

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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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 294

Incon-
sistent act
repealed.

Section 9. All acts or parts of acts inconsistent herewith are hereby repealed as far as they apply to the city of Old Town.

Approved March 24, 1909.

Chapter 294.

An Act to amend an act entitled "An Act to incorporate the City of Old Town."

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

Section 20,
Chapter 71,
special
laws, 1891,
as amended
by Chap-
ter 210,
special
laws, 1896,
as amended
by Chapter
197, special
laws, 1903,
further
amended.

Section twenty of chapter seventy-one of the private and special laws of eighteen hundred and ninety-one, incorporating the city of Old Town, as amended by chapter two hundred and ten of the private and special laws of eighteen hundred and ninety-five, as amended by chapter one hundred ninety-seven of the private and special laws of nineteen hundred and three, is hereby further amended by striking out, in the sixth line, the words "members of a street board" and by inserting in place thereof the words 'street superintendent' and by striking out the words "members of the street board" in the fifteenth line and inserting in place thereof the words 'street superintendent' and by striking out in the eighteenth and nineteenth lines the words "and street board" so that said section as amended shall read as follows:

Certain
subordi-
nate of-
ficers to be
elected by
city coun-
cil.

'Section 20. The subordinate officers of said city to be elected by the city council shall be three overseers of the poor, three assessors, treasurer, collector of taxes, members of the school board, two street commissioners, city engineer, city clerk, city attorney and city marshal, chief engineer of the fire department, street superintendent, city physician, constables, truant officers, members of a cemetery board, fence viewers, surveyors of lumber, measurers of wood and bark, and such other officers as by law are allowed to be elected by towns, except as otherwise hereby provided; and also such as are provided for in the by-laws or ordinances of the city. The overseers of the poor, assessors, treasurer, members of the school board, street commissioners, city engineer, city attorney and city marshal, chief engineer of the fire department, members of the cemetery board, street superintendent and city physician shall be elected by written ballot; and the other officers elected by the city council may be elected by any method agreed upon by said council. The cemetery board and school board shall consist of as many members as there are wards of the city; and the

—certain
officers to
be elected
by written
ballot.

—method
of electing
certain
other of-
ficers.

city council shall so fix the term of office of said members that the term of one member of each board shall expire each year. Said cemetery board shall elect the undertakers of the city who shall hold office for one year beginning on the first Monday of April; but said cemetery board may by a majority vote for sufficient cause remove any or all of said undertakers.

Said school board shall elect a superintendent of schools who shall hold office for one year beginning the first Monday of April; but said school board may by a majority vote remove said superintendent for sufficient reason.'

—superintendent of schools.

Approved March 24, 1909.

Chapter 295.

An Act relating to the catching of Smelts in Damariscotta river, bays and tributaries.

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

Sections one and two of chapter one hundred and seventy of the private and special laws of eighteen ninety-nine are hereby amended by striking out in each of said sections the words "above the ledges, so called," so that said sections as amended shall read as follows:

Sections 1 and 2, Chapter 170, special laws, 1899, amended.

'Section 1. It shall be unlawful to catch smelts in the Damariscotta river, its bays and tributaries, in any other way than by hook and line, provided, however, that dip nets may be used from April first to April twentieth of each year.

Smelt fishing in Damariscotta river, regulated.

'Section 2. Any person convicted of fishing for or catching smelts in the Damariscotta river, its bays and tributaries, in any other way than by hook and line shall be punished by a fine of one hundred dollars, by complaint or indictment, one-half to the use of the complainant and one-half to the county where the proceedings are commenced. Full jurisdiction to impose said fine is hereby conferred upon trial justices.'

Penalty.

Approved March 24, 1909.

Chapter 296.

An Act to authorize and empower Joseph Dresser to remove the remains of certain deceased persons from his farm in Cape Elizabeth to the Public Cemetery.

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

Joseph Dresser of Portland in the county of Cumberland is hereby authorized and empowered to remove or cause to be removed by some suitable person the bodies and remains of all de-

Removal of bodies of certain deceased persons authorized.