

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

1915

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CHAP. 144

Chapter 143.

An Act to Amend Section Eight of Chapter One Hundred Eighty-eight of the Public Laws of Nineteen Hundred Eleven as Amended by Section Two of Chapter Thirty-seven of the Public Laws of Nineteen Hundred Thirteen, Relating to the Appropriation for the Encouragement of Industrial Education.

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

Ch. 188, Sec. 8, P. L., 1911, as amended by Ch. 37, Sec. 2, P. L., 1913, further amended.

Section eight of chapter one hundred eighty-eight of the Public Laws of nineteen hundred eleven, as amended by section two of chapter thirty-seven of the Public Laws of nineteen hundred thirteen, is hereby further amended by striking out the word "forty" in the third line thereof and substituting therefor the word 'fifty,' and by inserting after the word "any" in the third line thereof the words 'unexpended balance' and by striking out the words "so deducted that is not apportioned during the financial year" in the fourth and fifth lines thereof, and by striking out the words "at its close" in the fifth line thereof, so that said section as amended shall read as follows:

Certain parts stricken out.

Amount to be deducted annually from school and mill fund and added to permanent school fund.

Reports, when and where filed. State aid, when payable.

'Section 8. For the purposes of this act there shall be deducted annually by the Treasurer of State from the school and mill fund the sum of fifty thousand dollars and any unexpended balance of this amount shall be added to the permanent school fund. All reports required under this act shall be filed annually with the State Superintendent of Public Schools on or before the first day of July and state aid shall be payable during the month of December next succeeding.'

Approved March 22, 1915.

Chapter 144.

An Act to Amend Section Forty-four of Chapter Forty-one of the Revised Statutes, as Amended, Relating to Taking Smelts in Tide Waters.

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

Ch. 41, Sec. 44, R. S., as amended, further amended.

Section forty-four of chapter forty-one of the Revised Statutes, as amended by chapters twenty, thirty and ninety-one of the Public Laws of nineteen hundred five, as further amended by chapters twelve, thirty-five, one hundred twenty-three and one hundred thirty-six of the Public Laws of nineteen hundred seven, as further amended by chapter one hundred sixty-five of the Public Laws of nineteen hundred nine, as affected by chapter ninety of the Public Laws of nineteen hundred eleven, and as amended by chapter one hundred thirteen of the Public Laws of nineteen hundred thirteen, is hereby amended

by inserting after the word "waters" in the second line the following words, 'nor in any brook, stream or river emptying into tide waters, within one thousand feet of tide water,' so that said section as amended shall read as follows: CHAP. 145

'Section 44. No smelts shall be taken or fished for in tidal waters, nor in any brook, stream or river emptying into tide waters, within one thousand feet of tide waters, except by hook and line, between the first days of April and October, under a penalty of not less than ten, nor more than thirty dollars for each offense, and a further penalty of twenty cents for each smelt taken, and all weirs for the capture of smelts shall be open and so remain, and all nets used in the smelt and tomcod fishery shall be taken from the water on or before said first day of April under a penalty of not less than twenty, nor more than fifty dollars, and a further fine of five dollars for each day that any such weir or net remains in violation of law. But weirs with catch pounds covered with nets, the meshes of which are one inch square in the clear, or greater, and weirs with catch pounds covered with nets which, are erected and used for catching of herring are not subject to this section. But no smelts caught in such weirs after the first day of April, shall be sold or offered for sale in this State, nor shall smelts caught in any manner between the first day of April and the first day of October following be offered for sale, sold or shipped from the State under a penalty of twenty-five dollars for each offense; provided, however, that dip nets may be used between the first day of April and the first day of May, and all smelts caught by dip nets between said days may be lawfully offered for sale and sold in this State; provided, further, that this section does not apply to smelts taken in the Androscoggin river above Merrymeeting bay bridge, or in Narraguagus bay or river between the first days of October and November, nor to smelts taken in Penobscot river and its tributaries between the first and thirtieth days of April, nor to smelts taken in Casco bay between the fifteenth day of September and the first day of October, nor to smelts taken in Franklin bay between the first day of April and the first day of May, nor to smelts taken in Little Kennebec bay, so-called, or in Narraguagus bay or river, in the county of Washington, between the first day of April and the twentieth day of May, nor to smelts taken in West bay and West Bay stream, so-called, in the town of Gouldsboro, Hancock county, nor to smelts taken in Tunk stream and Parritt and Whitten stream, so-called, in the town of Steuben in Washington county, between the first day

Smelt fishing restricted.

—penalty for violation.

—weirs shall be open and nets removed—penalty.

Certain weirs excepted.

Sale of smelts prohibited.

—proviso permitting use of dip nets.

Section does not apply to waters herein named, during certain seasons of the year.

CHAP. 145 of April and the first day of May, nor to smelts taken in Passamaquoddy bay, St. Croix river and Cobscook bay and the coves and inlets tributary to these bays between the first day of September and the first day of October.'

Approved March 22, 1915.

Chapter 145.

An Act to Amend Chapter Two Hundred Six of the Public Laws of Nineteen Hundred Nine, Entitled, "An Act to Consolidate and Revise the Military Laws of the State of Maine," as Amended by Chapters Seven and Eighty-one of the Public Laws of Nineteen Hundred Eleven and as Further Amended by Chapters Three and One Hundred Fifty-one of the Public Laws of Nineteen Hundred Thirteen.

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

Section I. Amend section eight of chapter two hundred six of the Public Laws of nineteen hundred nine, as amended by chapter eighty-one of the Public Laws of nineteen hundred eleven, by striking out in the fourth and fifth lines the words "an inspector general with rank of colonel, a judge advocate with rank of lieutenant colonel" and by striking out the word "major" in the seventh line and substituting therefor the word 'captain,' and in the eighth and ninth lines by striking out the word "commander" and the words "except as otherwise provided in this chapter, and except the aides herein provided." Add to the first paragraph the following: "The four aides-de-camp and naval aide may be detailed from the commissioned officers of the active militia of the grade above specified but officers so detailed shall not be relieved thereby from their regular duties in the active militia except when on duty with the commander-in-chief. Provided that nothing in this act shall be construed as terminating the commissions of the aides-de-camp and naval aide now serving on the staff of the commander-in-chief." So that said section as amended shall read as follows:

Ch. 206, Sec. 8, P. L. 1909, amended.

—stricken out.

—additional.

Governor's staff, of whom composed.

Officers appointed from active militia.

—grade and service.

'Section 8. The staff of the Commander-in-Chief shall consist of the Adjutant General, who shall be ex-officio chief of staff, quartermaster general, and paymaster general, with rank of brigadier general, the senior officer on duty with each of the staff departments, and four aides-de-camp, with the rank of captain, and one naval aide with rank of lieutenant. All officers must be at the time of their appointment, commissioned officers in the active militia, on the active or retired list of or above the grade of captain, but no officers shall be appointed from the retired list who shall have had less than eight years of