

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.

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

THE LEWISTON JOURNAL CO.
LEWISTON, MAINE
1917

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Seventy-Eighth
Legislature

1917

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'**Authority transferred.** Authority is hereby granted to the Ogunquit Village Corporation or the county commissioners of York County or George H. Littlefield, to construct a bridge with necessary approaches, across tide waters in Ogunquit river, at some convenient point near land of said George H. Littlefield, in the town of Wells.'

Approved March 8, 1917.

Chapter 29.

An Act Relating to the Digging of Clams within the Limits of the Towns of Newcastle and Damariscotta.

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

Sec. 1. Non-residents not to dig for clams. It shall be unlawful for any person not a resident of the towns of Newcastle and Damariscotta, in the county of Lincoln, to dig for clams within the limits of said towns. This section shall not interfere with any law relating to taking shell fish for bait by fishermen.

Sec. 2. Penalty for violation. Whoever violates the provisions of section one of this act shall for each offence be punished by a fine of not more than ten dollars, or by imprisonment for not more than thirty days.

Approved March 8, 1917.

Chapter 30.

An Act to Incorporate the Cumberland Bar Association.

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

Sec. 1. Corporators and purposes. That Joseph W. Symonds, Melvin P. Frank, Augustus F. Moulton, Franklin C. Payson, Frank W. Robinson, Charles A. Strout, Henry W. Swasey, David W. Snow, Harry R. Virgin, Benjamin Thompson, George F. Gould, Joseph E. F. Connolly, Benjamin G. Ward, all of Portland in the State of Maine, with the other members of Cumberland Bar Association, a voluntary association now existing and being composed of members of the legal fraternity and of the bar of Cumberland county; organized and existing for the education of its members in the ethics of the profession and for the regulation of the practice of their profession as lawyers, together with their associates and successors, be and they hereby are constituted a corporation as a literary, educational and benevolent institution by the corporate name of Cumberland Bar Association for the general purposes of said voluntary association, as hereinbefore set forth, and for other literary, educational and benevolent purposes, and especially to take, have and hold in its corporate capacity, under and upon the terms, provisions and conditions of the will, the property be-

queathed by Henry B. Cleaves to the Cumberland Bar Association for the literary and benevolent purposes and uses of such bequests.

Sec. 2. Location. Said corporation shall be located in said city of Portland.

Sec. 3. Acquisition of bequest of Henry B. Cleaves authorized. Said corporation is hereby granted right, authority and power to have and take from said voluntary association and to take, have and hold in perpetual succession the property so bequeathed by the said Henry B. Cleaves to the Cumberland Bar Association for the literary and benevolent purposes and uses of and under and upon the terms, provisions and conditions of and pertaining to such bequests; also to acquire by purchase, bequest, or otherwise other real and personal property for the purposes of the corporation.

Sec. 4. Surrender of bequest by voluntary association. Said voluntary Cumberland Bar Association is hereby authorized, empowered and granted the right to surrender and transfer to said corporate Cumberland Bar Association the property so bequeathed by the will of said Henry B. Cleaves to the Cumberland Bar Association, and each and all the right, title, estate, interest and claim, both in law and in equity, of said voluntary Cumberland Bar Association of, in and to the property so bequeathed by said Henry B. Cleaves to the Cumberland Bar Association.

Sec. 5. Certain acts voluntary association validated. The acts and doings of said voluntary Cumberland Bar Association concerning and relating to the property so bequeathed by said Henry B. Cleaves, are hereby approved, affirmed, confirmed, ratified, and validated, and made binding on and effective and operative to and for said corporate body.

Sec. 6. Officers and duties. The officers of said corporation shall be a president, vice-president, secretary and treasurer, and such other officers as the by-laws may provide for, and their duties shall be as prescribed therein.

Sec. 7. Rights and privileges. This corporation may have and use a corporate seal; may prosecute and defend actions and suits at law and in equity; may make, adopt and amend by-laws for the management of its affairs and the government and regulation of the corporate body and its members (including their admission, suspension and expulsion), not inconsistent with the laws of the State of Maine, and may enforce the same by suitable penalties.

Sec. 8. Amount of property limited. Said corporation may hold property not exceeding three hundred thousand dollars in value.

Sec. 9. First meeting, how called; proceedings. The first meeting of this corporation may be called by a written notice thereof and therefor, and signed by any three of the persons named in section one of this act; such notice to state the purposes of and the time and place for such meeting. At such meeting the corporation shall organize by choice of officers, and adopt by-laws; and take such further action as may be due and lawful. A copy of

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the notice for such meeting shall be mailed to each member of said voluntary association at his last known place of business or residence, at least seven days prior to the day of the meeting. The return of the original notice at the time and place of the meeting, with affidavit by those who called the meeting that the notice was duly mailed as aforesaid, shall be due and sufficient evidence of the call for and notice of such meeting.

Approved March 8, 1917.

Chapter 31.

An Act to Amend Chapter Two Hundred and Thirty-nine of the Private and Special Laws of Nineteen Hundred and Thirteen Increasing the Authority of the Recorder of the Lincoln Municipal Court.

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

Sec. 1. P. & S. L., 1913, c. 239, § 3, amended. Section three of chapter two hundred and thirty-nine of the private and special laws of nineteen hundred and thirteen is amended by adding after the word "judge" in the fourth line the following: 'Said recorder shall have the same authority as the judge to issue warrants upon complaints for crimes or offenses committed in the county of Lincoln', so that said section as amended shall read as follows:

'Sec. 3. Additional authority granted recorder. A recorder may be appointed in the manner provided by article five of section eight of the constitution, who shall keep the records of said court when requested so to do by the judge. Said recorder shall have the same authority as the judge to issue warrants upon complaints for crimes and offenses committed in the county of Lincoln; and in the case of absence from the court room of said judge or when the office of judge is vacant, the said recorder shall have and exercise all the powers of the judge and perform all the duties required of said judge by this act, and shall be empowered to sign and issue all papers and processes, and do all acts as fully and with the same effect as the judge could do if he were acting in the premises; and the signature of the recorder as such shall be sufficient evidence of his right to act instead of the judge. Said recorder shall reside in the county of Lincoln aforesaid and shall hold his office as recorder for the term of four years.

Sec. 2. P. & S. L., 1913, c. 239, § 4, amended. Said act is further amended by adding to section four the following: 'Trial justices shall receive from the county treasury fifty cents for each warrant issued under the provisions of this section', so that said section as amended shall read as follows:

'Sec. 4. Fee of trial justice for issuance of warrant. Said court shall have original and exclusive jurisdiction as follows: First, of all cases of forcible entry and detainer respecting estates within the county of Lincoln aforesaid; second, of all such criminal offenses and misdemeanors committed in said county of Lincoln as are by law within the jurisdiction of