

MAINE STATE LEGISLATURE

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September 9, 1960

Perry D. Hayden, Commissioner
George A. Wathen, Assistant

Mental Health & Corrections
Attorney General

Request for Transfer of Barry N. Wood

Based on the information available, it is my opinion that Barry Wood does not meet the one year residence required by Section 116, Chapter 27, Revised Statutes of 1954, to be eligible to be returned to Maips. My opinion is based on the understanding that his Mother, Ellen M. Furney, has custody of the boy by a court order and his domicile would be with her. The facts are not crystal clear, but I do not believe there is any question of emancipation. Section 116 does not require you to accept this patient but is permissive in that you may grant authorization of a transfer.

George A. Wathen
Assistant Attorney General

gaw/m