings, when held.

'Section 12. Annual town meetings shall be held in March and the voters shall then choose by a major vote, a clerk, three, five or seven inhabitants of the town to be selectmen and overseers of the poor, when other overseers are not chosen, three or more assessors, two or more fence viewers, treasurer, surveyors of lumber, sealers of leather, measurers of wood and bark, constables, collectors of taxes and other usual town officers; and if one-third of the voters present are in favor thereof, they shall choose, by a major vote, one auditor of accounts, all of whom shall be sworn. Treasurers and collectors of towns shall not be selectmen or assessors, until they have completed their duties as treasurers and collectors and had a final settlement with the town. Provided, however, any town electing three selectmen, three overseers of the poor and three assessors, if they shall vote so to do, may elect one member of each of the above named boards for one year, one for two years and one for three years, and at each annual meeting thereafter one member of each of the said boards shall be elected for a term of three years; towns electing more than three selectmen, three overseers of the poor and three assessors, may by vote determine how many of each of said boards shall be elected annually and the tenure of their offices. The treasurer and collector of taxes of cities and towns may be one and the same person.'

—treasurers and collectors shall not be selectmen nor assessors.

—towns electing three selectmen, three overseers of poor and three assessors, may elect one for one year, one for two years and one for three years.

Section 2. This act shall take effect when approved.

Approved March 24, 1905.

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### Chapter 171.

An Act prohibiting the use of Titles ordinarily applied to Banks and Trust Companies by other than duly authorized Banking Corporations.

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

Only banks and trust companies may use as part of name the words "bank,"

No person, partnership, association or corporation, hereafter organized, excepting those duly authorized under the laws of this state or of the United States to conduct a bank or trust company business, shall use as a part of their name or title or as designating their business, the word or words 'bank,' 'savings,'