

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act approved April 2, 1931.

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1933

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Sixth
Legislature

1933

shall be holden only for the tolls of such mark. If any such toll is not paid within 30 days after said logs, pulpwood and other lumber, or the major part thereof, shall have arrived at the Kennebec river or at destination on Sandy river above the Kennebec river, said company may seize said logs, pulpwood and other lumber and sell at public auction so many or so much thereof as shall be necessary to pay said tolls, costs, and charges; said sale to be made only after 10 days' notice in writing of the time and place thereof to the owner of such logs, lumber and pulpwood, or to the agent, servant or tenant of said owner; or if none of the aforesaid is readily found said notice shall be published 3 successive weeks in a newspaper printed in Franklin county, the last publication to be at least 10 days before the date of same. The lien hereby created shall have precedence over all other claims, mortgages or liens except previous and existing statutory liens for labor, but shall not deprive said company of the right to collect its tolls by suit at law or other legal remedy.

Sec. 7. Tolls to be regulated. When said company shall have received from tolls its outlays authorized by this act and for repairs made up to that time, with 6% interest thereon, the toll shall be altered to a sum sufficient to pay the expense of maintenance including keeping the works in repair and if, from time to time thereafter, it shall be necessary to make additional improvements to carry out the purposes of this charter said company may increase the toll to, and maintain it at, a sum sufficient to include such outlays with 6% interest thereon. The county commissioners of Franklin county shall audit the accounts of said company for the aforesaid purposes to determine the costs of dams, booms, and other improvements, maintenance and repairs.

Approved March 20, 1933.

Chapter 41.

AN ACT Authorizing Knox County to Issue Bonds.

Emergency Preamble. Whereas, under the provisions of the bridge act, chapter 319 of the public laws of 1915 as amended, the state highway commission has made requisitions upon the county of Knox to pay to the treasurer of state its share of the cost of construction of 4 bridges, to wit:

Handley Bridge in Hope

Fish Bridge in Hope

South Warren Bridge between Warren and Thomaston

East Union Bridge in Union

said requisitions amounting in the aggregate to \$35,445, and

Whereas, each of said requisitions has been paid and

CHAP. 41

Whereas, after all adjustments have been made, the county's share of the cost of construction of said bridges will be in excess of \$26,000, and

Whereas, in order to pay said requisitions the county has borrowed money and issued its notes for the purpose of paying its part of the cost of construction of said buildings, and there are now outstanding notes of the county in excess of \$26,000, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety, now therefore,

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

Sec. 1. County of Knox authorized to issue bonds. The county of Knox through its county commissioners is hereby authorized and empowered to borrow not exceeding \$25,000 for the purpose of paying outstanding notes which were issued for the purpose of paying the share of said county in the cost of the 4 bridges enumerated in the preamble of this act, and said county of Knox is hereby authorized to issue its bonds to an amount not exceeding \$25,000, said bonds to bear interest payable semi-annually at a rate not exceeding 5% annually, principal to be paid at such time or times not later than 20 years from the date hereof as the county commissioners may determine, and with or without provision for a sinking fund, and with or without a provision for calling and retiring said bonds before maturity, said bonds shall bear the seal of the county and shall be signed by the treasurer and county commissioners of said county, and the coupons shall bear the facsimile signature of said treasurer. All other particulars, including rate, term, form, issuance and sale of said bonds shall be determined by the county commissioners and said bonds shall be valid without first obtaining the consent of said county as provided in section 20 of chapter 92 of the revised statutes of Maine, 1930.

Sec. 2. Sinking fund. The county of Knox is hereby authorized to create a sinking fund for the payment of said bonds.

Sec. 3. Authority to raise money. Said county of Knox is hereby authorized to raise money by taxation for the sinking fund provided in section 2 hereof, and the county commissioners are authorized to invest said fund in its own bonds or in the public funds of the United States or any of the New England states and in the bonds of any county or town in the state of Maine having a population of 3,000 or more, according to the last census taken by the United States.

Sec. 4. Trustee provided for. The county commissioners of said county

of Knox are hereby authorized to designate a trustee to hold said sinking fund, which trustee shall be a banking corporation organized under the laws of the state of Maine, having a capital of not less than \$100,000.

Sec. 5. Sinking fund not to be used for other purposes. Money once paid into the sinking fund hereby provided shall not be available for the use of the county for any purpose except for the retirement of the bonds hereinbefore referred to in section 1.

Sec. 6. Emergency Clause. In view of the emergency cited in the preamble this act shall take effect when approved.

Approved March 20, 1933.

Chapter 42.

AN ACT Validating the Existing Form of Government of the City of Eastport.

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

Present form of government of Eastport ratified and validated. The organization and government of the city of Eastport, as provided for and authorized by chapter 156 of the public laws of 1913 is hereby ratified, confirmed and made legal, and all acts done by said city and by all officers purporting to have been elected or appointed as provided in said chapter are hereby declared to be legal and valid; notwithstanding any failure to comply with the provisions of section 36 of said act.

Approved March 20, 1933.

Chapter 43.

AN ACT to Repeal the Organization of the Plantation of Chesuncook.

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

Sec. 1. Chesuncook plantation organization repealed; corporate existence survives for certain purposes. The organization of the plantation of Chesuncook, pursuant to warrant of the commissioners of the county of Piscataquis dated September 6, 1921, is hereby repealed; provided, however, that the corporate existence, powers, duties, and liabilities of said plantation shall survive for the purpose of prosecuting and defending all pending suits and causes of suits to which said plantation is or may be a party, and all needful processes growing out of the same, and for the further purpose of providing for the payment of all or any judgments which may be rendered against said plantation and to pay state, county, and forestry district taxes assessed for the years 1933 and 1934.