

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 251

Chapter 251.

An Act in relation to possession under defective proceeding in Eminent Domain.

Be it enacted by the People of the State of Maine, as follows:

To cure defect in taking under eminent domain.

Whenever any taking or attempted taking under power of eminent domain shall, in any action now pending or hereafter commenced, have been adjudged defective either from formal errors in proceedings or through failure to provide, in an act expressly conferring the right of eminent domain, for any act or proceeding necessary to carry out such taking, which failure shall be deemed a substantial error by a court of last resort in this state, and judgment of title in the plaintiff shall be given, judgment of ouster or writ of possession shall be stayed until the corporation vested with the power of eminent domain shall have had opportunity to retake pursuant to the act conferring the power, if the error is formal, and until remedial legislation shall have been obtained at a session of the legislature next after the rendition of judgment when the error is substantial, and a new taking had pursuant to the amended act; but the new taking shall be had within ninety days from the rendition of said judgment when the error is merely formal, and within six months from the adjournment of the legislature next after the rendition of judgment when the error is substantial. And nothing herein contained shall preclude or stay any action at law for damages, and the owner of the land may maintain an action for damages the same as if in possession.

Approved April 2, 1909.

Chapter 252.

An Act to regulate the purchase and sale of Intoxicating Liquors by the State Liquor Commissioner and by town Liquor Agents.

Be it enacted by the People of the State of Maine, as follows:

State liquor commissioner shall purchase all liquor for town agencies.

—towns shall be supplied by commissioner, and from no other source.

Section 1. The state liquor commissioner, under the direction of the governor and council, shall purchase for the state, at the expense of the state, a sufficient stock of liquors to supply the demands of all duly authorized town and city agencies, for not exceeding three months; and all such agencies shall be supplied from said stock so kept, and from no other source and in no other manner. Said stock may include alcohol, one grade of whiskey, one grade of rum, one grade of gin, one grade of brandy, and one grade of wine, all of standard brand and quality, and guaranteed under the United States laws relating to foods and drugs.