

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1945-1946

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- (a) that such agent has seen such person commit the crime, or violation; that is, that such crime or violation has been committed in his presence;
 - (b) that such agent take said person before a trial justice or judge of a municipal court forthwith, if said court is in session or at the opening of said court the next day and procure such warrant.
- 2) To arrest with a warrant any person who has committed any offense against the laws of this State or has violated any rule or regulation within said parks or memorials, although not committed in the presence of the agent.
- 3) No dwelling house is to be searched for the purpose of arresting the offender without a warrant, and then such process may be executed in the day time only.

ABRAHAM BREITBARD
Deputy Attorney General

April 30, 1945

To David H. Stevens, State Tax Assessor
Re: The Ministerial Fund of the Town of Salem

Your memo of April 24th relating to the above matter has been received. It is my opinion that interest on this trust fund should be applied to the support of schools and transferred to the Unorganized Township Fund. I find no statutory authority for paying the income of the ministerial fund over to religious societies. From the information which I have before me, it seems to me that the title in this case vests in the inhabitants of the town; and since the town is deorganized, the State is trustee of the fund for the use of the town and, as I said before, the income thereof should go towards the support of the schools.

RALPH W. FARRIS
Attorney General

April 30, 1945

To Earle R. Hayes, Secretary, Employees' Retirement System

I have your memo of April 26th asking in behalf of the Board of Trustees of the Employees' Retirement System my opinion on the following question:

"Under the terms of Chapter 98 of the Public Laws of 1945 as recently enacted by the 92nd Legislature, does the University of Maine thereby become a 'department' within the meaning of Subsection III of Section 1 of Chapter 60, R. S.?"

My answer to that question is in the negative, for the reason that the legislature declared the University of Maine to be an 'agency' of the State for the purpose for which it was established and for which it has been managed and maintained under the provisions of Chapter 532 of the