

# MAINE STATE LEGISLATURE

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# Acts and Resolves

As Passed by the

## Seventy-Eighth Legislature

OF THE

# STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the  
Seventy-Seventh Legislature held in 1916.

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Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Seventy-Eighth Legislature

**1917**

[supplied from page 1 of volume]

## Chapter 243.

An Act to Amend Section Sixteen of Chapter Eighty-four of the Revised Statutes, Relating to the Tenure of Office of County Attorney.

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

**R. S., c. 84, § 16, relating to elections of county attorneys, amended.** Section sixteen of chapter eighty-four of the revised statutes is hereby amended by adding at the end thereof the following :

'Whenever the governor and council upon complaint and due notice and hearing shall find that a county attorney has violated any statute, or is not performing his duties faithfully and efficiently, they may remove him from office and appoint another attorney in his place for the remainder of the term for which he was elected,' so that said section as amended shall read as follows :

'**Sec. 16. Governor and council given power to remove delinquent attorneys, and to fill vacancy.** County attorneys shall be elected and notified, their elections determined and vacancies filled in the same manner, and they shall enter upon the discharge of their duties at the same time as is provided respecting county commissioners, but they shall hold office for two years. None but a permanent resident of the county shall hold such office, and removal therefrom vacates the office. Whenever the governor and council, upon complaint and due notice and hearing, shall find that a county attorney has violated any statute, or is not performing his duties faithfully and efficiently, they may remove him from office and appoint another attorney in his place for the remainder of the term for which he was elected.'

Approved April 7, 1917.

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## Chapter 244.

An Act to Create the Office of Commissioner of Inland Fisheries and Game and to Abolish the Office of Commissioners of Inland Fisheries and Game.

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

**Sec. 1. Office of commissioner of inland fisheries and game created.** The governor, with the advice and consent of the council, shall appoint a commissioner of inland fisheries and game who shall hold office for three years, and until his successor is appointed and qualified. Said commissioner shall be provided with an office in the state capitol, with suitable furniture, stationery and other facilities for the transaction of the business of the department, and he may appoint a clerk. He may employ attorneys at trials in inferior courts for violations of the provisions of the inland fish and game laws, and may appoint necessary additional clerks in his office, and may have at least three daily newspapers published in the state, to be selected by him, for use in his office, all of which shall be paid for out of the regular appropriation for his department. He shall, on or before the thirty-first day of December of each year, make an annual report to the governor.

## CHAP. 245

**Sec. 2. Board of commissioners abolished.** The office of commissioners of inland fisheries and game is hereby abolished.

**Sec. 3. Inconsistent statute repealed.** Section one of chapter thirty-three of the revised statutes is hereby repealed.

**Sec. 4. Substitutions.** Chapter thirty-three of the revised statutes and all acts amendatory thereof or additional thereto, are hereby amended by striking out the words "commissioners of inland fisheries and game" whenever they occur and inserting in place thereof the words 'commissioner of inland fisheries and game' and by striking out the word "they" (when said word refers to commissioners of inland fisheries and game) and inserting in place thereof the word 'he.'

**Sec. 5. Salary of commissioner.** The commissioner of inland fisheries and game shall receive an annual salary of two thousand five hundred dollars.

**Sec. 6. Former rules and regulations applicable.** The rules and regulations of the commissioners of inland fisheries and game, which may be in force when this act takes effect, are hereby adopted as the rules and regulations of the commissioner of inland fisheries and game.

**Sec. 7. R. S., c. 117 § 24, amended to conform.** Section twenty-four of chapter one hundred and seventeen of the revised statutes is hereby amended to conform to the provisions of this act.

Approved April 7, 1917.

## Chapter 245.

An Act to Amend Section Thirty-eight of Chapter Seventy-two of the Revised Statutes Relating to Legal Effect of Adoption of Child.

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

**R. S., c. 72, § 38, relating to legal effect of adoption of child and descent of property, amended.** Section thirty-eight of chapter seventy-two of the revised statutes is hereby amended so as to read as follows:

'**Sec. 38. Adopted child retains right to inherit from natural parents. Distribution of property when adopted person dies intestate.** By such decree the natural parents are divested of all legal rights in respect to such child, and he is freed from all legal obligations of obedience and maintenance in respect to them; and he is, for the custody of the person and right of obedience and maintenance, to all intents and purposes, the child of his adopters, with right of inheritance when not otherwise expressly provided in the decree of adoption, the same as if born to them in lawful wedlock, except that he shall not inherit property expressly limited to the heirs of the body of the adopters, nor property from their lineal or collateral kindred by right of representation; but he shall not by reason of adoption lose his right to inherit from his natural parents or kindred; and the