

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-FIFTH LEGISLATURE

OF THE
STATE OF MAINE.

1911

Published by the Secretary of State, agreeably to Resolves of
June 28, 1820, February 18, 1840, and March 16, 1842

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth
Legislature

1911

CHAP. 90

Chapter 90.

An Act relating to the Protection of Smelts along the Coast of Maine from Casco Bay to Penobscot Bay.

Be it enacted by the People of the State of Maine, as follows:

Smelt fishing in certain tidal waters, along coast of Maine, regulated.

Section 1. No smelts shall be taken or fished for in the tidal waters along the coast of Maine within one-half mile of the coast line at mean high water mark starting from Cape Small Point on the west bank of the Kennebec river and continuing easterly along the coast of Maine to Owls Head in Penobscot bay, except by hook and line or weirs or set nets through the ice, under penalty of not less than ten nor more than fifty dollars for each offense.

Penalty.

Section 2. Any person convicted of fishing or catching smelts within one-half mile of said coast line at mean high water mark starting from Cape Small Point on the west bank of the Kennebec river and continuing easterly along the coast of Maine to Owls Head in Penobscot bay, in any other way than hook and line or weirs or set nets through the ice shall be punished by a fine of not less than ten nor more than fifty dollars by complaint or indictment, one-half to the use of the complainant and one-half to the county where the proceedings are commenced. Full jurisdiction to impose said fine is hereby conferred upon municipal and police courts and upon trial justices.

Inconsistent acts repealed.

Section 3. All acts and parts of acts inconsistent with this act are hereby repealed.

Approved March 25, 1911.

Chapter 91.

An Act relating to the change of location of the tracks of Street Railway Companies.

Be it enacted by the People of the State of Maine, as follows:

Location of tracks of street railways may be changed by municipal officers upon petition.

Section 1. Upon a petition of ten or more citizens and taxpayers of any city or town, setting forth that the tracks of any street railway company operated in said city or town, are located inconveniently for the public, the municipal officers, if in their judgment public convenience, or street improvement, requires it, may change said location within the limits of any street, but not to another street, and order the company operating the same to make the alterations, and make such decree as to the expense of the same as between the railway and the municipality as they may deem equitable, subject to appeal as

hereinafter provided, and said alterations shall be made in accordance with the directions of the municipal officers.

Section 2. The municipal officers shall hold a public hearing on said petition, and give reasonable notice to all parties interested.

Hearing and notice.

Section 3. Either the petitioners, or any street railway, affected by the decision of the municipal officers, may appeal to the board of railway commissioners, who shall upon notice hear the parties, and finally determine the questions raised by said appeal.

Appeals.

Approved March 27, 1911.

Chapter 92.

An Act to amend Section forty of Chapter fifteen of the Revised Statutes as amended relating to the union of two or more towns for the employment of a Superintendent of Schools.

Be it enacted by the People of the State of Maine, as follows:

Section forty of chapter fifteen of the revised statutes as amended by chapter fifty-five of the public laws of nineteen hundred and seven and by chapter one hundred and twenty-two of the public laws of nineteen hundred and nine is further amended by adding to said section as amended the following: 'Provided further in any case where it shall appear to the state superintendent of public schools, upon the representation of the school committees of certain towns that, owing to geographical situation or other reasons it is to the advantage of the state and of the said towns that a union shall include fewer than twenty or more than fifty schools said state superintendent of public schools shall have authority to approve the certificate of such union, and a union so formed shall, except for the number of schools, be governed by the conditions herein prescribed for unions of towns,' so that said section when amended shall read as follows:

Section 40, chapter 15, R. S. as amended by chapter 55, public laws 1907 and by chapter 122 public laws 1909 further amended.

'Section 40. The school committees of two or more towns, having under their care and custody an aggregate of not less than twenty, nor more than fifty schools, may unite in the employment of a superintendent of schools, provided they have been so authorized by a vote of their towns at the regular town meetings, or special town meetings called for that purpose. Provided further, that such union shall not take effect until the state superintendent of public schools shall have approved the certificate of union as hereinafter provided. But the committee of any town dissatisfied with the decision of the state super-

Superintendent of schools for union of two or more towns.

—proviso.

—may appeal to governor and council.