

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1909

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

and serve without pay. One member at least of which committee or board shall be a physician. The duty of this committee shall be to examine all applicants for the position of regular policemen, ranking the same according to their mental and physical condition, so that when a vacancy occurs in the ranks of the regular police, the applicant who has passed the highest examination during the preceding three years, shall be the eligible candidate to be confirmed by the mayor. If, for any reason, a candidate passing the highest examination is not confirmed by the mayor or withdraws, then the candidates shall be presented for confirmation by the mayor in the order of their standing when passing the examination.

—duty of committee.

The tenure of office of the members of this committee or board shall be for three years, one member to be appointed each year, except that the members appointed upon this committee or board during the year nineteen hundred and ten, shall by lot decide the tenure of their office, one retiring each year. The said committee or board to have power to make suitable rules for its own government.

—tenure of members of committee.

If, for any just cause, the mayor deems any officer appointed under this act unsatisfactory or incompetent, he may order him to appear before said examining board, and shall prefer written charges against him, which charges shall be heard by said board; at which hearing any citizen of Westbrook may appear and be heard, and said board shall decide whether said charges have been sustained or not, and if sustained the mayor may remove such officer, and appoint another in his stead under the provisions of this act.

—mayor may order officers before examining board for just cause.

This act shall in no wise be held to affect the status of the present members of the police force of the city of Westbrook, and shall in no wise affect the length of their terms of service.'

—this act not to effect present members of force.

Section 3. This act to take effect when accepted by a majority vote of the citizens of the city of Westbrook at their next municipal election.

When act shall take effect.

Approved March 24, 1909.

Chapter 276.

An Act authorizing and empowering George F. L'Abbee, of Eagle Lake Plantation, County of Aroostook, to erect and maintain piers, piles and booms in the Fish River.

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

Section 1. George F. L'Abbee, his heirs and assigns, are hereby authorized and empowered to locate, erect and maintain piers, piles and booms in the Fish river, commencing at

Piers and booms authorized in Fish river.

CHAP. 277

a point on the westerly side of said river eight hundred yards below the mouth of Wallagrass river and extending down the westerly side of said Fish river to a cedar post where the said George F. L'Abbee's mill is now erected.

Shall not delay passage of logs and lumber.

Section 2. Said piers and booms shall be so constructed that logs, pulp wood and other lumber shall not be impeded or delayed in its passage down said river, and expense of such delay, if any, shall be paid by said L'Abbee.

Logs and lumber, upon demand of owner, to be turned out of boom.

Section 3. Said booms and piers shall also be so constructed that if logs, lumber or other floatable material not owned by said L'Abbee, be found within said booms, they shall upon notice in writing be turned out of said booms at L'Abbee's expense.

In case of interference with usefulness of piers and booms, said L'Abbee shall not be entitled to damages.

Section 4. In the event of the erection of dams on Fish river by the Fish River Improvement Company, or its assigns, and said piers, piles and booms are rendered useless by reason of flowage or from other causes, the said L'Abbee, his heirs or assigns, shall be entitled to no damages for any interference with the usefulness of said piers, piles and booms by the Fish River Improvement Company or its assigns.

Approved March 24, 1909.

Chapter 277.

An Act authorizing George F. L'Abbee of Eagle Lake Plantation to maintain a dam in Wallagrass River.

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

George F. L'Abbee authorized to maintain dam on Wallagrass stream.

Section 1. George F. L'Abbee of Eagle Lake plantation, in the county of Aroostook, state of Maine, his heirs and assigns, are hereby authorized to maintain the dam now erected on leased land on Wallagrass stream, near the southwest corner of block twenty-four, about two hundred feet below the lower lake on said stream, in Wallagrass plantation, county of Aroostook, for the purpose of raising a head of water and of making said stream floatable and of facilitating the driving of logs and lumber upon the same.

May flow contiguous lands.

—proceedings for damages, if parties fail to agree.

Section 2. Said George F. L'Abbee for the above purposes may flow contiguous lands so far as necessary to raise suitable heads of water, and if the parties cannot agree upon the damages, said L'Abbee shall not be liable to an action at common law, but the person injured may have a remedy by complaint for flowage, in which case the same proceedings shall be had as when a complaint is made under the statutes of this state