

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Eightieth Legislature

OF THE

## STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

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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.

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1921

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Eightieth Legislature

**1921**

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and may issue and negotiate their notes, to an amount which shall not exceed in the aggregate the total tax levy of the preceding municipal year, for temporary loans to be paid during the year in which they were made, out of the money raised during such current year by taxes, provided that the vote authorizing such notes states that they are to be paid out of money so raised. If a city or town votes to issue bonds, notes or certificates of indebtedness in accordance with the provisions of law, the officers authorized to issue the same may, in the name of such city or town, make a temporary loan for a period of not more than one year in anticipation of the money to be derived from the sale of such bonds, notes or certificates of indebtedness and may issue notes therefor; but the time within which such securities shall become due and payable shall not be extended by reason of the making of such temporary loan beyond the time fixed in the vote authorizing the issue of such bonds, notes or certificates of indebtedness; and notes issued under the provisions of this section for a shorter period than one year may be refunded by the issue of other notes maturing within the required period; provided, however, that the period from the date of issue of the original loan and the date of maturity of the refunding loan shall be not more than one year; and provided, further, that no notes shall be refunded under the provisions of this section except under the authority of such vote as is required for the original borrowing.'

Approved March 24, 1921.

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## Chapter 49.

An Act to Amend Section Seventeen of Chapter Sixty and Section Eleven of Chapter Sixty-one of the Revised Statutes, Relating to the Taking of Land for Public Uses.

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

**Sec. 1. R. S., c. 60, § 17; relating to right of eminent domain by telephone and telegraph companies, amended.** Section seventeen of chapter sixty of the revised statutes is amended by striking out the words "in case of railroads" at the end of said section and inserting in the place thereof the words 'provided by sections twelve to twenty-two inclusive of chapter sixty-one of the revised statutes,' so that said section, as amended, shall read as follows:

**'Sec. 17. Procedure to conform to sections 12 to 22 of chap. 61 R. S.** Every corporation operating a telegraph or telephone line in the state may connect its line or lines with those of any other like corporation, and may sell or lease its lines and property, in whole or in part, to any other like corporation, and may purchase or lease the line, or lines, and property, in whole or in part, of any like corporation, upon such terms as

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may be agreed upon by the contracting parties, subject, however, to the control of the public utilities commission; and may purchase, or take and hold as for public uses, land necessary for the construction and operation of its lines. Land may be so taken and damages therefor may be estimated, secured, determined and paid as provided by sections twelve to twenty-two inclusive of chapter sixty-one of the revised statutes.'

**Sec. 2. R. S., c. 61, § 11; relating to rights of parties in the case of the taking of land for public uses, amended.** Section eleven of chapter sixty-one of the revised statutes is amended by striking out from the fifth and sixth lines thereof the words "or telegraph or telephone corporations," so that said section, as amended, shall read as follows:

**'Sec. 11. Provision excepting telephone or telegraph companies eliminated.** All locations made and all damages assessed for the taking of property by the exercise of the right of eminent domain, except for property taken by the United States, the State of Maine, or a county or municipality thereof, or a quasi-municipal corporation, or steam railroad or street railroad corporations, and excepting property which, when taken, is being, or is necessary to be used by the owner thereof in the performance of a public duty, shall be made and assessed and the rights of the parties shall be as follows, notwithstanding anything contained in the act granting such right.'

Approved March 24, 1921.

## Chapter 50.

An Act to Amend Section Ten of Chapter Twenty-five of the Revised Statutes as Amended by Section Three of Chapter Two Hundred and Fifty-eight of the Public Laws of Nineteen Hundred and Seventeen and to Amend Section Three of Chapter Three Hundred and Nineteen of the Public Laws of Nineteen Hundred and Fifteen as Amended by Section Three of Chapter Three Hundred and Four of the Public Laws of Nineteen Hundred and Seventeen and by Chapters One Hundred and Sixty-two and Two Hundred and Forty-three of the Public Laws of Nineteen Hundred and Nineteen, Providing for the Deposit of Surety Bonds or Certified Checks with Bids for State Highway Work or for State and County Aid Bridge Work.

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

**Sec. 1. R. S., c. 25, § 10; 1917, c. 258, § 3; relating to contracts for state and state aid highway construction, amended.** Section ten of chapter twenty-five of the revised statutes, as amended by section three of chapter two hundred and fifty-eight of the public laws of nineteen hundred and seventeen, is hereby amended by inserting after the word "check" in the twelfth line of said section as amended, the words, 'or surety bond.' Said section is further amended by inserting after the word "checks," the first word in the fifteenth line, the words, 'or surety bonds,' and said section is further amended by inserting after the word "check," the last word in the fifteenth line of said section as amended, the words, 'or bond,' so that said section as amended shall read as follows: