

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Fourth
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CHAP. 109

Saint John River Power Company or its successors even though such non-compliance be caused by some present or future law of the province of New Brunswick or of the Dominion of Canada the state of Maine shall have all and the same rights as are provided by paragraph (c) of section sixteen hereof as to the acquiring of the property and franchises of the company. If any such non-compliance shall be caused by some present or future law of the province of New Brunswick or of the Dominion of Canada and if the state or an agency thereof shall exercise such right of acquisition then, in that case, the state or said agency thereof as the owner of the property and franchises of the company shall, to the extent that it is possible to do so by operation of the property so acquired, perform any contracts which the company may have made to supply electrical energy for use in the state of Maine unless the public utilities commission shall determine that any such contract is on such terms as to be unfair to the state or said agency thereof, and in the event of any such determination shall so supply electrical energy on terms prescribed by the public utilities commission as fair to all parties concerned.

Sec. 18. Right of state to take over property and franchise. The corporation hereby created shall continue for a period of forty years. At the expiration of said period the charter of the company may be extended for such time and on such conditions as may be fixed by the state and agreed to by said corporation. If said charter shall not be so extended at the end of said period the state may then acquire all of the property, rights and franchises of said corporation on the payment of just compensation therefor but such compensation shall not include compensation for the franchises granted by this act. Provided, however, that if at the end of said period said charter shall not have been extended by agreement as aforesaid, the corporate existence of the company shall continue with the rights and powers hereby granted until such time as the state shall exercise its right to acquire such property, rights and franchises.

Approved April 9, 1929.

Chapter 109.

An Act to Re-Establish the Town Line Between the Towns of Hancock and Lamoine.

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

Sec. 1. Town line re-established. The town line between the towns of Hancock and Lamoine, in Hancock county, is re-established as follows: Beginning in the center of Skillings river, so-called, where it empties into Frenchman's bay; thence northerly and northwesterly but always follow-

ing the center line of said Skillings river to a point in Kilkenney cove in the generally east and west line which now divides the town of Lamoine on the south from a portion of the town of Hancock, on the north; thence north eighty-two degrees fifteen minutes west but always following said line which now divides the town of Lamoine from a portion of the town of Hancock, to the west bank of Skillings river; thence continuing same course, but always following said line which now divides said towns, sixteen thousand one hundred and four feet, more or less, to a point ninety-five feet easterly from the northeasterly side of the county road leading from Lamoine to Ellsworth; thence north, thirty-eight degrees fifteen minutes west, five thousand feet, more or less, to a point in the town line between the town of Hancock and the city of Ellsworth, said point being north, thirty-five degrees east of, and eighty feet distant from the northeasterly side of said county road.

Sec. 2. Change defined. All land lying westerly of the line established in section one above, which formerly was a part of the town of Hancock, is incorporated into and made a part of the town of Lamoine; all land lying easterly of the line established in section one above, which formerly was a part of the town of Lamoine, is incorporated into and made a part of the town of Hancock.

Sec. 3. Taxes assessed; how payable. All taxes now legally assessed and remaining unpaid, upon any of the land which by this act either becomes a part of the town of Hancock, being formerly a part of the town of Lamoine, or becomes a part of the town of Lamoine, being formerly a part of the town of Hancock, are and shall be due and payable to the respective town in which said land lay before this act shall take effect, and the collectors of taxes for both of said towns are hereby authorized and required to collect and pay over in accordance with this act all such taxes which have been committed to them.

Sec. 4. Pauper residence defined. If any person, who now resides in either of the towns of Hancock or Lamoine and in any part of the territory changed from one town to the other by the passage of this act shall fall into distress or become a pauper after this act shall take effect, his legal status, for the purpose of establishing his pauper settlement, shall be the same as if he had removed from one town to the other and taken up his residence in such other town on the day this act shall take effect.

Sec. 5. School and highway maintenance. Each of the towns of Hancock and Lamoine, after this act shall take effect, shall thenceforth bear all expenses for the care and maintenance of all schools, roads and bridges within its respective limits, as well as all other town expenses.

CHAP. 110

Sec. 6. Real estate to become property of town in which it is located. All real estate, if any, including school houses and lots on which same are located, belonging to the town of Hancock or Lamoine, and which by the passage of this act shall be changed from within the boundaries of one of said towns, into and within the boundaries of the other, shall be and become the property of the town within which said real estate shall be located, after this act shall take effect, without payment of any compensation by one town to the other.

Sec. 7. Subject to referendum. This act shall take effect when approved by a majority of the legal voters and tax payers, both resident and non-resident, within that portion of said town of Hancock commonly known as Marlboro and bounded as follows, to wit: on the east by Skilling's river, on the south by the waters of Frenchman's bay, on the west by the east line of the town of Lamoine, who are present and vote at a special meeting of said legal voters and tax payers, both resident and non-resident within said described area, to be called by the selectmen of said Hancock on some convenient day in the month of August in the year of our Lord, one thousand nine hundred and twenty-nine at the usual voting place in said Hancock or at such other place therein but within the said described area. Said special meeting shall be called, warned and conducted according to the law relating to municipal elections and the selectmen of said Hancock shall prepare and post a list of voters and of the tax payers, both resident and non-resident within said area. For the purpose of registration said board of selectmen shall be in session at its office the secular day next preceding said special election. The clerk of the town of Hancock shall reduce the subject matter of this act to the following question: "Shall the act to re-establish the town line between the towns of Hancock and Lamoine be accepted?" and the voters shall indicate by a cross placed over the word "Yes" or "No" their opinion of the same. The result of the balloting shall be declared by the selectmen of Hancock and a certificate thereof shall be filed by the clerk of said town with the secretary of state.

Approved April 9, 1929.

Chapter 110.

An Act to Authorize the County Commissioners for the County of Washington to Create a Sinking Fund for the Purpose of Retiring Bonds Issued in Accordance With the Terms of Chapter Eighty-eight of the Private and Special Laws of Nineteen Hundred and Twenty-seven.

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

Sec. 1. Sinking fund authorized. The county of Washington is hereby