

MAINE STATE LEGISLATURE

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REVISED STATUTES
OF THE
STATE OF MAINE
1954

1961 CUMULATIVE SUPPLEMENT

ANNOTATED

IN FIVE VOLUMES

VOLUME 3

Discard Previous Pocket Part Supplement

THE MICHIE COMPANY
CHARLOTTESVILLE, VIRGINIA
1961

and whale oil, to be recovered in a civil action. (R. S. c. 88, § 167. 1961, c. 317, § 315.)

Effect of amendment.—The 1961 amendment divided the former second sentence of this section into two sentences and sub-

stituted “a civil action” for “an action on the case” at the end of the present third sentence.

Sec. 200. Deception as to price prohibited.

Retail sale of gasoline not per se affected with public interest.—The retail sale of gasoline per se is not a business so affected with the public interest that it warrants exercise of police power without

evidence of particular evil. *State v. Union Oil Co.*, 151 Me. 438, 120 A. (2d) 708, holding former section 200-A of this chapter, which pertained to signs stating price of motor fuel unconstitutional.

Sec. 200-A. Repealed by Public Laws 1957, c. 43.

Local Sealers of Weights and Measures.

Secs. 202-224. Repealed by Public Laws 1957, c. 260, § 5.

Cross reference.—For present provisions as to local sealers of weights and measures, see c. 32-A.

Measurers of Salt, Corn and Grain.

Sec. 225. Repealed by Public Laws 1957, c. 260, § 5.

Standard Weights and Measures.

Secs. 226, 227. Repealed by Public Laws 1957, c. 260, § 5.

Ice.

Sec. 228. Repealed by Public Laws 1957, c. 260, § 5.

Chapter 101.

Plantations.

Sec. 5. Copy of proceedings and description of plantation forwarded to secretary of state.—Upon the organization of a plantation, the clerk and assessors shall transmit to the secretary of state, to be by him recorded, a certified copy of all proceedings had in effecting such organization, including the petition if any, the warrant issued therefor and the return thereon, and the record of the meeting held in pursuance thereof and a written description of the limits of the plantation, and thereupon all laws applicable to organized plantations shall apply to plantations organized as herein provided. (R. S. c. 89, § 5. 1961, c. 158.)

Effect of amendment.—The 1961 amendment deleted provisions at the end of this section exempting plantations organized on

application of 3 or more citizens from state or county taxes except on special order of the legislature.

Sec. 5-A. Perambulation of boundary lines.—Sections 9 and 10 of chapter 90-A, which contain perambulation provisions for town lines, apply equally to plantations. (1957, c. 405, § 17.)

Sec. 7. Plantation officers' names returned to secretary of state. — Clerks of organized plantations shall make return to the secretary of state on blanks by him furnished for that purpose on or before the 1st day of September, annually, of the names of the assessors and clerks of their several plantations, and that the same have been sworn. When such return is not made by any such plantation, the secretary of state shall not furnish it with blanks for election returns,

and no votes purporting to be cast by such plantation shall be counted or allowed by the governor and council. When a plantation is organized after the first day of July, such return is not required to be made by the clerk thereof during that year; but the votes of such plantations shall not be counted or allowed by the governor and council for any purpose, during the year of its organization, unless it is organized at least 60 days prior to the Tuesday following the first Monday of November. (R. S. c. 89, § 7. 1959, c. 204, § 32.)

Effect of amendment.—The 1959 amendment changed the date at the end of the section from “2nd Monday in September” to “Tuesday following the first Monday of November.”

Sec. 10-A. Decoration of veterans' graves on Memorial Day.—Section 11 of chapter 90-A, which requires municipalities to decorate the graves of veterans of the armed forces of the United States of America on Memorial Day, applies equally to plantations. (1957, c. 405, § 19.)

Sec. 10-B. Indebtedness; temporary loans. — Plantations may borrow money in anticipation of taxes and issue general obligation securities in the manner provided for in chapter 90-A. (1959, c. 19, § 3.)

Effective date.—The 1959 act adding this section became effective on its approval, February 26, 1959.

Sec. 11. Money for schools, poor, etc.—All plantations may raise and expend money for the support of schools and making and repairing schoolhouses, as provided in section 28 of chapter 41; for support of the poor, as provided in section 41 of chapter 94; and for sums necessary for legal plantation expenses. (R. S. c. 89, § 11. 1945, c. 378, § 73. 1957, c. 429, § 85.)

Effect of amendment.—The 1957 amendment substituted “section 28” for “sections 28, 157 and 158,” effective October 31, 1957, substituted “section 28” for “sections 28, 157 and 158.”

Sec. 11-A. Accounting and postaudit provisions.—Sections 24 to 28 of chapter 90-A, which contain accounting and postaudit provisions for towns, apply equally to plantations. (1957, c. 405, § 16.)

Chapter 102.

Emergency Municipal Finance Board. Deorganized Towns and Plantations.

Emergency Municipal Finance Board.

Sec. 9. Complaint; notice.—If the commissioner or commissioners who are in charge of the affairs of any such municipality under this chapter are of the opinion that said municipality has incurred, prior to the date on which the administration of the affairs of said municipality were taken over by the board, debts and obligations in excess of the debt limit fixed by the constitution of the state for such municipality, and that but for section 7, said municipality would be subjected to a multiplicity of actions, said commissioner or commissioners may bring in the name of the inhabitants of said municipality a complaint in the superior court in the county in which said municipality is located against all of the known persons, firms or corporations holding any debts or obligations against the inhabitants of said municipality, to have the validity of all the debts and obligations of said municipality determined.

The attorney general shall appear for and on behalf of the petitioner in such proceedings and the expense thereof shall be paid from any funds in the hands