

MAINE STATE LEGISLATURE

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PUBLIC DOCUMENTS

OF THE

STATE OF MAINE

BEING THE

REPORTS

OF THE VARIOUS

**PUBLIC OFFICERS
DEPARTMENTS AND
INSTITUTIONS**

FOR THE TWO YEARS

JULY 1, 1926 - JUNE 30, 1928

PUBLIC DOCUMENTS, 1926-28

(Explanatory Note)

Three reports in this volume cover periods in variance with the given biennium. They are as follows:

1. The report of the Attorney General covers the period from 1924 to 1928.
2. The report of the Bangor State Hospital covers the period from 1919 to 1928.
3. The report of the department of Inland Fisheries and Game covers the fiscal year ending June 30, 1928. No printed report was made for the fiscal year ending in 1927.

STATE OF MAINE

REPORT

OF THE

ATTORNEY-GENERAL

FOR THE TWO YEARS ENDING

JUNE 30, 1928

"April, 1927.

To the Treasurer of State of Maine:

In accordance with the provisions of Chapter 158 of the Resolves of the State of Maine as passed by the Eighty-third Legislature entitled: Resolve Appropriating Money to Aid in Building a Highway from Eustis in Franklin County to the Boundary line between the State of Maine and the Dominion of Canada, at a place near the Village of Woburn, in said Canada, and particularly as provided in Section four thereof, the undersigned hereby files within ninety days after final adjournment of said legislature written assent to said resolve and binds herself (itself) (himself) to all of the terms thereof."

Respectfully yours,

RAYMOND FELLOWS,
Attorney General.

May 10, 1927.

Hon. Ralph O. Brewster, Governor of Maine, Augusta, Maine.

DEAR GOVERNOR BREWSTER: Under Chapter 1, Section 6, subdivision III, "Words giving authority to three or more persons authorize a majority to act when the enactment does not otherwise determine." I do not find that Chapter 195, Public Laws of 1917, "otherwise determines".

Under said Chapter 195 the Board of Prison Commissioners consists of three members, and the Warden, Chaplain and Physician of the prison are appointed by the Commission to hold office during its pleasure.

If there is any question in the minds of the Prison Commission in relation to the validity of any act or appointment by the Commission while there were only two members of the Commission and pending the qualification of the third member, it would be a very simple matter for the Commission to take a vote at its first full Board meeting, although it is the opinion of this department that such action is not necessary where the "majority" have already acted.

Respectfully yours,

RAYMOND FELLOWS,
Attorney General.