

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1943--1944

However, it is not necessary to answer the question. If the office of Judge of Probate and that of Mayor of Belfast are incompatible, the acceptance of the former office will vacate the latter. If, on the other hand, they are not incompatible, he can continue as Mayor of Belfast. In either case he becomes the duly constituted Judge of Probate.

Inasmuch as the office of mayor of Belfast is not a State office, the question whether he shall continue as incumbent of that position, if question arises, must be left to the determination of the courts.

FRANK I. COWAN

Attorney-General

January 25, 1944

James H. Register, Field Director
American Red Cross
A. P. O. 629
New York, N. Y.

Dear Sir:—

I have your letter of January 7th.

1. It is questionable whether the State of Maine would recognize a common-law marriage, although our courts have recognized the issue of such marriages and declared that such issue are legitimate.

2. Proxy marriages are not recognized under the laws of the State of Maine.

3. A resident of the State of Maine does not lose his residence through serving in the military service and does not need to return to Maine to sign a divorce libel. . . .

Very truly yours,

FRANK I. COWAN

Attorney-General

January 26, 1944

X, Esq.

In re: Change of purposes of Z Insurance Company

Dear X,

I acknowledge receipt of your letter of the 24th instant addressed to the Attorney-General and enclosing for approval by this department a certificate of the change of purposes of the above-named company, in and by which it voted to accept the provisions of Chapter 107 of the Public Laws of 1937 and also Chapter 19 of the Public Laws of 1939. I am herewith returning the same without approval, with the suggestion that the certificate to be forwarded here should recite, or it should appear from some other document, that the proposed action was taken by a vote representing a majority of the voting power and that the same was acted upon at a meeting, the call for which gave notice that such proposed action would be taken. From the certificate which you forwarded it appears that the action was taken at "a meeting as and for the annual meeting," and that it was attended by a quorum, and it