

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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Chapter 257.

An Act to Amend Section Thirty-five of Chapter One Hundred Fourteen of the Revised Statutes, Authorizing Justices of the Peace to Continue the Disclosure Hearings of Poor Debtors under Certain Circumstances.

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

Ch. 114, Sec.
35, R. S.,
amended.

Section thirty-five of chapter one hundred fourteen of the Revised Statutes is hereby amended by inserting therein after the word "attend" in the first and second lines thereof the following: 'any justice of the peace may continue the case not exceeding twice or,' so that said section as amended shall read as follows:

Justice of
peace may
continue the
case.

'Section 35. In case the magistrate who issued the summons is unable to attend any justice of the peace may continue the case not exceeding twice, or any other magistrate qualified to take disclosures may attend and take the disclosure, and, for cause shown by either party, the examination may be adjourned from time to time.'

—other
qualified
magistrate
may take
disclosures.

Approved March 31, 1915.

Chapter 258.

An Act to Amend Section Forty-three of Chapter Thirty-two of the Revised Statutes, as Amended by Chapter Two Hundred Six of the Public Laws of Nineteen Hundred Thirteen, Relating to the Protection of Game Birds.

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

Ch. 32, Sec.
43, R. S.,
amended by
Ch. 206, P.
L., 1913,
further
amended.

Section forty-three of chapter thirty-two of the Revised Statutes, as amended by chapter two hundred six of the Public Laws of nineteen hundred thirteen, relating to the protection of game birds, is hereby amended by striking out all of said section and by substituting therefor the following section:

Annual
closed sea-
son on par-
tridges,
duck, wood-
cock, etc.

'Section 43. There shall be an annual closed season for ruffed grouse, commonly called partridge, spruce partridge, woodcock, all varieties of wild ducks, brant, geese, plover, snipe, sora and other rails, coots and gallinules, as follows:

—partridges
and wood-
cock.

On partridge and woodcock, above-named, in the counties of Oxford, Franklin, Somerset, Piscataquis, Penobscot, Aroostook, Washington and Hancock, from the fifteenth day of November of each year until the fourteenth day of September of the following year, both days inclusive, and in the counties of Androscoggin, Cumberland, York, Knox, Waldo, Lincoln, Sagadahoc and Kennebec, from the first day of December of each year until the thirtieth day of September of the following year, both days inclusive; on all varieties of ducks, brant and geese, from

—ducks.

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the sixteenth day of December of each year to the thirty-first day of August of the following year, both days inclusive; on black-breasted and golden plover, jacksnipe or Wilson snipe, and greater and lesser yellowlegs, from the first day of December of each year to the fourteenth day of August of the following year, both days inclusive; on rails, including sora, coots and gallinules, from the first day of December of each year to the thirty-first day of August of the year following, both days inclusive, during which closed seasons it shall be unlawful to hunt, chase, catch, kill or have in possession any of the above-named birds except as hereinafter provided; provided, further, that it shall be unlawful to hunt, chase, catch, kill or destroy or have in possession at any time, any curlew, wood duck, or any shore birds except black-breasted and golden plover, Wilson or jacksnipe, woodcock, and greater and lesser yellowlegs; and no person shall, during the respective open seasons for the above-named birds, take, catch, kill, destroy or have in possession in any one day more than five partridge or ruffed grouse, ten woodcock, ten ducks, five plover and ten snipe; nor shall any person at any time buy or sell any of the above-named birds; nor shall any person or corporation carry or transport from place to place any of the birds mentioned in this section in closed season (except that a person shall have a reasonable time after the beginning of closed season to transport, as hereinafter provided, to his home game birds legally killed by him in open season), nor in open season unless open to view, tagged and plainly labeled with the owner's name and residence, and accompanied by him, unless tagged with a transportation tag as hereinafter provided; nor shall any person or corporation carry or transport in any one day more than ten ducks, five plover, ten snipe, five partridges and ten woodcock, as the property of one person. Whoever violates any of the provisions of this section shall pay a fine of ten dollars and costs for each offense, and in addition thereto one dollar for each bird of the above-named varieties taken, caught, killed, had in possession or transported in violation hereof.

—plover, snipe and yellowlegs.

—rails, coots and gallinules.

—provided further.

—limited number of birds to be taken.

—transportation of birds, regulation for.

—penalty for violating provisions of this section.

Transportation out of the State.

Provided, however, it shall be lawful for a citizen of this State who has purchased a transportation tag therefor of the Commissioners of Inland Fisheries and Game, and paid five dollars for the same, to take with him out of the State five partridges or ten ducks or ten woodcock which he himself has lawfully killed, by attaching said tag to the birds being transported by virtue of this paragraph.

Provided, further, that any citizen of this State who has lawfully in his possession one pair of either of the birds named

—one pair of birds may be shipped.

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in this section, may send the same anywhere in this State without accompanying the same, by purchasing of the duly constituted agent therefor a transportation tag, paying therefor the sum of fifty cents, and attaching said tag to the pair of birds. Provided, further, that no person shall under any of the provisions of this paragraph send as aforesaid more than one pair of game birds once in seven days.'

—proviso.

Approved March 31, 1915.

Chapter 259.

An Act Relating to the Appointment of an Agent by a Non-resident Testamentary Trustee.

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

Testamen-
tary trustee
shall ap-
point an
agent.

Any testamentary trustee, who is appointed in but resides out of this State, shall not enter upon the duties of his trust until he shall, by a writing filed and recorded in the registry of probate for the county in which he is appointed, have appointed an agent residing in this State, and, by such writing, shall have agreed that the service of any legal process against him as such testamentary trustee, or that the service of any such process against him in his individual capacity in any action founded upon or arising out of any of his acts or omissions as such testamentary trustee shall, if made on said agent, have like effect as if made on himself personally within the State, and such service shall have such effect. The bond of a non-resident testamentary trustee shall not be approved until such appointment, with the acceptance in writing of the person appointed, is so filed. If any agent appointed under this section dies or removes from the State before the final settlement of the accounts of his principal, another appointment shall be made, filed and recorded as above provided, and the powers of an agent appointed under the provisions of this section shall not be revoked prior to the final settlement of the estate unless another appointment shall be made as herein provided. The name and address of such agent shall be endorsed by the agent upon every account of the guardian before same is allowed. Neglect or refusal by a testamentary trustee to comply with any provision of this section shall be cause for removal.

—approval
of bond.

—if agent is
unable to
act another
agent shall
be ap-
pointed.

—endorse-
ment.

—cause for
removal.

Approved March 31, 1915.