

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
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AUGUSTA, MAINE
1937

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

Sec. 13. Section 12, further amended. Section 12 of chapter 113 of the private and special laws of 1927 as amended by section 2 of chapter 74 of the private and special laws of 1933, is hereby further amended by striking out: "electing to take in place of said damages the amount provided in any written option or agreement of sale made or taken since January 1, 1921 by the Central Securities Corporation, or the Central Maine Power Company, or any one of the incorporators in this act, or any person in behalf of any of the same from the then owners of said land" and inserting in place thereof: 'electing to take in place of said damages the purchase price recited in any written option or agreement of sale made or taken since January 1, 1921 by Central Securities Corporation or Central Maine Power Company, or any one of the incorporators in this act, or any person in behalf of any of the same from the then owners of said land, whether or not such option or agreement of sale shall have terminated; provided that in event such purchase price shall have been altered by the subsequent written agreement of the parties, the altered amount only may be elected.'

Sec. 14. Rights and powers extended for 2 years. The rights, powers and privileges of the Kennebec Reservoir Company, which were granted by chapter 113 of the private and special laws of 1927, and as amended by chapter 96 of the private and special laws of 1929, and as amended by chapter 64 of the private and special laws of 1931, and as amended by chapter 74 of the private and special laws of 1933, and as extended by chapter 37 of the private and special laws of 1935, and as amended and modified by this act, are hereby extended for the period of 2 years from the date when this act takes effect; and the persons named in said act as amended, their associates, successors and assigns, shall have all the rights, powers and privileges that were granted them or their predecessors by said act and the amendments thereto, including those contained herein, to be exercised in the same manner and for the same purposes as specified in said act as heretofore and hereby amended and extended.

Approved April 7, 1937.

Chapter 63

AN ACT Relative to Pensions for Members of the Police Force in the Town of Houlton.

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

Sec. 1. Pension provided for. A pension equal to $\frac{1}{2}$ of the regular pay received by members of the police force in the town of Houlton, payable on the 1st day of the month, is hereby provided for, to be paid by the town

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of Houlton to those members or former members of the Houlton police force who qualify under the following provisions:

First: To any member or former member of said force who shall be certified to the selectmen of said town, in writing by a physician satisfactory to said selectmen or, if required by the said selectmen, by a majority of a disinterested board of physicians appointed by said selectmen, as being permanently incapacitated, either mentally or physically, by injuries sustained, through no fault of his, in the actual performance of duty.

Second: To any member or former member of said police force who has performed faithful service therein for a period of not less than 20 years, if, in the judgment of the selectmen of said town such member is incapacitated for further useful service in said department.

Third: To any member or former member of said force who has performed faithful service therein for a period of not less than 20 years, provided said member has reached the age of 65 years.

Sec. 2. Members of family provided for. A pension equal to $\frac{3}{4}$ of the regular pay received by members of the police force in the town of Houlton, payable on the 1st day of the month, is hereby provided for, to be paid by said town to any member of said police force who, through no fault of his, and while in the performance of his official duty shall receive injuries causing his death or totally disabling him for labor, while living, or while so disabled; and at and after his decease the same to be paid to his widow, if any, if no widow, to the guardians of his children, if 2 or more, pro rata, until they reach the age of 16 years; if but 1 child survives, said child shall receive in lieu of the foregoing an amount equal to $\frac{1}{2}$ of the regular pay received by members of the police force in the town of Houlton, until he or she reaches the age of 16 years.

Sec. 3. Temporary service of pensioned persons. All persons pensioned under the provisions of this act shall, in case of emergency, upon call of the selectmen of said town, or chief of police, be liable to temporary service in the police department for which he is fitted, and during such service shall be entitled to $\frac{1}{2}$ pay in addition to his pension.

Sec. 4. Money to be appropriated. The town of Houlton is hereby authorized to appropriate money to provide for the payment of pensions authorized by this act.

Sec. 4-A. Deduction from salary. In lieu of the provisions of section 4, provided the qualified voters of said town so vote, there shall be deducted from the salary of each member of said police force an amount equal to 5% of his salary. In the event any member of said force resigns or his services are otherwise terminated, he shall immediately receive from said town the amounts previously deducted as aforesaid plus interest at the rate of 5% per annum.

Sec. 5. Referendum. So much of this act as authorizes the submission of its acceptance to the voters of the town of Houlton shall take effect as provided in the constitution of the state, but it shall not take further effect unless accepted by the legal voters of the town of Houlton at any legally called annual or special town meeting, by action on an appropriate article in the warrant for such meeting. If a majority of the voters present and voting shall favor accepting this act it shall become fully effective. The town clerk shall file a certificate of such voting with the secretary of state.

Approved April 8, 1937.

Chapter 64

AN ACT Relating to the Bath Municipal Court.

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

P. & S. L., 1834, c. 134, amended. Chapter 134 of the private and special laws of 1834, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 1. Judge and recorder. The Bath municipal court shall continue to be a court of record and have and use a seal on all original processes, and consist of 1 judge and a recorder who shall, while in office, be trial justices. The judge and recorder shall be appointed by the governor, by and with the advice and consent of the council, for a term of 4 years. Both said judge and recorder shall be duly commissioned and qualified. Neither judge nor recorder shall act as counsel or attorney in any cause, matter or thing which may depend upon or relate to any cause cognizable by said court.'

'Sec. 2. Qualifications of judge and recorder; salary. Said judge and recorder shall be members of the bar of Sagadahoc county, and shall reside during their continuance in office in said county. The judge of said court shall receive from the county of Sagadahoc an annual salary of \$1450 to be paid to him in quarterly payments. Said recorder shall receive from the county of Sagadahoc an annual salary of \$500 to be paid to him in quarterly payments. Both salaries shall be in full for all fees and emoluments of their respective offices.'

'Sec. 3. Jurisdiction. Said court shall exercise jurisdiction over all such matters and things, civil and criminal, within the county of Sagadahoc, as trial justices may exercise, and under similar restrictions and limitations, and concurrent jurisdiction with trial justices in cases of forcible entry and detainer in said county; and exclusive jurisdiction in all such civil mat-