

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh
Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

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,
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AUGUSTA, MAINE
1935

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Sixth Legislature

AT THE

SPECIAL SESSION, NOVEMBER 14

1933

Supplementary to Private and Special Acts of the Regular Session

[supplied from page 3 of volume]

legal investments for savings banks, institutions for savings and for trust funds of any form, and whether in the hands of individuals, trustees, executors, administrators, guardians, savings banks, institutions for savings, trust companies, insurance companies or other institutions shall be exempt from taxation, (other than inheritance taxes) under the laws of the state of Maine, and in computing the values or balances on which taxes shall be assessed against savings banks, institutions for savings and trust and banking companies, in accordance with the provisions of sections 63, 72 and 73 of chapter 12 of the revised statutes of Maine, and all acts amendatory thereof and additional thereto, the value of such bonds, notes or shares of stock issued by this corporation and owned by such banks, institutions for savings and trust and banking companies is to be deducted in the same manner as the shares of corporation stocks, such as are by law of this state free from taxation to stockholders, owned by such banks, institutions for savings and trust and banking companies.

Sec. 8. Limitation on commencing business. The corporation shall not commence business except as provided in section 5 unless and until at least 10,000 shares of its capital stock have been issued in accordance with the provisions of said section 5. All rights hereunder shall lapse unless within the period of one year the corporation has commenced doing business.

Sec. 9. Constitutionality. The sections and provisions of this act are separable and are not materials of mutual essential inducement, and the objects of the corporation hereby created cannot otherwise be attained. It is the intention to confer the whole or any part of the powers herein provided for, and if any of the sections or provisions or parts thereof are for any reason illegal, it is the intention that the remaining sections or provisions or parts thereof shall remain in full force and effect.

Emergency clause. The rights and privileges granted by this charter shall extend for the period of one year from the date of enactment and thereafter as it may be extended by legislative enactment. In view of the emergency set forth in the preamble this act shall take effect when approved.

Approved November 14, 1933.

Chapter 87.

AN ACT to Extend the Charter of Merrill Mortgage Company.

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

Charter of Merrill Mortgage Company extended. There is hereby created a body corporate and politic which, by operation of law upon expiration of the charter provided for the Merrill Mortgage Company under the private and special laws of Maine as heretofore passed by this legislature in this special session, shall receive and hold all the

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property, rights, powers, privileges and immunities of said Merrill Mortgage Company, subject, however, to all the liabilities, duties and obligations of the corporation created by said laws, to the end that upon expiration of the charter so granted the corporation created under this act shall be to all intents and purposes the same in every respect as its predecessor, except that it shall enjoy perpetual succession, subject to the general laws of the state in so far as the same are not inconsistent with the rights and powers specially granted.

Approved November 14, 1933.

Chapter 88.

AN ACT To Amend Chapter 29 of the Private and Special Laws of the Year 1869, Entitled An Act to Incorporate the Town of Ellsworth into a City; and to Validate Certain Acts of the Ellsworth Municipal Officers.

Emergency preamble. Whereas, the city of Ellsworth on the 7th day of May 1933 was visited by a major conflagration as a result of which the greater part of the business section of the city and a large portion of the residential section was totally destroyed, including the city hall, with municipal offices and city records, and the municipal fire station, and

Whereas, the reconstruction of said municipal fire station and said municipal building and offices are immediately imperative, and

Whereas, the conflagration resulted in the destruction of a main sewer, the immediate replacement of which was necessary for the preservation of public health and safety, and

Whereas, such sewer was properly reconstructed forthwith as a necessary public health project, and materials and labor paid for from current city funds, and

Whereas, the immediate validation of certain payments by the municipal officers of said city of Ellsworth is necessary in order to secure Federal grants and loans for reconstruction purposes, and

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

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

P. & S. L., 1869, c. 29, § 4, amended. Section 4 of chapter 29 of the private and special laws of 1869 entitled "An Act to Incorporate the Town of Ellsworth into a City", is hereby amended by striking therefrom the words "not exceeding the sum of \$15,000, including the property now owned by the town;" and all acts of the said city of Ellsworth, by its municipal officers which were legal and valid, except for the limitation herewith stricken out, are hereby ratified, confirmed and made valid.

Emergency clause. In view of the emergency recited in the preamble hereof this act shall take effect when approved.

Approved November 14, 1933.