

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eightieth Legislature

OF THE

STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eightieth Legislature

1921

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CHAP. 134

Chapter 134.

An Act to Permit the Reissue of Bonds of the Maine Military Service Loan Retired under the Provisions of Section Six of Chapter Two Hundred and Sixty-four of the Public Laws of Nineteen Hundred and Nineteen.

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

1919, c. 264, § 6; relating to the retirement of the soldiers' bonus bonds, amended. Section six of chapter two hundred and sixty-four of the public laws of nineteen hundred and nineteen is hereby amended by adding at the end of said section the following sentence: 'Any bonds issued under the provisions of this act and retired under the provisions of this section, may be reissued to an amount not exceeding in the aggregate three hundred thousand dollars under the same terms and conditions as bonds originally issued under the provisions of this act, and the proceeds of the sale thereof shall be deposited with the state treasurer to the credit of the soldiers' bonus fund and be available for the purposes of this act'; so that said section, as amended, shall read as follows:

'Sec. 6. Bonds may be reissued to amount of \$300,000. The amount necessary to pay said bonds or notes as they mature, and the interest as it accrues, shall be raised by state taxes, levied and collected in the same manner as other state taxes are levied and collected. Beginning April first, nineteen hundred and twenty-one, and for each and every succeeding year for nine years, there shall be raised a sum sufficient for the redemption of such bonds or notes to an amount not exceeding three hundred thousand dollars per year and such additional sum as may be required for the payment of interest on all such bonds or notes outstanding. The sums so levied and collected shall be placed in the said soldiers' bonus fund, and redemption of said bonds or notes and payment of the interest thereon shall be made from said fund. Any bonds issued under the provisions of this act and retired under the provisions of this section, may be reissued to an amount not exceeding in the aggregate three hundred thousand dollars under the same terms and conditions as bonds originally issued under the provisions of this act, and the proceeds of the sale thereof shall be deposited with the state treasurer to the credit of the soldiers' bonus fund and be available for the purposes of this act.'

Approved April 6, 1921.

Chapter 135.

An Act to Amend Section One Hundred and Twenty-one of Chapter Four of the Revised Statutes, Relating to Application for License to Build or Extend Fish Weirs.

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

R. S., c. 4, § 121; relating to application to build or extend fish weirs or wharves, amended. Section one hundred and twenty-one

of chapter four of the revised statutes is hereby amended by adding after the last word of said section the following words: 'Any person aggrieved by the decision of the municipal officers in either granting or refusing to grant a license as hereinbefore provided may appeal to the commission of sea and shore fisheries. On receiving such an appeal said commission shall set a time and place for a hearing and shall give notice thereof in the same manner as is hereinbefore provided for a hearing before municipal officers. At least two members of the commission shall be present at the hearing and no member of the commission shall act on any appeal in any town of which he may be a resident or the owner of a weir. The party appealing from the decision of the municipal officers shall at the time of entering his appeal file a bond without sureties in the sum of twenty-five dollars with the treasurer of the state, and such bond shall be forfeited to the state if the appellant fails to prosecute his appeal or if the decision of the commission of sea and shore fisheries sustains that of the municipal officers. The decision of the said commission shall be communicated within three days after the date of the hearing to the appellant and to the municipal officers of the town in which the proposed weir is located; and this decision shall be binding on the said municipal officers, who shall issue a license, if so directed by the decision of the commission, within three days after said decision has been communicated to them.' Said Section is further amended by adding after the words "three days' public notice thereof", the words 'in a newspaper published in the municipality or in the newspaper, published within the county, which is nearest the municipality in which the proposed weir is to be located,' so that said section, as amended, shall read as follows:

'Sec. 121. Appeal may be taken to sea and shore fisheries commission; commission to grant a hearing; appellant to file a bond; decision of commission final; public notice of hearing by municipal officers to be published in a newspaper in municipality where location is requested or in the nearest newspaper in the county. Any person intending to build or extend any fish weir or trap in tidewaters, within the limits of any city or town, may apply in writing to the municipal officers thereof, stating the location, limits and boundaries, as nearly as may be, of such intended erection or extension, and asking license therefor. Upon receiving such application, said officers shall give at least three days' public notice thereof in a newspaper, published in the municipality, or in the newspaper, published in the county, which is nearest the municipality in which the proposed weir is to be located, and shall therein designate a day on which they shall meet on or near the premises described, and examine the same. If upon such examination and hearing of all parties interested, said officers decide that such erection or extension

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would not be an obstruction to navigation, or an injury to the rights of others, and determine to allow the same, they shall issue a license under their hands to the applicant, authorizing him to make such erection or extension, and to maintain the same within the limits mentioned in such license; the applicant for license to build or extend a fish weir or trap as aforesaid shall first give bond to the town, without sureties, in the sum of one hundred dollars, conditioned that upon the termination of such license he shall remove all stakes and brush from the location therein described. Any person aggrieved by the decision of the municipal officers in either granting or refusing to grant a license as hereinbefore provided may appeal to the commission of sea and shore fisheries. On receiving such an appeal said commission shall set a time and place for a hearing and give notice thereof in the same manner as is hereinbefore provided for a hearing before municipal officers. At least two members of the commission shall be present at the hearing and no member of the commission shall act on any appeal in any town of which he may be a resident or the owner of a weir. The party appealing from the decision of the municipal officers shall at the time of entering his appeal file a bond without sureties in the sum of twenty-five dollars with the treasurer of the state and such bond shall be forfeited to the state if the appellant fails to prosecute his appeal or if the decision of the commission of sea and shore fisheries sustains that of the municipal officers. The decision of the said commission shall be communicated within three days after the date of the hearing to the appellant and to the municipal officers of the town in which the proposed weir is located; and this decision shall be binding on said municipal officers, who shall issue a license, if so directed by the decision of the commission, within three days after said decision has been communicated to them.'

Approved April 6, 1921

Chapter 136.

An Act Additional to Chapter Two Hundred and Nineteen of Public Laws of Nineteen Hundred and Seventeen, as Amended by Chapter One Hundred and Ninety-six of Public Laws of Nineteen Hundred and Nineteen, Relating to Night Fishing in Certain Waters of Kennebec County.

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

Sec. 1. Night fishing in Tacoma chain of lakes in Litchfield and Monmouth prohibited; also in certain parts of Cobbosseecontee Stream. It shall be unlawful for any person to fish for, take, catch or kill any kind of fish at any time between eight o'clock in the afternoon and six o'clock of the following morning, in Purgatory Pond or in Sand Pond or in Buker Pond or in Jimmie Pond, said ponds being the Tacoma Chain of Lakes, so-called, situated in the Town of Litchfield, and in the Town of Monmouth, or in Cobbosseecontee Stream from Col-