

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years
1951 - 1954

River does not embrace potential activity on the Sheepscot River. It is the opinion of this office that before steps can be taken in this direction legislative approval is necessary.

JAMES G. FROST
Deputy Attorney General

June 20, 1952

To Roland H. Cobb, Commissioner of Inland Fisheries and Game
Re: Guides

. . . The Rangeley Lakes Guides Association complains that guides, after having lost their licenses to guide, are continuing to function as guides on a \$1 motor-boat pilot's license. The Guides Association would like to know if you could get a ruling from this department to prevent this. . .

There seems little that can be said by this department that would prevent this situation. It is obvious that a person having a \$1 motor-boat pilot's license is not authorized to be a guide. I would suggest that, in instances where such a practice is known to be carried on, the matter be presented to the County Attorney and action brought under section 119 of Chapter 33 of the Revised Statutes, which is the general penalty statute and would cover such a situation.

JAMES G. FROST
Deputy Attorney General

June 24, 1952

To Frank L. Ames, Esquire, Norridgewock

I have yours of June 12, in which you desire to have me express the reasons for the denial of the application of the Town of Norridgewock to the Maine School Building Authority.

At the outset I would like to point out to you that it was not on the advice of this office alone, that the decision was made. The problem has been discussed many times, not only in this office but with the bond counsel, Mitchell and Pershing of New York, and with counsel for the trustee bank, Judge Carroll Chaplin of Portland. There were such grave doubts as to the answer to the School District problem, that this was one of the four questions that were sent to the Justices of the Supreme Judicial Court by Governor Payne. These questions were not answered because the Justices decided that this was not a "solemn occasion". Thus, the grave doubts were still with us, and because of the serious nature of the problem and the fact that the bond issues for each town were to be "bundled" into different year groups, the Authority, on the advice of this office, as well as bond and trustee counsel, decided upon a policy of excluding from consideration any town which had a school district coterminous with the town, which it had not rejected.

It was definitely felt that to allow any town to be financed under such circumstances might jeopardize a whole issue of bonds and perhaps cast grave doubts upon the validity of the Authority's bonds. The Authority must