

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth  
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

AND MISCELLANEOUS STATE PAPERS

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Published by the Secretary of State, in conjunction  
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

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following, ship, transport, offer for shipment or transportation either directly or indirectly any clams either in the shell or shucked taken from the clam flats of Washington, Hancock, Knox, Waldo and Lincoln counties beyond the limits of the state, and/or to the counties of Sagadahoc, Cumberland and York; provided, however, that an exception shall be made to clams which have been canned, packed or barreled, between the 1st day of October and the 15th day of May.

**Sec. 2. Penalty.** Any person, firm, or corporation who ships, transports, offers for shipment or transportation or who attempts to ship or transport clams beyond the limits of the state in violation of any of the provisions herein shall be punished by a fine of not less than \$10 nor more than \$100 for the first offense, and by a fine of not less than \$50 nor more than \$200 for each subsequent offense. Possession of clams in packages not properly marked as required by license provisions by any person, firm, or corporation, their servants or agents, when such clams in packages are in process of transportation or failure of the person, firm or corporation, their servants or agents, transporting the said clams to produce a valid license permitting shipment shall be prima facie evidence of a violation of this provision. All automobiles, trucks, wagons, boats, airplanes, vessels and vehicles of every kind, not common carriers, containing clams shipped or transported contrary to the provisions hereof shall be seized by any officer seizing the clams so shipped or transported, and shall be libeled.

**Sec. 3. How enforced; jurisdiction.** The provisions of this act shall be enforced by the director of sea and shore fisheries and by all wardens and deputy wardens authorized by said director, and by all officers of the department of agriculture. Municipal courts and trial justices shall have original jurisdiction concurrent with the superior court, of actions brought for the recovery of penalties imposed by this act and of prosecutions for violation hereof.

Approved April 24, 1937.

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## Chapter 231

### AN ACT Relating to Snow Removal.

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

R. S., c. 28, § 55, amended. The first 2 paragraphs of section 55 of chapter 28 of the revised statutes, as amended by section 2 of chapter 231 of the public laws of 1931, and by chapter 149 of the public laws of 1935, are hereby further amended to read as follows:

## CHAP. 232

Towns, organized plantations, and unincorporated townships, having a valuation of \$200,000 or more which clear said highways and town ways to the satisfaction of said commission and when necessary ~~use~~ apply sand, gravel or other materials to a width of not less than 7 feet through the center of road within a reasonable length of time after surface of the road becomes slippery shall be reimbursed for the cost thereof to the extent of 50% of said cost, but not exceeding \$50 per mile on the highways or town ways designated as provided in section 52.

Towns, organized plantations and unincorporated townships having a valuation of less than \$200,000 which clear ~~winter routes upon state aid highways or town ways designated in accordance with section 52 hereof,~~ said highways and town ways to the satisfaction of the said commission, ~~shall bear not exceeding \$35 per mile of the cost thereof of such winter routes and shall be reimbursed accordingly~~ and when necessary apply sand, gravel or other materials to a width of not less than 7 feet through the center of road within a reasonable length of time after surface of the road becomes slippery, on the highways and town ways designated as provided in section 52 shall bear 50% of the cost thereof not to exceed \$35 per mile and reimbursement shall be made to said towns, plantations and townships accordingly.'

Approved April 24, 1937.

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## Chapter 232

### AN ACT Relating to Sale of Alcohol.

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

Sec. 1. P. L., 1933, c. 300, § 4, amended. Section 4 of chapter 300 of the public laws of 1933 is hereby amended by adding at the end thereof the following:

'“Alcohol” that substance known as ethyl alcohol, hydrated oxide of ethyl or spirit of wine which is commonly produced by the fermentation or distillation of grain, starch, molasses, sugar or potatoes or other substances including all dilutions and mixtures of these substances.'

Sec. 2. P. L., 1933, c. 300, § 7-A, additional. Chapter 300 of the public laws of 1933 is hereby amended by adding after section 7 thereof, an additional section to be numbered 7-A, and to read as follows:

'Sec. 7-A. Limitation on sale of alcohol; penalty. The commission shall buy and have in its possession for sale alcohol which may be sold by the commission to any industrial establishment in this state for industrial