

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.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

choose a treasurer and all other needful officers and agents, for the proper conduct and management of the affairs of said district. CHAP. 213

At said first meeting they shall determine by lot the term of office of each trustee so that one shall serve for one year, one for two years, and one for three years; and when the term of office of a trustee expires, the said selectmen of the town of East Livermore shall appoint a successor to serve the full term of three years; and in case of any other vacancy arising, it shall be filled in like manner for the unexpired term. They may also ordain and establish such by-laws as are necessary for their own convenience and the proper management of the affairs of the district.

Tenure of trustees.

The term of office of trustee shall begin on the first Monday of May. Said trustees may procure an office and incur such expense as may be necessary. Each member shall receive in full compensation for his services an allowance of fifty dollars per annum.

—when term of trustees shall commence.

—Compensation.

At the close of each fiscal year the trustees shall make a detailed report of their doings, of the receipts and expenditures of said sewer district, of its financial and physical condition, and of such other matters and things pertaining to said district as shall show the inhabitants of said district how said trustees are fulfilling the duties and obligations of their trust, such report to be made and filed with the municipal officers of the town of East Livermore by the first of February in each year.

—trustees shall make a report.

Approved April 1, 1913.

Chapter 213.

An Act to Create a Body Politic and Corporate by the Name of Bustin's Island Village Corporation.

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

Section 1. The territory embraced within the limits of Bustin's Island, sometimes known as Bibber's Island, in the town of Freeport, in the county of Cumberland, together with the inhabitants thereon and certain owners of real estate thereon as hereinafter specified is hereby created a body politic and corporate by the name of Bustin's Island Village Corporation.

Territorial limits.

Section 2. Said corporation is hereby authorized and vested with the power at any legal meeting called for the purpose to raise money for the following purposes: To create and maintain a fire department with all the necessary equipment, appliances and apparatus for the prevention and extinguishment of fires; to build, repair and maintain roads, streets, ways, sidewalks, sewers and other sanitary works, including the collection

—Corporate name.

Corporation may raise money for certain purposes.

CHAP. 213

and removal of offal and garbage; to care for and beautify that portion of the island which has been, or may hereafter be, reserved for and dedicated to public uses to be enjoyed in common by all the owners of lots of land on the island and to that end to build roads and walks upon and through said public lands and to plant and care for trees in the roads and streets and upon said public lands; to build, repair and maintain wharves and landings; to establish and maintain police and night watch; to procure water for fire, domestic and other purposes and to produce or procure light for public use and for the use of the inhabitants of the island, and for such purposes to contract with any individual, firm or corporation to furnish such water or light for either or both of the purposes named, and to establish reasonable rates to be paid by the inhabitants of the island using such water or light for domestic purposes; to construct, maintain and operate telephone and telegraph lines or to aid in such construction, maintenance and operation and to that end, and for that purpose, to contract with any corporation, firm or individual therefor and to defray any and all other necessary or proper corporate charges.

Town of Freeport shall raise moneys for corporation.

Section 3. All moneys which shall be raised by the town of Freeport by special action for use on said Bustin's Island, not including moneys raised for general town purposes, shall be expended only upon the request of, and for such purposes as, the board of overseers of said corporation may direct.

Assessments, how levied.

Section 4. All moneys which shall be raised by said corporation for the purposes named in section two of this act or for any other purpose, for which the corporation may lawfully raise money, shall be assessed upon the taxable polls and estates embraced within the limits of the corporation by the assessors of the town of Freeport in the same manner as is provided by law for the assessment of town and county taxes; provided, that it shall not be legal for said assessment to exceed five mills on the dollar on estates, and that the total appropriations together with any indebtedness of said corporation shall not exceed two and one-half per cent of the total valuation of said island as shown on the assessor's books of said town at the last preceding assessment. For the purposes of taxation under this act, the person or persons entitled to the use or occupation of any lot of land on said island shall be deemed the owner thereof and be taxed for said lot and the improvements, if any, thereon.

Officers of corporation.

Section 5. The officers of said corporation shall be a clerk, who shall be a resident of this state, a treasurer and five overseers who shall be chosen by ballot and such other officers as

the by-laws of said corporation may require. Said corporation is empowered to adopt at any legal meeting called for that purpose a code of by-laws for the government of the same and for the proper management of its prudential affairs and other purposes connected therewith, provided said by-laws are not repugnant to the laws of the state. Such code of by-laws may be altered or amended at any legal meeting of the corporation in the call for which notice of the proposed change has been given. The officers aforesaid shall be sworn before the clerk or a justice of the peace and the treasurer shall give bond to said corporation in such sums as the overseers may direct, which bond shall be approved by the overseers and the clerk.

Section 6. Any person who is a legal voter in said corporation may be elected or appointed to any office therein, but shall cease to hold said office whenever he ceases to be such legal voter.

Section 7. Said overseers shall be the general municipal officers of said corporation and shall have general charge of its affairs and of the expenditure of all money therein, except so far as they may be committed to other officers or persons.

Section 8. Upon a certificate being filed with the assessors of the town of Freeport by the clerk of this corporation of the amount of money voted to be raised at any meeting of the corporation, it shall be the duty of said assessors, or their successors in office, at the time of the next annual assessment of town and county taxes in said town of Freeport, to assess in addition thereto the total amounts certified by the clerk of this corporation, upon the polls and estates of persons residing within the limits of said corporation, and upon the estates of non-resident proprietors thereof and to certify and deliver the lists of the assessments so made to the collector of the town of Freeport, whose duty it shall be to collect the same in like manner as county and town taxes are collected by law, and said collector shall pay over to the treasurer of said corporation, whenever the overseers shall so direct, all money collected by him of said sum assessed in addition to said town, county and state taxes. It shall be the duty of the treasurer of said corporation to receive all moneys belonging to the corporation, to pay it out only upon the written order or direction of the overseers, to keep a regular account of all moneys received and paid out and to exhibit the same to the overseers whenever requested; and said town of Freeport shall have the same power to direct the mode of collecting said taxes that it has in the collection of town taxes, and said collector shall have the same

CHAP. 213

—Corporation may adopt by-laws.

Only legal voters shall hold office.

Overseers.

Certificate of money voted by corporation shall be filed with clerk of Freeport.

—duties of collector and treasurer of Freeport.

CHAP. 213 rights and powers to recover any taxes committed to him under the provisions of this act by suit that he has for the collection of town taxes committed to him; and the town of Freeport shall have the same right to recover taxes assessed under this act, by suit that it has to recover town taxes assessed therein. The collector of Freeport shall be entitled to receive the same percentage for the collection of taxes assessed under this act, and the same fees in connection with the collection thereof, which he receives for the collection of town taxes.

Overseers shall prepare lists of legal voters.

Section 9. All persons residing within the limits of said corporation who would be legal voters in the town of Freeport, and every person of legal age who owns a part or the whole of one or more lots of land upon said island shall be legal voters at any meeting of said corporation at which they are present. The overseers of said corporation shall determine who are the legal voters at any meeting and shall prepare a list of such legal voters twenty-four hours, at least, before every meeting, which said list they may correct at any time before said meeting, or during its progress. The vote upon any proposition at any meeting shall be taken and checked by said list upon the demand of five legal voters, provided, however, that where a lot of land is owned by two or more persons, such persons may agree in writing filed with said board of overseers which of the said owners is to be the legal voter at any meeting of the corporation, and in no case shall the ownership of any tract or parcel of land entitle the owner or owners thereof to more than one vote at any of the meetings of the said corporation.

—votes, how taken and checked.

First election of officers.

Section 10. The first election of officers shall be at the meeting at which this charter is accepted. Said officers shall hold their respective offices until the first Monday of September following the annual meeting of the corporation, at which said meeting officers may be elected and thereafterwards at each annual meeting, but they shall not assume the duties or their respective offices until the first Monday in September following their election; but, in any event, all officers duly elected shall hold office until their successors are elected and duly qualified. The annual meeting of the said corporation shall be held on the first Saturday of August in each year.

When this charter may be accepted.

Section 11. This charter may be accepted at any time within five years from its approval by the governor, but only one meeting to vote thereon shall be called in any one calendar year. Frederic D. Fuller, Freeman M. Grant, E. S. Hosmer, W. C. Russell, C. E. Brainard, Frederic W. Mar, and E. W. Tuttle, or either of them, may call all meetings of the corporation pre-

vious to the acceptance of this charter and the election of officers, and notify the persons entitled to vote therein to meet at some suitable time and place on said Bustin's Island, by posting of notices in two public places on said island seven days at least before the time of holding said meeting; all subsequent meetings shall be called and notified by the overseers as town meetings are called and notified by the selectmen; either of the above named persons is authorized to preside at any meeting previous to the acceptance of the charter until the meeting is organized and until a moderator shall have been chosen by ballot and sworn; at all meetings of the corporation, a moderator shall be chosen in the manner, and with the same power as in town meetings.

Section 12. The Bustin's Island Cottage Association is hereby authorized to sell, convey, lease or otherwise dispose of any and all real estate, or interest therein, which it now has to the Bustin's Island Village Corporation, and said latter corporation is hereby authorized to purchase, take title to, lease or otherwise acquire said real estate or interest therein and to hold, manage and control the same for the benefit of said corporation and the members thereof, and for the purpose of enabling the corporation to accomplish the objects for which it was created.

Transfer of Bustin's Island Cottage Ass'n authorized.

Section 13. This act shall take effect when approved by the governor so far as to authorize the calling of a meeting, or meetings, of said corporation for the purpose of voting upon the acceptance of this charter, and whenever this charter shall be accepted by a majority of the voters of said corporation at a legal meeting called for that purpose, then the same shall take and have complete effect in all its parts.

When this act shall take effect.

Approved April 1, 1913.

Chapter 214.

An Act to Incorporate the Bowdoinham Water and Electric Company.

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

Section 1. William B. Kendall, James E. Cornish, Charles B. Randall, James H. Ames, R. D. Purinton, all of the town of Bowdoinham, with their associates, successors and assigns are hereby made a corporation under the name of the Bowdoinham Water and Electric Company for the purpose of supplying the town of Bowdoinham, in Sagadahoc county, with pure water for domestic, sanitary, commercial and municipal purposes, including the extinguishment of fires; and to make,

Corporators.

—Corporate name.

—purposes.