

# MAINE STATE LEGISLATURE

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STATE OF MAINE

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REPORT

OF THE

ATTORNEY GENERAL

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for the calendar years

1943--1944

August 7, 1944

E. E. Roderick, Deputy Commissioner of Education

Subject: Power and authority of the trustees of a normal school to sell and dispose of a part of its real estate, and the authority to purchase land and buildings adjacent to the land of the normal school.

The powers confided in the board of trustees of normal schools are to be found in Section 189 of Chapter 19 of the Revised Statutes of 1930 and in Section 185 of said chapter as amended by Chapter 147 of the Public Laws of 1943. No authority is found in these provisions which authorizes the trustees to dispose of any part of the land and buildings of a normal school or to purchase lands and buildings to enlarge the facilities of the school.

As the trustees have only those powers which are expressly granted, they would have no right or authority to dispose of any part of the buildings at the Farmington Normal School, nor to acquire any land adjacent to the school lands, except by express authority from the legislature.

ABRAHAM BREITBARD

Deputy Attorney-General

August 17, 1944

Board of Registration  
City of Portland  
Portland, Maine

Gentlemen:—

Registration and re-registration of a woman voter who marries and assumes her married surname can be had only where the individual appears in person. That is the command of the statute.

Very truly yours,

ABRAHAM BREITBARD

Deputy Attorney-General

August 23, 1944

Daniel T. Malloy, Supervisor, Inland Fisheries and Game

You inquire whether pickerel legally taken in the County of Washington may be resold by the purchaser in that county.

I am of the opinion that this may be done without violating any of the statutes relating thereto.

Section 25 of the Inland Fish and Game Laws provides that no person shall take, catch or kill more than ten pickerel in any one day, nor shall a person have in his possession more than ten pickerel taken, caught or killed in any one day. By specific provision it is provided that "this section shall not apply in Washington County."

Section 26 prohibits the sale and purchase of landlocked salmon, trout, togue, black bass and white perch.

Section 27 prohibits anyone from engaging " . . . in the business or occupation of fishing on any of the inland waters of the state above tide waters, for salmon, togue, trout, black bass, pickerel, white perch, or white fish, for gain or hire . . . except that pickerel legally taken