

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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PUBLIC LAWS
OF THE
STATE OF MAINE.

1895.

in behalf of the estate shall be taken in the name of the executor, administrator or trustee and service upon the county attorney of the county where the hearing is had shall be sufficient. Where appeals are taken by the state, service shall be made upon the executor, administrator or trustee,' so that said section as amended, shall read as follows :

‘SECT. 13. The court of probate, having either principal or ancillary jurisdiction of the settlement of the estate of the decedent, shall have jurisdiction to hear and determine all questions in relation to said tax that may arise affecting any devise, legacy or inheritance under this act, subject to appeal as in other cases, and the county attorney of the county where the hearing is had, shall represent the interests of the state in any such proceedings.

Court of probate shall have jurisdiction to determine all questions relating to tax.

The judge of probate, having jurisdiction as aforesaid, shall fix the time and place for hearing and determining such questions and shall give public notice thereof and personal notice to the executor, administrator or trustee. Appeals in behalf of the estate shall be taken in the name of the executor, administrator or trustee and service upon the county attorney of the county where the hearing is had shall be sufficient. Where appeals are taken by the state, service shall be made upon the executor, administrator or trustee.’

Judge shall fix time for hearing, and give notice.

—appeals may be taken.

Approved March 21, 1895.

Chapter 125.

An Act to amend section twenty-one of chapter thirty of the Revised Statutes, as amended by chapter three hundred and three of the Public Laws of eighteen hundred and eighty-five, as amended by chapter ninety-two of the Public Laws of eighteen hundred and eighty-seven, as amended by chapter two hundred and forty-eight of the Public Laws of eighteen hundred and eighty-nine, as amended by chapter two hundred and eighty-eight of the Public Laws of eighteen hundred and ninety-three, relating to close time on Partridges.

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

Section twenty-one of chapter thirty of the revised statutes, as amended by chapter three hundred and three of the public laws of eighteen hundred and eighty-five, as amended by chapter ninety-two of the public laws of eighteen hundred and eighty-seven, as amended by chapter two hundred and forty-eight of the public laws of eighteen hundred and eighty-

Sec. 21, ch 30, R S., amended.

CHAP. 125 nine, as amended by chapter two hundred and eighty-eight of the public laws of eighteen hundred and ninety-three, is hereby amended by inserting after the word "partridge" in the fifth line, the words 'between the first days of December and September twentieth,' so that section as amended, shall read as follows :

Certain birds not to be killed, between May 1 and Sept. 1.

Partridge, between Dec. 1 and Sept. 20.

Others, between Dec. 1 and Sept. 1.

—Dec. 1 and Oct. 1.

Killing or having in possession, more than thirty of variety, in open season, nor at all, except for home consumption, prohibited.

—transportation prohibited in open season, unless open to view.

—falsely representing owner, prohibited.

—transporting more than fifteen of one variety, prohibited.

'SECT. 21. Whoever kills or has in his possession, except alive, or exposes for sale, any wood duck, dusky duck, commonly called black duck, teal or grey duck, between the first days of May and September, or kills, sells or has in his possession, except alive, any ruffed grouse, commonly called partridge between the first days of December and September twentieth, or woodcock, between the first days of December and September following; or kills, sells or has in his possession, except alive, any quail between the first day of December and the first day of October following, or pinnated grouse, commonly called prairie chicken, between the first days of January and September, or plover between the first days of May and August, forfeits not less than five nor more than ten dollars, for each bird so killed, had in possession, or exposed for sale. And no person shall at any one time, kill, expose for sale, or have in possession, except alive, more than thirty of each variety of birds above named, during the respective open seasons, nor shall any person at any time kill, expose for sale, or have in possession, except alive, any of the above named varieties of birds except for consumption within this state, under a penalty of five dollars for each bird so unlawfully killed, exposed for sale or in possession; nor shall any person or corporation carry or transport from place to place in open season any of the above mentioned birds unless open to view, tagged and plainly labeled with the owner's name, and accompanied by him, under the same penalty; any person, not the actual owner of such birds, who, to aid another in such transportation falsely represents himself to be the owner thereof, shall be liable to the same penalty; nor shall any person or corporation carry or transport at any one time more than fifteen of any one variety of birds above named, as the property of one man under the same penalty; nothing in this section shall prevent any market man or provision dealer having an established place of business in this state, from purchasing at his place

of business, any bird lawfully caught, killed or destroyed, or any part thereof, and selling the same in open season at retail to his local customers.'

CHAP. 126

—marketmen may sell such birds lawfully killed, in open season.

Approved March 21, 1895.

Chapter 126.

An Act relating to the adoption of members into the Penobscot tribe of Indians.

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

SECT. 1. A tribal committee of the Penobscot tribe of Indians shall be chosen annually in the month of November, to consist of twenty male members of said tribe. No member of said committee shall be less than twenty-one years of age. Ten members thereof shall be chosen by the old party, so called, and ten members thereof by the new party, so called, at separate meetings holden as hereinafter provided.

Tribal committee of Penobscot Indians, shall be chosen annually.

SECT. 2. Meetings of each of said parties for the election of members of said committee shall be called by the agent of said tribe, who shall give notice thereof in the same manner as notice of the meeting for the election of governor of said tribe is now required to be given; and at such meeting said agent or some person appointed in writing by him shall preside, who shall receive, sort, count and declare in open meeting the vote given in for members of said committee. The said agent shall issue certificates of election to the persons thus elected, who shall hold office as such members, until a new election is had, unless their term of office is sooner terminated by resignation or by ceasing to be members of said tribe. Whenever any vacancy occurs in said committee, the agent shall call a meeting of the party entitled to fill the same, and said party shall fill such vacancy.

Meetings for election of committee.

—how called and held.

Agent shall issue certificates of election.

—vacancy, how filled.

SECT. 3. Said tribal committee shall meet the superintending school committee of Old Town on the first Wednesday of January annually, at the time and place appointed by said school committee, under section twenty-six of chapter nine of the revised statutes. At said meeting any member of said school committee shall preside, and fifteen of said tribal committee shall constitute a quorum thereof.

Committee shall meet school committee of Old Town.