

MAINE STATE LEGISLATURE

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12/31/42

Carl R. Smith

Commissioner of Agriculture

Frank A. Farrington

Deputy Attorney General

Prosecution under Section 24, Chapter 42, R. S. 1930

Reference is to your letter dated December 29, 1942.

The above mentioned section of Chapter 42 sets up a method of determining the value of cream or milk purchased. It does not set up any basis for payment of any specific amount based on the butter fat content, but is merely a measuring stick by which the parties involved may arrive at the price to be paid. The price to be paid is to be arrived at between the parties involved. The statute is not a price fixing law.

It is therefore the opinion of this department that the facts stated in your letter do not warrant prosecution.

Deputy Attorney General

FAF:gh