

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-SEVENTH LEGISLATURE

OF THE

## STATE OF MAINE

1895.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1895.

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## CHAP. 42

Power over  
minor's per-  
son and  
property.

‘SECT. 3. Such guardian shall have the care and management of all his ward's estate, and continue in office until the ward is twenty-one years of age, unless sooner lawfully discharged; but the care of the person, and the education of the minor, shall be jointly with the father and mother, if competent, or if one has deceased, with the survivor, if competent; otherwise these duties devolve on the guardian; and in any case, the judge may decree them to him, if he deems it for the welfare of the minor, until his further order.’

Sec. 20,  
repealed.

SECT. 2. Section twenty of said chapter sixty-seven is hereby repealed.

Approved February 21, 1895.

### Chapter 42.

An Act to amend section eleven of chapter one hundred eighty-six of the Public Laws of one thousand eight hundred and eighty-nine, relating to State Aid to Agricultural Societies.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

Sec. 11, ch. 186,  
Public Laws  
of 1889,  
amended.

Section eleven, chapter one hundred eighty-six of the public laws of one thousand eight hundred and eighty-nine is hereby amended by inserting after the word “societies” in the seventh line of said section, the words ‘provided, that the stipend shall herewith be based entirely upon the premiums and gratuities awarded on exhibition stock and products’, and by adding to said section the following words ‘provided also, that each of the said societies shall cause the prohibitory liquor law to be enforced on all grounds over which they have control, and not allow gambling in any form, or games of chance on said grounds.’ So that the section as amended, shall read as follows:

State treas-  
urer to pay to  
societies not  
provided for  
by special law,  
amount in  
proportion to  
premiums  
awarded.

‘SECT. 11. There shall be appropriated annually from the state treasury, a sum of money not exceeding one cent to each inhabitant of the state, which shall be divided among the legally incorporated agricultural societies of the state not provided for by special enactment, according to the amount of premiums and gratuities awarded by said societies, provided, that the stipend shall herewith be based entirely upon the premiums and gratuities awarded on exhibition stock and

—proviso.

products, and provided that no society shall receive from the state a sum greater than that actually raised and paid by the society for said purposes. But the Penobscot and Aroostook Union Agricultural Society may annually receive as much as is raised by it, not exceeding one hundred dollars, without regard to population, and the Waldo and Penobscot Agricultural Society, as much as is raised by it, not exceeding two hundred and fifty dollars, and the Ossipee Valley Union Agricultural Society, not exceeding two hundred dollars; provided also, that each of the said societies shall cause the prohibitory liquor law to be enforced on all grounds over which they have control, and not allow gambling in any form, or games of chance on said grounds.'

—exceptions.

Approved February 23, 1895.

### Chapter 43.

An Act in relation to the care and custody of Minor Children.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:*

SECT. 1. Fathers and mothers shall jointly have the care and custody of the person of their minor children.

Fathers and mothers jointly, have care of minor children.

SECT. 2. If the father and mother of a minor child are living apart from each other, the judge of probate in the county where either resides, on petition of either, and after such notice to the other as he may order, may decree which parent shall have the care and custody of the person of such minor as the good of the child may require; which decree shall be in force until further order of the judge of probate.

When parents live apart, judge may decide which parent shall have care of minor.

SECT. 3. An appeal shall lie from the decree of the judge of probate to the supreme court of probate, which appeal shall be heard and determined by the justice presiding, but the decree of the judge of probate shall be in force until reversed.

Appeals may be taken to S. J. Court.

SECT. 4. This act shall not be construed to deprive the supreme judicial court of its jurisdiction over the care and custody of minor children, under the provisions of sections six and seventeen of chapter sixty of the revised statutes, relating to divorce proceedings.

This act shall not deprive S. J. Court of jurisdiction, under provisions of ch. 60 R. S.

Approved February 23, 1895.