

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninetieth and Ninety-first
Legislatures
OF THE
STATE OF MAINE
From April 26, 1941 to April 9, 1943
AND MISCELLANEOUS STATE PAPERS

Published by the Revisor of Statutes in accordance
with the Resolves of the Legislature approved June
28, 1820, March 18, 1840, March 16, 1842, and Acts
approved August 6, 1930 and April 2, 1931.

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1943

Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the Ninety-first Legislature

1943

Creating the Bethel Village Corporation' be accepted?" and the voters shall indicate by a cross placed over the words "Yes" or "No" their opinion of the same. If a majority of the members of the Bethel Village Corporation present and voting at such special meeting vote in favor of the acceptance, this act shall take effect for all of its purposes upon the declaration of the result of the vote, which shall be declared by the clerk as soon as ascertained and a certificate of such vote signed by the majority of the assessors of said Bethel Village Corporation and attested by the clerk shall be filed with the secretary of state.

Effective July 9, 1943

Chapter 49

AN ACT Relating to the Salary of the Judge of the Sanford Municipal Court.

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

P. & S. L., 1915, c. 39, § 1, amended. Section 1 of chapter 39 of the private and special laws of 1915, as amended, is hereby further amended to read as follows:

'Sec. 1. Salary of judge increased. The judge of the Sanford municipal court shall receive as compensation an annual salary of ~~\$1,400~~ \$1,750, payable quarterly, on the 1st days of January, April, July and October, from the county treasury of the county of York. He shall account ~~quarterly~~ under oath to the treasurer of said county, as provided by law, for all fees received by him, or payable to him by virtue of his office, specifying the items, and shall pay the whole amount of the same to the treasurer of the county of York.'

Effective July 9, 1943

Chapter 50

AN ACT to Incorporate the Kingman Water Power Company.

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

Sec. 1. Kingman Water Power Company, incorporated. J. Frank Campbell, Lawrence Osgood and Lannas E. Boyd, their associates, successors and assigns, are hereby created a body corporate by the name of the Kingman Water Power Company. Said corporation is authorized to do a general manufacturing, illuminating, heating, and power business in the

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town of Kingman, but not elsewhere and to generate and sell electricity therein for said purposes, provided however, that before it shall be authorized to sell or dispose of electricity it shall receive the certificate from the public utilities commission of the state of Maine in compliance with sections 3 and 4 of chapter 68 of the revised statutes of the state of Maine, 1930, as amended, and all sales of electricity shall be subject to the provisions of chapter 62 of said revised statutes, and amendments thereto and thereof.

Sec. 2. Location of dams. Said company is hereby authorized to build and erect dams and to cut canals in accordance with chapter 106 of said revised statutes and acts amendatory thereof. For the purpose of obtaining a site upon which to erect its power dams, said company may acquire by purchase, or otherwise take a site near the highway bridge over the Mattawamkeag river in said Kingman, but, before exercising said right of eminent domain, there shall have been paid into the treasury of the company, for capital stock, the sum of at least \$25,000, and the net cash capital assets of the company shall equal at least said sum of \$25,000.

Sec. 3. Adjustment of damages. Damages for flowing lands and cutting canals shall be assessed and secured in accordance with the provisions of said chapter 106 and amendments thereto; damages for the taking of land for a dam site and all questions with respect to said taking shall be assessed and determined strictly in accordance with sections 11 to 27 inclusive of chapter 69 of said revised statutes which are hereby made applicable thereto.

Sec. 4. Passing of logs and lumber. All erections shall have ample provisions for the passing of logs and lumber and nothing herein contained shall impair the existing rights of the public and/or others to use the waters of the Mattawamkeag river, and its tributary lakes and streams, for log driving or other purposes.

Sec. 5. Capital stock. The amount of the capital stock may be fixed by the corporation, at such sum as is deemed requisite for the purposes of the corporation but not in excess of \$50,000 nor less than \$25,000.

Sec. 6. Meetings, how called. The first meeting of the incorporators for the organization may be called on written notice by any one of them to the other two, mailed postpaid at least 5 days before the date set for said meeting, naming the time, place and purposes of such meeting; and at such meeting a president, secretary, treasurer and directors may be chosen and by-laws adopted, and any corporate business transacted.

Sec. 7. Incidental powers granted. All incidental powers, rights and privileges, necessary to the accomplishment of the main object herein set forth are granted to this corporation.

Sec. 8. Existing statutes not affected; rights conferred. Nothing herein contained is intended to repeal or shall be construed as repealing the whole or any part of any existing statute. All rights and duties herein mentioned shall be exercised and performed in accordance with all applicable provisions of chapter 56 and chapter 62 of said revised statutes and acts amendatory thereof and additional thereto.

Sec. 9. Limitation. This act shall become null and void and of no effect unless on or before July 15, 1945, the said dam site has been acquired and construction of said dams and/or canals has been actually commenced and the requisite \$25,000 has been paid into the treasury in accordance with section 2 of this act.

Effective July 9, 1943

Chapter 51

AN ACT to Establish a Board of Trustees of Public Cemeteries for the City of Waterville.

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

Sec. 1. Board created. The public cemeteries now or hereafter existing in the city of Waterville shall be in charge of and administered by a board of 3 trustees to be called the "Trustees of Public Cemeteries".

Such trustees shall be residents in Waterville and the office of each trustee shall be vacated by the removal of residence from said city. No person shall be a trustee unless owning a lot in a public cemetery in said city, or being a descendant of such lot owner.

Sec. 2. Appointment and terms. The mayor of the city of Waterville shall appoint the trustees of public cemeteries. Initially, 1 shall be appointed for a period of 2 years, 1 for 4 years, and the 3rd for 6 years and, following said terms, their successors shall each be appointed for 6 years or until their successors are appointed and qualified. When the office of a trustee is vacated for any reason or the term of his office has expired, the mayor shall appoint a successor for the unexpired term of such trustee. All said periods of office shall end on the 2nd Monday in March of the year in which the term expires.

Sec. 3. Authority over cemeteries. The trustees shall have full authority to purchase equipment and tools, to improve the grounds, to regulate the grading of lots, the planting and removal of trees, shrubbery, and other growths, and to employ and direct a superintendent and all necessary labor, fixing and paying their compensation.