

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

**STATE OF MAINE**

**REPORT**

**OF THE**

**ATTORNEY GENERAL**

for the calendar years  
**1951 - 1954**

fish in all navigable streams, just as it has in other public waters, despite the fact that the beds of the streams are owned by riparian owners.

If the stream is not navigable, then section 53 of Chapter 33 of the Revised Statutes permits the riparian proprietor to enclose the waters of such stream.

JAMES G. FROST  
Deputy Attorney General

August 28, 1952

To General Spaulding Bisbee, Director of Civil Defense and Public Safety  
Re: Authority in Practice Alerts

The letter you supplied. . . written by Norman A. Wood, Director, Civil Defense, at Auburn, concerns what authority the Civil Defense officials would have in any practice alert.

As indicated in his letter, there appears not to be any authority for taking any action which would be disturbing the peace or compelling civilians to take shelter in the absence of an emergency proclamation by the Governor.

The extent of the practice alert can be measured by the cooperation of the public, as there is no authority to do otherwise.

NEAL A. DONAHUE  
Assistant Attorney General

August 28, 1952

To Marion E. Martin, Commissioner, Labor and Industry  
Re: "Workshop"

. . . You inquire if the word "workshop" includes restaurants, retail establishments, laundries, and dry-cleaning establishments.

While the term "workshop" is to some extent elastic, it has been held that the term as used in the Factory Act meant a shop where any manufacture or handiwork was carried on, whether for the purpose of repair or of manufacture. It is usually associated with power-driven machinery constituting hazardous employment.

From the definitions I have found of this term, it does not appear that any of the institutions named in your memo would properly be termed a "workshop".

NEAL A. DONAHUE  
Assistant Attorney General

August 29, 1952

To Doris St. Pierre, Secretary, Real Estate Commission  
Re: Regular Employees of Brokers

. . . "Regular employees," as designated in section 2 of Chapter 75, R. S., who are permitted by exception to make sales of real estate without being