

MAINE STATE LEGISLATURE

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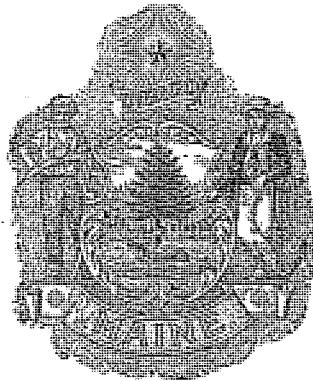
SIXTH REVISION

THE
REVISED STATUTES

OF THE

STATE OF MAINE

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By the Authority of the Legislature

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CHAP. 63

Sec. 25. Management of property; proxies. R. S. c. 58, § 11. A majority of proprietors present at any legal meeting, may order, manage, improve, divide or dispose of their lands as they choose; and may vote in person, or by attorney appointed in writing.

48 Me. 526.

Sec. 26. Proprietors' records, how preserved. R. S. c. 58, § 12. After a final division of their common property, they shall cause their records to be deposited in the office of the clerk of the town in which some part of such lands lies; and he may record votes and certify copies of such records, as the proprietors' clerk might have done; and the last clerk chosen shall continue in office until the records are so deposited.

53 Me. 233.

Sec. 27. Certain corporate powers continued for ten years after final division. R. S. c. 58, § 13. Such a final division shall not dissolve the corporation until ten years thereafter; but the last proprietors in common and their heirs shall continue in their corporate capacity, for the collection and payment of all debts due to or owing by the corporation; and may call and hold meetings, and vote assessments to pay their debts and all other charges necessary for closing their business.

Sec. 28. Money may be raised for highways. R. S. c. 58, § 14. The owners of an unincorporated township or tract may call meetings to raise money, for making and repairing highways lawfully laid out, and to choose officers to assess and collect it.

See c. 24, § 50.

CHAPTER 63.

Mills and Their Repairs.

Sec. 1. Manner of calling a meeting of mill owners. R. S. c. 59, § 1. When an owner of a mill, or of the dam necessary for working it, thinks it necessary to rebuild or repair it in whole or in part, he may apply in writing to a justice of the peace in the county where it is situated, or if partly in two counties, to a justice of the peace in either, to call a meeting of the owners, stating the object, time and place of the meeting, and such justice may issue his warrant for the purpose, directed to such owner, which shall be published in some newspaper printed in such county, if any, three weeks successively, the last publication to be not less than ten, nor more than thirty days before the meeting; or a true copy of the warrant may be delivered to each of said owners, or left at his last and usual place of abode; and either notice is binding on all the owners.

31 Me. 35; 57 Me. 103; 81 Me. 358.

Sec. 2. Owners of half or more may repair or rebuild. R. S. c. 59, § 2. At such meeting, whether all the owners attend or not, the owners in interest of at least one-half of such mill or dam may rebuild or repair so far as to make them serviceable; and shall be reimbursed out of said mill or its profits, what they advanced therefor beyond their proportions, with interest in the meantime.

11 Me. 172; 53 Me. 553.

Sec. 3. Reimbursement. R. S. c. 59, § 3. If they are not reimbursed by the profits of the mill, or paid by the other owners, within six months after the work is completed, they may charge one per cent a month on the amount advanced, from the end of six months until so reimbursed; and if a delinquent owner dies, or alienates his interest in the premises, the advancing owners have a continuing lien thereon for reimbursement; but no special contract, made by the owners, respecting the building or repair of such mill or dam, is hereby affected.

53 Me. 553; 81 Me. 360.

Sec. 4. Proceedings, if a part owner is a minor, or otherwise disqualified. R. S. c. 59, § 4. Where any part of such mill or dam, at the time of meeting and notice, is owned by minors, tenants by curtesy, in tail, for life or years, or by mortgagor or mortgagee, the guardians of such minors, such tenant, mortgagor or mortgagee shall be deemed, for the purposes of this chapter the proprietors thereof, and shall be notified, vote, and contribute accordingly; and all advances so made by them, if not paid, may be recovered in a special action on the case, with interest.

Sec. 5. Owners of grist mills to furnish scales for weighing grain; order of grinding. R. S. c. 59, § 5. The owner or occupant of every grist mill shall keep scales and weights therein to weigh corn, grain and meal, when required; and he shall well and sufficiently grind as required, according to the nature, capacity and condition of his mill, all grain brought to his mill for that purpose, and in the order in which it shall be received; and for neglecting or refusing to weigh the same when required, or failing to grind the same in the order received, or for taking more than lawful toll, he shall be fined for each offense not less than ten, nor more than fifty dollars; provided, that this section shall not be so construed as to preclude the right of any owner or occupant of any mill to enter into any mutual agreement with any customer or customers as to the order in which the grain of such customers shall be received and ground, made at the time said customer or customers shall bring his or their grain to the mill for the purpose of being ground.

86 Me. 103.

Sec. 6. Tolls. R. S. c. 59, § 6. The toll for grinding, cleansing and bolting all kinds of grain, shall not exceed one-sixteenth part thereof.

86 Me. 103.