

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

Published by the Secretary of State, in conjunction
with the Revisor of Statutes in accordance with the
Resolves of the Legislature approved June 28, 1820,
March 18, 1840, March 16, 1842 and Acts approved
August 6, 1930 and April 2, 1931.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1939

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

visions of this chapter. Whenever the commission determines that public exigency requires the taking of land as aforesaid, it shall cause the same to be surveyed and described and a plan thereof and said description to be recorded in the registry of deeds for the county or registry district where the same is located, and notice thereof shall be given in some newspaper, if any, published wholly or in part in said county. In case there is a mortgage of record covering any of said land, written or printed notice of said taking shall be sent forthwith by registered mail to the holder of record of said mortgage, addressed to his place of abode, if known, otherwise to the abode or address as set forth in said record. If the commission is unable to purchase such material or land with necessary ways and access thereto at what it deems a reasonable valuation, the commission and the county commissioners of the county wherein such material or land is located shall constitute a joint board which shall on petition of the commission or interested parties, meet and ascertain and determine the damages in the same manner as provided for land taken for highway purposes, and all parties aggrieved by the estimate of damage shall have like remedies as provided for appraisal of damages for land taken by towns for highway purposes, and such damages shall be paid by the treasurer of state, from the appropriate funds provided under this chapter. Said board shall fix a time and place for its hearings and give notice thereof as provided for laying out highways. The commission may vacate any land or part thereof or rights in land which have been taken or acquired for highway purposes under the provisions hereof, by executing and recording a deed thereof, and such action shall revert the title to the lands or right so vacated in the persons, their heirs and assigns, in whom it was vested at the time of the taking, and the value at the time of vacation may be pleaded in mitigation of damages in any proceedings therefor on account of such taking. The governor and council on recommendation of the commission may sell and convey on behalf of the state the interests of the state in property taken or acquired by purchase under this section and deemed no longer necessary for the purposes hereof, and the proceeds of such sale shall so far as practicable be credited to the fund from which such purchase was originally made.'

Approved April 12, 1939.

Chapter 216

AN ACT Relative to Trapping Muskrats.

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

R. S., c. 38, § 72, amended. Paragraph (b) of section 72 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'(b) Provided, further, that it shall be unlawful for any person to set or place a trap at any time within 25 feet of, or to molest or destroy, a muskrat house or den, and no person shall make any advance preparation on the trapping grounds, for the trapping of beaver or muskrat, previous to the time the open season begins.'

Approved April 12, 1939.

Chapter 217

AN ACT Increasing the License and Permit Fees for Outdoor Advertising.

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

P. L., 1935, c. 163, § 1, amended. Section 1 of chapter 163 of the public laws of 1935, as amended by section 1 of chapter 194 of the public laws of 1937, is hereby further amended to read as follows:

'**Sec. 1. License; fee.** No person, firm or corporation shall, after the 1st day of January next following the effective date of this act, engage or continue in the business of outdoor advertising or erect, maintain or display any painted bulletins, poster panels or other outdoor advertising devices upon property not their own or not occupied by them as a place for carrying on business other than outdoor advertising until such person, firm or corporation shall have secured from the state highway commission, hereinafter called commission, a license to engage in the business of outdoor advertising. The fee for such license shall be the sum of ~~\$25~~ \$100 per year, ~~payable annually in advance~~ for any person, firm or corporation engaging or continuing in the business of outdoor advertising for direct profit through rentals or compensation for the erection, maintenance, or display of painted bulletins, poster panels or other outdoor advertising devices upon real property; \$25 per year for any person, firm or corporation erecting or maintaining, not for direct profit through rentals or compensation, displays of painted bulletins, poster panels or other outdoor advertising devices upon property not their own or not occupied by them as a place for carrying on business other than outdoor advertising; except that the license fee for not exceeding 5 signs, none of which is more than 20 square feet in area, shall be \$5 per year. All fees for such licenses shall be payable annually in advance.'

Approved April 14, 1939.