

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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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Seventh Legislature

1935

[supplied from page 201 of volume]

CHAP. 151

IV. Upon any contract for the sale of lands, tenements, or hereditaments, or of any interest in or concerning them;

V. Upon any agreement that is not to be performed within one year from the making thereof;

VI. Upon any contract to pay a debt after a discharge therefrom under the bankrupt laws of the United States, or assignment or insolvent laws of this state;

VII. Upon any agreement to give, bequeath or devise by will to another, any property, real, personal or mixed; unless the promise, contract, or agreement, on which such action is brought, or some memorandum or note thereof, is in writing and signed by the party to be charged therewith, or by some person thereunto lawfully authorized; but the consideration thereof need not be expressed therein, and may be proved otherwise; provided that the provisions of sub-section VII shall not apply to any such agreement made prior to July 1, 1935.'

Approved April 5, 1935.

Chapter 151.

AN ACT Relating to Cities and Towns Refunding Indebtedness.

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

R. S., c. 5, § 83, amended. Section 83 of chapter 5 of the revised statutes is hereby amended to read as follows:

'Sec. 83. Cities and towns may refund indebtedness; temporary loan; securities, when due and payable. Cities and towns may issue and negotiate their notes, bonds, or scrip for any purpose for which the city or town can raise money or incur debt, and also for the purpose of refunding or paying in whole or in part, any indebtedness thereof, which has or may hereafter become due, ~~and for any purpose for which the city or town can raise money or incur debt, and~~ including money borrowed in anticipation of taxes whether overdue or not yet due. No note, bond or scrip duly authorized at a legal town meeting and issued for the purpose of refunding notes, bonds, or scrip or other purported indebtedness theretofore outstanding shall be invalid by reason of any invalidity in the original borrowing.

Provided, however, that nothing herein contained shall be construed to validate the borrowings of a city or town beyond its constitutional debt limit.

Cities and towns may issue and negotiate their notes, to an amount which shall not exceed in the aggregate the total tax levy of the preceding municipi-

pal 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 1 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 1 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 1 year; and provided, further, that no notes shall be refunded under the provisions of this section except under the authority of such votes as is required for the original borrowing.'

Approved April 5, 1935.

Chapter 152.

AN ACT Relating to Indians.

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

P. L., 1933, c. 1, additional. Chapter 1 of the public laws of 1933 is hereby amended by adding thereto a new section to be numbered section 294-A and to read as follows:

'Sec. 294-A. Penalty for posing as Indian. Whoever, not a member Indian of either of said tribes, represents himself to be such Indian in the vending of goods and wares, shall be punished by a fine of not more than \$50.'

Approved April 5, 1935.

Chapter 153.

AN ACT Relative to Mines and Minerals.

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

R. S., c. 49, additional. Chapter 49 of the revised statutes is hereby amended by adding thereto the following sections: