

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-THIRD LEGISLATURE  
OF THE  
STATE OF MAINE  
1907.

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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  
1907

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1907.

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**CHAP. 61**

When town officers may enlarge public cemetery.

fifteenth line thereof the words 'or well,' so that said section as amended, shall read as follows:

'Section 8. The municipal officers of any town, may on petition of ten voters, enlarge any public cemetery or burying ground or incorporated cemetery or burying ground within their town by taking land of adjacent owners, to be paid for by the town or otherwise as the municipal officers may direct, when in their judgment public necessity requires it, provided, that the limits thereof shall not be extended nearer any dwelling house or well from which the water is used for domestic purposes within twenty-five rods, against the written protest of the owner, made to said officers at the time of the hearing on said petition. Nor shall any person, corporation or association establish, locate or enlarge any cemetery or burying ground by selling or otherwise disposing of land, so that the limits thereof shall be extended nearer any dwelling house or well within twenty-five rods, against the written protest of the owner, provided, that nothing in this section shall prohibit the sale or disposition of lots within the limits of any existing cemetery or burying ground, nor the extension thereof away from any dwelling house or well.'

Approved March 13, 1907.

### Chapter 61.

An Act to amend Section twenty-one of Chapter six of the Revised Statutes, relating to the filling of vacancies in the office of Ballot Clerks.

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

Section 21, chapter 6, R. S., amended.

Section twenty-one of chapter six of the revised statutes is hereby amended by inserting after the word "in" in the nineteenth line of said section the words 'towns and plantations and by the mayor of cities in' so that said section as amended, shall read as follows:

Clerks shall be appointed for each polling place.

—who shall appoint clerks.

—number.

'Section 21. The municipal officers of cities, towns and plantations voting in accordance with the provisions of this chapter, shall biennially in the month of May appoint clerks for each polling place; and such municipal officers shall appoint as such clerks such persons as shall be recommended for such appointment by the several political party committees of the several cities, towns or plantations, representing the two political parties, which, at the gubernatorial election next preceding such appointment, cast the greatest number of votes. For each polling place in cities and towns of more than one thousand inhabitants four clerks, and for each polling place in plantations, and for each

island ward of the city of Portland and for the island district of the town of Cumberland and for every town of less than one thousand inhabitants, two clerks shall be appointed. Said clerks shall equally represent each of the political parties which cast the largest number of votes in the state election next preceding their appointment. Each of said clerks shall be sworn to the faithful performance of his duties, and shall hold office for two years from the date of his appointment, and until a successor is appointed and qualified, or he vacates the office. Vacancies occurring in the office of election or ballot clerks shall be forthwith filled by the municipal officers in towns and plantations and by the mayor of cities in manner hereinbefore provided. Such election clerks shall attend at the times and places designated for meetings in their respective wards, towns or plantations for the election of any national, state, county, city or ward officers, and for the determination of any question submitted to the qualified voters of any city by lawful authority, shall be present at and witness the counting by the presiding election officer or officers of all votes cast in such meetings, and shall receive such reasonable compensation for each day's actual service as the municipal officers of their respective cities, towns and plantations may determine. No person shall be eligible to the position of election clerk in any ward, town or plantation where he is a candidate to be voted for. Two of the clerks in each polling place, one from each political party shall be detailed by the municipal officers to act as ballot clerks. The two ballot clerks thus detailed and appointed in each polling place shall have the charge of the ballots therein and shall furnish them to the voters in the manner hereinafter set forth. A duplicate list of the qualified voters in each ward, town or plantation shall be prepared for the use of the ballot clerks, and all the provisions of law relative to the preparation, furnishing and preservation of check lists shall apply to such duplicate lists. Provisions in the charter of any city for the election of two persons to assist the warden in receiving, sorting and counting the ballots, are not affected by the provisions hereof; but persons so elected shall be deemed election clerks for that purpose; they shall equally represent the two political parties which, at the state election next preceding, cast the greatest number of votes.'

—shall equally represent each political party.

—tenure.

—vacancies.

—duties.

—compensation.

—candidate for office not eligible.

—two shall be detailed as ballot clerks.

—duties.

—provisions of any city charter not affected.