

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years
1951 - 1954

material intended to prevent intrusion from without or straying from within. To fence in or enclose would mean to construct the above mentioned type of fence.

It would seem from a reading of the statute that the fence or enclosure is for the purpose of aiding in the propagating of game birds, game or wild animals, and that the only proper fence for such a purpose would be one designed to keep those game birds, game or wild animals which are being propagated within the enclosure, thereby preventing their escape and possible damage to adjoining properties and also to keep other animals out.

JAMES G. FROST
Deputy Attorney General

May 16, 1952

To Harold A. Pooler, M. D., Superintendent, Bangor State Hospital
Re: Conveyance of property belonging to husband of inmate

This office is in receipt of your letter of May 8, 1952, relative to a deed sent to an inmate of your institution to be signed by her so that her husband can convey certain portions of his property. You ask if this office would be willing to have her sign the deed and return it to his attorney.

Please be advised that by statute she has a right and interest by descent in estates owned by her husband, which right and interest by descent may be barred by her joining in the same or a subsequent deed conveying that property. It is the opinion of this office that you should permit her to sign such a deed only in a strict condition that the value of one-third of the property, which is in her by right and which she would be eligible to on his death, would be put in trust for her support and maintenance under such terms as are agreeable to you. Such a trust should be an irrevocable trust and not capable of being modified by her husband at a later date.

JAMES G. FROST
Deputy Attorney General

May 19, 1952

To Harland A. Ladd, Commissioner of Education
Re: Official Records, Superintending School Committees

We have your memo of May 1, 1952, in which you ask this department two questions:—

1. Are the official minutes of a superintending school committee in the nature of public records?
2. If the answer to this inquiry is in the affirmative, should such records or certified copies thereof, be available to a citizen or citizens who may have reasonable purposes for wishing to review the recorded actions of the said committee?

The answer to both these questions is in the affirmative.