

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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1913

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

Section 12. The said corporation, for all its said purposes, may hold real and personal estate necessary and convenient therefor. Said corporation may establish written regulations for the use of said electricity and water, and change the same from time to time.

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May hold property and establish rates.

Section 13. The said corporation may issue its bonds for the construction of its works, of any and all kinds upon such rates and time as it may deem expedient, to an amount not exceeding its capital stock subscribed and actually paid for, and secure the same by mortgage of its franchise and property.

May issue bonds.

Section 14. The first meeting of the corporation shall be called by a written notice therefor, signed by any two of the named incorporators, served upon each named incorporator by giving him the same in hand, or by leaving the same at his last and usual place of abode, at least seven days before the time of meeting.

First meeting, how called.

Section 15. Said town of Bowdoinham or any water or electric company including said town or a portion of said town, at any time after the expiration of five years from the opening for use and service of a system of water or electric works constructed by said corporation, and after a vote in a legal town meeting to that effect has been passed, shall have the right to purchase, and by this act said corporation is required to sell to said town, or any water or electric company including said town, said system of water or electric works, or both, including everything appertaining thereto; and if said town or said water or electric company and said corporation cannot agree upon the terms and price, then such terms and such price shall be determined and fixed by the chief justice of the supreme court of the state of Maine, after due hearing of the parties interested, and from the decision of said chief justice there shall be no appeal.

After five years town may purchase plant.

—price, how determined.

Approved April 1, 1913.

Chapter 215.

An Act Relating to Municipal Elections in the Town of Eden.

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

Section 1. The town of Eden, Hancock county, Maine, may at any legal meeting called by a warrant containing an article for the purpose, accept the provisions of this act and when so accepted, all elections for town officers now required by law to be chosen by ballot, shall thereafter be in accordance with

When and how this act may be accepted

CHAP. 215 the provisions herein provided, except the moderator and town clerk who shall be chosen as now provided by law.

Officers.

Section 2. When said town so accepts the provisions of this act it shall at the same time or meeting determine what officers, if any, not now required by law to be chosen by ballot shall be chosen in the manner herein provided. All such matters shall be stated in the warrant calling such meeting. No change shall be thereafter made in the officers to be chosen by ballot or in the number or terms thereof except at a meeting held at least thirty days before any annual town election.

Opening and closing of polls.

Section 3. All warrants for town meetings for the election of officers as herein provided shall specify the time of opening the polls and the time when the same may be closed; but the polls shall be kept open at least four hours.

Nominations of candidates, how made.

Section 4. Nominations for candidates may be made at a caucus, or by nomination papers signed in the aggregate for each candidate by qualified voters of said town not less in number than one for every fifty voters, who have registered for the last preceding state election in said town; but the voters so signing shall in no case be less than twenty-five in number. Each voter signing such nomination paper shall add to his signature his place of residence with the street and number thereof, if any; and each voter may subscribe to as many nomination papers for each office as there are members to be elected thereto and no more.

Certificates of caucus nominations.

Section 5. All certificates of caucus nominations shall be signed by the chairman and secretary of the caucus. Such certificates and nomination papers shall, besides containing the names of candidates, specify as to each candidate the office for which he is nominated, and his place of residence, with street and number thereon, if any, and may include a designation of such candidacy, expressed in not more than three words.

When certificates of nomination shall be filed.

Section 6. Certificates of nomination shall be filed with the town clerk of said town at least eight days previous to the day of election, and nomination papers shall be so filed at least six days previous to the day of election. The certificates of nomination and nomination papers being so filed, and being in conformity with the provisions of this act, shall be deemed to be valid unless objection thereto is duly made in writing. Such objections or questions arising in the case of nominations shall be considered by the board of registrars of voters, and the decision of a majority of the board shall be final. In case such objection is made, notice shall forthwith be delivered to the candidates affected thereby. All certificates of nomination and

nomination papers when filed shall be open under proper regulations to public inspection, and the town clerk shall preserve the same in his office for not less than one year.

Section 7. All ballots for use in such elections shall be prepared by the town clerk. Every general ballot, or ballot intended for the use of all voters, which shall be printed in accordance with the provisions of this act, shall contain the names of all candidates whose nominations for any offices specified in the ballot have been duly made, and shall contain no other names. The names of candidates for each office shall be arranged under the designation of the office in alphabetical order according to surnames. There shall be left at the end of the list of candidates for each different office as many blank spaces as there are persons to be elected to such office, in which the voter may insert the name of any person not printed on the ballot for whom he desires to vote as candidate for such office. Whenever any question is submitted to the vote of the people of the town, in accordance with a statute providing for such submission, such question shall be printed upon the ballot after the list of candidates. The ballots shall be so printed as to give to each voter a clear opportunity to designate, by a cross mark (X) in a square at the right of the name and designation of each candidate, his choice of candidates and his answer to the questions submitted, and in the ballot may be printed such words as will aid the voter to do this, as "vote for one," "vote for three," "yes," "no," and the like. Before distribution the ballots shall be so folded in marked creases as to measure when folded not less than four and one-half nor more than five inches in width and not less than six nor more than thirteen and one-half inches in length. On the back and outside, when folded, shall be printed "Official Ballot for the Town of Eden," and the date of election, and the signature or fac-simile of the signature of the town clerk.

Section 8. All ballots when printed shall be folded as hereinbefore provided and fastened together in convenient numbers in packages, books or blocks, in such manner that each ballot may be detached and removed separately. A record of the number of ballots printed and furnished shall be kept and preserved by the town clerk.

Section 9. There shall be provided for every such election such general ballots, of not less than seventy-five for each fifty and fraction of fifty registered male voters therein.

Section 10. The town clerk shall provide full instructions for the guidance of voters at such elections, as to obtaining

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Ballots shall be prepared by town clerk.

What ballots shall contain.

—form of question when question is to be voted on.

Ballots, how folded, etc.

Number of ballots to be provided.

Town Clerk shall provide instructions.

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ballots, as to the manner of marking them, and the method of obtaining assistance, and as to obtaining new ballots in place of those accidentally spoiled; and shall cause the same, together with copies of sections twenty-seven, twenty-eight, twenty-nine and thirty of chapter one hundred and two of the acts of the year eighteen hundred and ninety-one and any amendments thereof, to be printed in clear type, on separate cards, to be called cards of instruction. He shall also cause to be printed on tinted paper, and without the endorsements, ten or more copies of the form of the ballot provided for such election, which shall be called specimen ballots, and shall be furnished with the other ballots provided therefor.

Lists of voters shall be posted.

Section 11. At least four days prior to the election, the town clerk shall cause to be conspicuously posted in one or more public places a printed list containing the names and residences of all candidates to be voted for in such town, and any designation as provided in section five, substantially in the form of a general ballot to be so used therein.

Ballots shall be in sealed packages.

Section 12. The ballots, together with the specimen ballots and cards of instruction printed by the town clerk as herein provided, shall be packed by him in sealed packages, with marks on the outside designating the number of ballots of each kind enclosed.

Ballot clerks.

Section 13. Before the opening of the polls the selectmen shall appoint three or more ballot clerks, and in case of vacancies after the opening of the polls the moderator shall fill the same. The ballot clerks shall be sworn and have charge of the ballots and shall furnish them to the voters in the manner hereinafter provided.

Town clerk shall deliver ballots to ballot clerks.

Section 14. The town clerk shall, before the opening of the polls on the day of election, deliver the ballots to the ballot clerks, who shall receipt therefor, which receipt shall be kept in the clerk's office. Before the opening of the polls the town clerk shall cause the cards of instructions to be posted at or in each voting shelf or compartment provided for the marking of the ballots, and not less than three such cards and not less than five specimen ballots to be posted in or about the polling room, outside the guard rails. No ballots prepared under this act shall be delivered to voters until the moderator and town clerk shall have been chosen in the manner now provided by law. A duplicate list of the qualified voters shall be prepared for the use of the ballot clerks, and all provisions of law relative to the preparation, furnishing, use and preservation of check-lists shall apply to such duplicate lists.

—Cards of instruction shall be posted.

Section 15. Except as herein provided, the election shall be conducted as now provided by law. All officers voted for in the manner as herein provided shall be elected by a plurality vote. In case of failure to elect any officer or officers so voted for by reason of a tie vote, the meeting shall be adjourned to a day certain, when such officer or officers shall be chosen as herein provided.

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Officers
shall be
elected by
plurality
vote.

Approved April 2, 1913.

Chapter 216.

An Act to Appropriate Moneys for the Expenditures of Government for the Year One Thousand Nine Hundred and Thirteen.

Whereas, the appropriation of moneys for the maintenance of the several branches of the state government and its institutions is an emergency measure immediately necessary for the preservation of the public peace, health or safety, now, therefore,

Preamble.

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

Section 1. In order to provide for the several acts and resolves of the legislature requiring the payment of moneys from the state treasury, and also to provide in part for the necessary expenditures of government, for the current fiscal year one thousand nine hundred and thirteen, the following sums are hereby appropriated out of any moneys in the state treasury, and except where otherwise specially provided, the governor with the advice of the council, is hereby authorized at any time prior to the first day of July, one thousand nine hundred and fourteen, to draw his warrant on the state treasurer for the same.

Expendi-
tures of
government
for 1913 to
provide in
part for.

ADJUTANT GENERAL'S DEPARTMENT.

For stationery and office supplies, including typewriter, typewriter supplies, mimeographing machines and supplies therefor, filing cases, printing of report, blank forms, orders and circulars, binding, ruling and stitching, freight, express, telephone, telegraph and other incidental expenses of the adjutant general's office and not incident to the maintenance of the National Guard or Naval Reserve, three thousand dollars

For salary of two clerks in adjutant general's office, as provided by chapter one hundred and

\$3,000 00