

# 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

---

---

## CHAP. 296

'Sec. 26. Persons subject to imprisonment for life excepted. The provisions of sections 25 to ~~3~~ 42, both inclusive, of this chapter, shall not apply to any person convicted of an offense the only punishment for which prescribed by law is imprisonment for life, nor to any person convicted of an offense under sections 16, 23 or 31 of chapter 129 or under section 6 of chapter 135 of the revised statutes. Provided, that in all other cases where the maximum sentence, in the discretion of the court, may be for life or any number of years, the court imposing sentence shall fix both the minimum and maximum sentence. The minimum term of imprisonment thus fixed by the court shall not exceed  $\frac{1}{2}$  of the maximum term so fixed.'

Approved April 21, 1939.

---

### Chapter 295

AN ACT Relating to Compensation of the Register of Probate of York County.

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

R. S., c. 125, § 40, amended. The 19th line of section 40 of chapter 125 of the revised statutes is hereby amended to read as follows:

'York, ~~fifteen hundred dollars~~ \$2100.'

Approved April 21, 1939.

---

### Chapter 296

AN ACT Relating to Salaries in Certain Counties.

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

Sec. 1. R. S., c. 125, § 45, amended. Section 45 of chapter 125 of the revised statutes is hereby amended so that the first 5 lines read as follows:

'County treasurers in the several counties shall receive annual salaries from the treasuries of the counties in monthly payments paid on the last day of each month, as follows:

Androscoggin, \$2000,  
Aroostook, ~~eight hundred dollars~~, \$1500.'

Sec. 2. R. S., c. 125, § 46, amended. The 3rd paragraph of section 46 of chapter 125 of the revised statutes is hereby amended to read as follows:

'Aroostook county: for clerks in the office of register of deeds of the northern district, \$1300; for clerks in the office of register of deeds for the southern district, \$3700; for clerks in the office of register of probate, \$1560; for clerks in the office of clerk of courts, \$2600; for clerks in the office of the county attorney, \$600; ~~for clerks in the office of county treasurer, three hundred dollars;~~ for expenses of clerk of courts and his subordinates while attending sessions of the superior court at Caribou, such sums as allowed by the court.'

Sec. 3. R. S., c. 125, § 45, amended. The 8th line of section 45 of chapter 125 of the revised statutes, relating to Hancock county, is hereby amended to read as follows:

'Hancock, ~~six hundred dollars~~ \$1000.'

Sec. 4. R. S., c. 125, § 39, amended. The 11th line of section 39 of chapter 125 of the revised statutes is hereby amended to read as follows:

'Lincoln, ~~seven hundred dollars~~ \$900.'

Sec. 5. P. & S. L., 1913, c. 239, § 9, amended. The 1st paragraph of section 9 of chapter 239 of the private and special laws of 1913 is hereby repealed and the following is enacted in place thereof:

'Said court shall be held at Wiscasset at 10 o'clock in the forenoon on the 1st and 3rd Wednesdays of each month, for the entry, trial and determination of civil actions of all kinds that may lawfully be brought before it, and it may be adjourned from time to time by the judge, at his discretion.'

Sec. 6. P. & S. L., 1913, c. 239, § 19, amended. The 3rd paragraph of section 19 of chapter 239 of the private and special laws of 1913 is hereby amended to read as follows:

'The judge of said court shall receive the salary of ~~seven hundred dollars~~ \$1000 per year, to be paid him in equal quarterly payments from the county treasury of Lincoln county, which shall be in full for his services as such judge, except as hereinbefore provided.'

Sec. 7. Supreme and superior courts. Wherever the words "supreme judicial court" are found in said chapter, the same are stricken out and the words "superior court" substituted whenever necessary to carry out the provisions of this act.

Sec. 8. P. & S. L., 1913, c. 239, § 3, amended. Section 3 of chapter 239 of the private and special laws of 1913 is hereby amended to read as follows:

'Sec. 3. Duties of recorder; recorder may perform duties of judge.'

## CHAP. 296

A recorder may be appointed in the manner provided by Article V, of section 8, of the constitution, who shall keep the records of said court when requested so to do by the judge; and in case of absence from the court room of said judge, or at said judge's request, or when the office of judge is vacant, the said recorder shall have and exercise all the powers of the judge and perform all the duties required of said judge by this act, and shall be empowered to sign and issue all papers and processes, and do all acts as fully and with the same effect as the judge could do if he were acting in the premises; and the signature of the recorder as such shall be sufficient evidence of his right to act instead of the judge. Said recorder shall reside in the county of Lincoln aforesaid and shall hold his office as recorder for the term of 4 years.'

**Sec. 9. Repeal.** All acts or parts of acts, either public or private, inconsistent with the provisions of sections 5, 6, 7 and 8 hereof, are hereby repealed or amended to conform to the provisions of said sections.

**Sec. 10. P. & S. L., 1917, c. 145, § 14, amended.** Section 14 of chapter 145 of the private and special laws of 1917, as amended by chapter 128 of the private and special laws of 1927, is hereby further amended to read as follows:

'**Sec. 14. Salary of judge and recorder increased.** Said court shall be held in said town of Presque Isle, within the limits of the village thereof, and the county commissioners of said county of Aroostook shall provide some suitable place for the holding of said court, at the expense of said county; and all expenses of said court, including seal, blank books of record, dockets and all blanks necessary for the use of said court shall be paid from the treasury of the county of Aroostook. The judge of said court shall receive as compensation a salary of ~~thirteen hundred dollars~~ \$1500 a year; and the recorder shall receive as compensation a salary of ~~four hundred dollars~~ \$500 a year to be paid quarterly from the treasury of the county of Aroostook. A condition precedent to the payment of said salaries as aforesaid shall be the rendering by said judge and recorder of a correct statement to the county commissioners of said county of Aroostook, and the payment over by said judge and recorder to the county treasurer, of all fees, both civil and criminal, collected by said court for the preceding quarter or fractional part thereof.'

Approved April 21, 1939.