

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the
Seventy-Seventh Legislature held in 1916.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Eighth Legislature

1917

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to the foregoing provisions; and all acts and parts of acts relating to courts and judicial proceedings shall be modified so far as to give full effect to this act, and all acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 8. Actions when returnable. Actions may be made returnable at one of the next two terms of said court begun and held after the commencement thereof.

Sec. 9. Justice; appointment and salary. The justice of said superior court may be appointed, commissioned and qualified at any time after this act shall take effect, and his salary shall be thirty-five hundred dollars annually. He shall be entitled to receive the same from the treasury of the state in quarterly payments, on the first days of January, April, July and October.

Sec. 10. Provisions as to Cumberland and Kennebec courts applicable except as modified. The provisions of the revised statutes, chapter eighty-two, sections eighty-eight to one hundred and five, inclusive, applicable to the superior courts for the counties of Cumberland and Kennebec, are hereby made applicable to said superior court for the county of Androscoggin, except as the same may be modified by the other provisions of this act.

Sec. 11. Stenographer; duties and salary. The justice of said court may appoint a stenographer to report the proceedings thereof, who shall be an officer of the court and be sworn to a faithful discharge of his duty, and who shall perform the duties prescribed and be subject to the provisions of the revised statutes, chapter eighty-seven, sections one hundred and sixty-seven to one hundred and seventy-two inclusive, so far as the same may be applicable. The salary of said stenographer shall be fifteen hundred dollars annually, to be paid quarterly from the treasury of the county.

Approved April 7, 1917.

Chapter 261.

An Act to Provide for the Division and Management of the School Fund from the Sale of Timber and Grass, and from Trespasses on Reserved Lands, and Amending Sections Twenty and Twenty-one of Chapter Eight of the Revised Statutes.

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

Sec. 1. R. S., c. 8, § 20, relating to money obtained from sale of timber and grass on reserved lands, amended. Section twenty of chapter eight of the revised statutes is hereby amended by striking out all of said section after the word "treasury" in the fourth line thereof and inserting in place thereof the following: 'shall be held by the state treasurer in two separate funds the income of which only shall be expended and applied as it is by law provided for school purposes. Upon these funds the state shall allow interest annually at four per cent; the first fund to be known as the unorganized townships fund, the income of which, after the expenditures provided by

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sections one hundred fifteen and one hundred sixteen of chapter sixteen of the revised statutes, shall be added to the school equalization fund; the second fund to be known as the organized townships fund and dealt with as provided in the following section', so that said section as amended shall read as follows:

'Sec. 20. Two funds created; rate of interest fixed; balance of income of one fund to be added to school equalization fund. The money arising from the sale of timber and grass or from trespasses on reserved lands, paid into the treasury of the county in which the township is situated, or into the state treasury shall be held by the state treasurer in two separate funds the income of which only shall be expended and applied as is by law provided for school purposes. Upon these funds the state shall allow interest annually at four per cent; the first fund to be known as the unorganized townships fund, the income of which, after the expenditures provided by sections one hundred fifteen and one hundred sixteen of chapter sixteen of the revised statutes, shall be added to the school equalization fund; the second fund to be known as the organized townships fund and dealt with as provided in the following section.'

Sec. 2. R. S., c. 8, § 21, relating to management of fund derived from reserved lands, amended. Section twenty-one of chapter eight of the revised statutes is hereby amended by striking out the first clause thereof and substituting these words: 'The income of the organized townships fund as provided in the preceding section shall be added to the principal of the funds, respectively,' and by inserting after the word "fund" in the twelfth line the words 'at four per cent', so that said section as amended shall read as follows:

'Sec. 21. Interest on organized townships fund added to principal; income at rate of four per cent paid to plantation when organized. The income of the organized townships fund as provided in the preceding section shall be added to the principal of the funds, respectively, until the inhabitants of such township or tract are incorporated into a town or organized as a plantation, and establish in such plantation one or more schools, and until the first day of January next preceding the date upon which the treasurer of said plantation shall call for such interest, unless previously expended according to law. When any such township is incorporated as a town, said funds belonging to it shall be paid by the treasurer of state to the treasurer of the trustees of the ministerial and school funds therein, to be added to the funds of that corporation, and held and managed as other school funds of that town are required to be held and managed. If such township or tract is organized as a plantation, the interest of said fund at four per cent shall be paid annually by the treasurer of state to the treasurer of such plantation to be applied toward the support of schools according to the number of scholars in each school. Said interest shall be cast up to the first day of each January, by the treasurer of state. The state superintendent of public schools shall file a list of such plantations with the amount due for interest for the preceding year according to a record of such amounts to be furnished to him by the treasurer of state, in the office of the state auditor, who shall there-

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upon insert the name and amount due such plantations in the first warrant drawn in that year. The state superintendent of public schools shall be satisfied that all such plantations are organized, and that schools have been established therein according to law, that assessors are sworn and qualified, and that the treasurers of such plantations have given bonds as required by law.'

Approved April 7, 1917.

Chapter 262.

An Act Authorizing Municipal Officers to Appoint Examiners of Steam Engineers and Firemen.

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

Sec. 1. Municipal examiners of steam engineers and firemen; appointment of. The municipal officers of cities and towns shall annually in the month of April, or as soon as practical thereafter, appoint an examiner of steam engineers and firemen who has had not less than five years practical experience operating boilers and engines.

Sec. 2. Operators must obtain certificates of competency; application. Exemption. It shall be unlawful for any person or persons to operate a steam plant consisting of boiler and engine where the services of an engineer or fireman are required, without first obtaining a certificate of competency from said examiner; this act shall not apply to dwelling houses, apartment houses, and buildings where the steam plant is used for heating purposes only.

Any person intending to operate a steam plant except as herein provided shall make application in writing to the city clerk, who will notify him in writing when to appear for examination.

Sec. 3. Licenses graded; qualifications and exemptions. Licenses shall be granted as follows:

First grade, horse power unlimited.

Second grade, limited to five hundred horse power.

Third grade, limited to two hundred horse power.

Special grade, limited to engineers and firemen operating some special steam plant, and to night engineers and firemen, and to engineers handling donkey, hoisting and steam roller engines. A special license shall state for what purposes such license is issued and the location of the plant.

An engineer or fireman who has been granted a second grade certificate may operate a plant as specified in the first grade under direction of an engineer or fireman who has been granted a first grade certificate, and an engineer or fireman who has been granted a third grade certificate may operate a plant as specified in the second grade under direction of an engineer or fireman who has been granted a second grade certificate. All persons holding engineer's or fireman's licenses issued by the United States Local Inspectors of Steam Vessels shall be exempt from the provisions of