

# MAINE STATE LEGISLATURE

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March 1, 1945

To Capt. Laurence C. Upton, Acting Chief, State Police  
Re: Auto Graveyard - Unavoidable Delay in Fencing

I have your memo. . and a detailed report on this matter from Lt. Foster King of Troop B.

I should say that neither the owner nor the town officers should be prosecuted for 1944 violations, because they could not secure men or materials to do this work which was ordered done. However, the owner informed Lt. King that he had the posts and the lumber and as soon as he can get the help and the grounds thaws so that he can dig the post holes he is going to fence in his auto graveyard and that he is trying to comply with the law.

In regard to the issuance of a 1945 license now, even though the provisions of law were not complied with, I should rule that on account of the emergency and the lack of man-power and material they should license him for the same fee for which he has been licensed in the past. I would give him a certain time next spring or summer to comply with the orders of the State Police, and if he does not comply, his license should be revoked and he should be charged a \$500. fee. I understand that the municipal officers would issue a license, if Lt. King would withdraw his objections, till the owner can comply with the request of the department as set forth in Lt. King's report; and I should say that he should continue to operate his business until the time that you have set for him to meet the requirements of the law; and, if he does not do so, then he should be forced to discontinue, because his failure to act would be positive proof that he did not intend to live up to the spirit of the law, after he has been given ample opportunity to comply with the orders from your office and with the statutes.

Ralph W. Farris  
Attorney General

RWF:c