

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

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-Sixth
Legislature

1913

CHAP. 152

Chapter 152.

An Act to Amend Chapter Two Hundred and Twenty of the Private and Special Laws of Eighteen Hundred and Sixty-seven, Entitled "An Act to Unite the Maine Baptist Convention and the Maine Baptist Missionary Society."

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

Chapter 220 of P. & S. laws of 1867 amended.

Corporation may hold property to the value of \$500,000.

Former proceedings in management of funds made valid.

Chapter two hundred and twenty of the private and special laws of eighteen hundred sixty-seven is hereby amended by adding thereto the following sections, to wit:

'Section 6. Said corporation is hereby authorized and empowered to take, hold and possess any real or personal estate to the value of five hundred thousand dollars and to give and grant, bargain and sell or lease the same.'

'Section 7. All acts and proceedings of the said corporation and its officers heretofore taken in receiving funds, and holding, managing and expending the same in the interests of the purposes of this corporation in pursuance of said organization, or informalities, if any, are hereby ratified, confirmed and made valid.'

Approved March 21, 1913.

Chapter 153.

An Act to Amend Chapter One Hundred Fifty-one of the Private and Special Laws of Eighteen Hundred Eighty-seven Entitled "An Act to Create the Roman Catholic Bishop of Portland and His Successors a Corporation Sole," as Amended by Chapter Forty-seven of the Private and Special Laws of Eighteen Hundred Ninety-one.

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

Chapter 151 of P. & S. laws of 1887, as amended by chapter 47, of P. & S. laws of 1891, further amended.

How an unincorporated church may be incorporated.

Chapter one hundred fifty-one of the private and special laws of the state of Maine for the year eighteen hundred eighty-seven, entitled "An Act to Create the Roman Catholic Bishop of Portland and his Successors, a Corporation Sole" as amended by chapter forty-seven of private and special laws for the state of Maine for the year eighteen hundred ninety-one, is hereby amended by adding thereto the following:

'(1) Any unincorporated Roman Catholic church in the state of Maine within the diocese of Portland may become incorporated as a church by executing, acknowledging and filing a certificate of incorporation with the secretary of state for the state of Maine, stating the corporate name by which such church shall be known and the county, town, city or village where its principal place of worship is or is intended to be located. Such certificate shall be executed and acknowledged by the Roman

—certificate shall be acknowledged by bishop.

Catholic bishop for the time being of the diocese of Portland, the vicar-general of the diocese in which such church is located or is to be located, by the rector or pastor of said church and by two laymen, members of such church, who shall be selected by such officials or by a majority of them. On filing such certificate and upon payment to said secretary of state of a fee of five dollars, such church shall become a corporation by the name stated in such certificate and shall thereafter have succession, with power to take and hold by sale, gift, lease, devise or otherwise real and personal estate of every description, for charitable, educational, burial, religious and church purposes, and to manage and dispose of the same by any form of legal conveyance or transfer, according to the discipline and government of the Roman Catholic church and of said diocese of Portland, with full power to borrow money and convey by mortgage deed.

(2) The bishop of the diocese of Portland and the vicar general of the diocese to which such incorporated church belongs, the rector or pastor of such church and their successors in office, shall ex-officio be trustees of such church. Two laymen, members of such church, selected by such officers or by a majority of them, shall also be trustees of such church, and such officers and such laymen trustees shall together constitute the board of trustees thereof, of which the bishop of the diocese of Portland for the time being shall ex-officio be president. One of such layman so elected shall serve for the term of one year from the time of his selection and the other shall serve for the term of two years from the time of his selection. Upon the expiration of the term of either of said laymen trustees, a new layman trustee shall be selected as aforesaid to serve for the term of two years from the time of his selection, and thereafter one laymen trustee shall be selected each year to serve for the term of two years. No act or proceeding of the board of trustees of any such church shall be valid without the sanction in writing of the bishop of the diocese of Portland for the time being, or, in case of his absence or inability to act, without the sanction in writing of the vicar-general or of the administrator of the diocese in which such church is located. During a vacancy in the see of Portland the duly appointed administrator thereof shall have all the powers and perform all the duties of said bishop under the provisions of this act. Such board of trustees in accordance with the discipline and government of the Roman Catholic church may adopt rules for its own government and the government of said church.

(3) Upon application of any such incorporated church to the Roman Catholic bishop of Portland, corporation sole, such

CHAP. 153

—by vicar-general.

—by rector.

—fee to secretary of state.

—powers, etc., after incorporation.

Trustees ex-officio.

—laymen trustees.

—tenure of trustees.

—proceedings of trustees not valid without sanction of bishop.

—or vicar-general.

—trustees may adopt rules. Real estate and other property shall be conveyed to incorporated church.

CHAP. 154 Roman Catholic bishop of Portland, corporation sole, shall convey to such incorporated church so much real estate and other property as may, in the judgment of said board of trustees be necessary for the charitable, educational, burial, religious and church purposes of such church, the same to be held, managed and disposed of by any form of legal conveyance or transfer by such church, according to the discipline and government of the Roman Catholic church and of said diocese of Portland, provided, however, that the rights of existing creditors of the Roman Catholic bishop of Portland, corporation sole, shall not be impaired or diminished by any such conveyance of real or personal property to any such church. Upon the dissolution of any such church or upon the violation by any such church of the rights and privileges granted to it as aforesaid, the property conveyed to it as aforesaid shall vest in the Roman Catholic bishop of Portland, corporation sole, to be held and managed by it for the same purposes and in the same manner as provided in the act creating said corporation sole.'

—proviso.

—upon dissolution of church property shall vest in bishop.

Approved March 22, 1913.

Chapter 154.

An Act to Authorize the York Light and Heat Company to Furnish Electricity to the Inhabitants of Pine Point and Grand Beach.

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

York Light and Heat Co. authorized to furnish electricity to Grand Beach and Pine Point.

York Light and Heat Company is hereby authorized to furnish electricity for the purposes of its charter within and to that part of the town of Scarboro which is bounded by the town of Old Orchard, the location of the Boston and Maine railroad (formerly called the western division), Scarboro river and by the ocean, said territory being commonly known as Grand Beach and Pine Point, and to erect and maintain poles and wires along and over public ways necessary for said purposes, subject to general law regulating the use of the same.

Approved March 25, 1913.

Chapter 155.

An Act to Extend the Rights, Powers and Privileges of the Barrows Falls Light and Power Company.

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

Charter extended for two years from time when this act takes effect.

The rights, powers and privileges of the Barrows Falls Light and Power Company, which were granted by chapter two hun-