

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

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Sec. 16. Separability. It is the intention to confer the whole or any part of the powers herein provided for, and if any of the powers or provisions, or part thereof, are for any reason illegal, the remaining powers or provisions, or part thereof, shall remain in full force and effect.

Sec. 17. Act void unless property of water company is acquired. If said water district shall fail to purchase or file its petition to take by eminent domain, before November 1, 1953, as in this act provided, the plant properties, franchises, rights and privileges owned by the Castine Water Company and used or usable in supplying water in the town of Castine, then this act shall become null and void.

Sec. 18. Costs and expenses of taking, directed by court. All costs and expenses of the taking of the property of the Castine Water Company arising under the provisions of this act shall be paid and borne as directed by the court in the final decree provided by section 9.

Sec. 19. Existing statutes not affected; rights conferred subject to provisions of law. Nothing herein contained is intended to repeal, or shall be construed as repealing, the whole or any part of any existing statute, and all rights and duties herein mentioned shall be exercised and performed in accordance with all the applicable provisions of chapter 40 of the revised statutes of 1944, and all acts amendatory thereof or additional thereto.

Sec. 20. Emergency clause. In view of the emergency cited in the preamble hereof, this act shall take effect upon approval, subject to the provisions of section 15.

Effective April 23, 1953

Chapter 88

AN ACT to Extend the Charter of Castine Water District.

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

Charter of Castine Water District extended. There is hereby created a body corporate and politic under the name of Castine Water District which, by operation of law, upon expiration of the charter provided for the Castine Water District under the private and special laws of Maine as heretofore passed by this legislature in this session, shall receive and hold all the property, rights, powers, privileges and immunities of said Castine Water District, 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 insofar as the same are not inconsistent with the rights and powers specially granted, and except that said transfer by operation of law shall take effect only in the event that said act creating said water district shall have been accepted in accordance with the provisions of section 15 of said act, and that the said water district shall have purchased all or a majority of the capital stock of Castine Water Company on or before November 1, 1953, or on or before said date has purchased or has filed its petition to take by eminent domain all of the properties of the said Castine Water Company as required by section 17 of said act.

Effective August 8, 1953

Chapter 89

AN ACT Revising the Charter of the Bangor Municipal Court.

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

Sec. 1. P. & S. L., 1895, c. 211, amended. Chapter 211 of the private and special laws of 1895, as amended, is hereby further amended to read as follows:

‘Sec. 1. Court; judge; recorder. The Bangor 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 1 recorder. Both the judge and the recorder shall be members of the bar and shall reside in the county of Penobscot. The judge shall be appointed pursuant to the constitution and shall give bond in accordance with the laws of the state. The recorder shall be appointed by the governor, with the advice and consent of the council, for a term of 4 years, and shall serve until his successor has been duly appointed and qualified. The recorder shall give bond to the county in such sum and with such sureties as the county commissioners of the county of Penobscot shall approve, conditioned that he will, during his continuance in office, faithfully perform, as the law requires, all his duties. The cost of said bonds shall be paid from the treasury of the county of Penobscot. The present judge and recorder shall continue in office until the end of the terms for which they were respectively appointed.