

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with  
the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

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KENNEBEC JOURNAL

AUGUSTA, MAINE

1961

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**Private and Special Laws**

OF THE

**STATE OF MAINE**

As Passed by the One Hundredth Legislature

**1961**

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## Chapter 20

### AN ACT Relating to Revenues for Lewiston Parking District.

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

Sec. 1. P. & S. L., 1957, c. 2, § 1, amended. The last sentence of section 1 of chapter 2 of the private and special laws of 1957 is repealed and the following sentence enacted in place thereof:

**'Said district shall receive the revenues derived from the operation of the city's on-street parking meters to be used for the purposes of said district.'**

Sec. 2. P. & S. L., 1957, c. 2, § 5, sub-§ (a), amended. The first paragraph of subsection (a) of section 5 of chapter 2 of the private and special laws of 1957 is amended to read as follows:

**'Whenever a reasonable price cannot be agreed upon for the purchase or lease of real property found necessary for the purposes of the district or whenever the owner is legally incapacitated or is absent or is unable to convey valid title or is unknown, the district, with the approval of the board of mayor and aldermen of the City of Lewiston, is hereby authorized and empowered to acquire by condemnation any such real property, whether wholly or partly constructed, or interest or interests therein and any lands, rights, easements, franchises and other property deemed necessary or convenient for the construction or the efficient operation of the parking areas in the manner hereinafter provided.'**

Sec. 3. P. & S. L., 1957, c. 2, § 15, amended. Section 15 of chapter 2 of the private and special laws of 1957 is amended to read as follows:

**'Sec. 15. Termination of the district. When all negotiable notes, bonds and other evidences of indebtedness or obligations of the district and the interest thereon shall have been paid or a sufficient amount for the payment of said notes and of all bonds and the interest to maturity thereon shall have been set aside in trust for the benefit of the notes and bondholders and shall continue to be held for that purpose, the district shall be dissolved and the parking areas, its leases, rights, easements, franchises, lands and properties shall become the property of the City of Lewiston and all revenue therefrom shall become payable to the City of Lewiston and the parking areas shall be maintained and operated by said city and all funds of the district not required for the payment of the bonds and all equipment and other property belonging to the district appertaining to the maintenance and operation of the parking areas shall be vested in said city.'**

**Referendum; effective date.** This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the City of Lewiston at the next regular city election, or at a special election to be called and held for the purpose within 3 months after the effective date of this act. Such special election shall be called, advertised and conducted according to the law relating to municipal elections; provided that the board of registration in said City of Lewiston shall not be required to prepare, nor the city clerk to post, a new list of voters.

The city clerk shall prepare the required ballots, on which he shall reduce the subject matter of this act to the following question: "Shall the Act Relating to Revenues for Lewiston Parking District, passed by the 100th Legislature, be accepted?" The voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority vote of the legal voters voting at said election; provided that the total number of votes cast for and against the acceptance of this act at said election equaled or exceeded 20% of the total vote for all candidates for Governor in said city at the next preceding gubernatorial election.

The result of such election shall be declared by the municipal officers of the City of Lewiston and due certificate thereof shall be filed by the city clerk with the Secretary of State.

Effective September 16, 1961

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## Chapter 21

### AN ACT Accepting from Percival Proctor Baxter a Gift of One Thousand Shares of the Capital Stock of the Proprietors of Portland Pier and Creating the Baxter State Park Trust Fund.

**Emergency preamble.** Whereas, in the judgment of the Legislature the acceptance of the gifts as offered by the Honorable Percival Proctor Baxter creates an emergency within the meaning of the Constitution of Maine, and requires the following Legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

WHEREAS, the State of Maine by several acts of the Legislature approved by the several Governors, 1930-1955, has accepted as gifts from Percival Proctor Baxter, former Governor of the State of Maine, an area of forest land in Piscataquis and Penobscot Counties totaling 193,254 acres known as Baxter State Park, the same now being held by said State IN TRUST for Public Park, Public Forest and Public Recreational Purposes; and

WHEREAS, the said Baxter wishes to share with the State in part the cost of caring for, protecting and operating said area of land in accordance with the conditions in the several acts of the Legislature accepting said gifts as recorded in the laws of Maine 1930-1955.

NOW THEREFORE, the State of Maine hereby accepts from said Percival Proctor Baxter all of the one thousand (1000) shares of stock of the Proprietors of Portland Pier Corporation, a Maine corporation also known as Portland Pier the same being all the outstanding shares of said corporation all owned by said Baxter, all taxes paid, free from all claims and encumbrances and said corporation is the owner of municipal bonds, corporation shares and cash, to the value of \$488,942.64 as of January 1, 1961 which constitutes all of the assets of said corporation; to be held IN TRUST forever for the benefit of the people of the State of Maine and to be known as Baxter State Park Trust Fund the principal thereof