

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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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 Eighty-First Legislature

**1923**

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## CHAP. 137

The advertising and exhibiting of any parade, show or entertainment of any traveling circus without first taking out such license shall be deemed a misdemeanor, and the person, persons, firm or corporation owning or controlling such traveling circus, or the manager or officer in charge thereof within the state shall be punished by a fine not exceeding one thousand dollars.

Municipal, superior or supreme judicial courts in the counties where such traveling circus advertises and exhibits or parades shall have jurisdiction over said offense.

Approved March 31, 1923.

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## Chapter 137.

An Act to Expedite Highway and Bridge Construction Work Under Legislative Appropriations.

**Emergency preamble.** Whereas, the season for road work in the state of Maine begins about April fifteenth, and

Whereas, appropriations made by the legislature for road work are not available until the beginning of the fiscal year, on July first, and

Whereas, between April fifteenth and July first, road work can be done more advantageously, economically and with less inconvenience to the traveling public than at any other time, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section sixteen of article thirty-one of the constitution of the state of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now therefore,

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

**Sec. 1.** Towns having money to become available from state for road or bridge work at beginning of a fiscal year may anticipate expenditure. Any town to which under any legislative enactment or resolve money will become available for road and bridge work at the beginning of the fiscal year, may, on or at any time after April fifteenth preceding the commencement of the fiscal year for which such appropriation is made, anticipate the expenditure of any appropriation for repair or improvement of a highway or bridge, by arranging to finance such work from funds of the town, or otherwise, prior to the date when such appropriation will become available.

**Sec. 2.** State auditor authorized to approve bills created under provisions of sec. 1. The state auditor is hereby authorized to approve any

bill or account created in accordance with the provisions of section one of this act, against any appropriation available in any fiscal year, as though said bill or account was incurred during the time for which said appropriation was made.

**Sec. 3. Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.

Approved March 31, 1923.

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## Chapter 138.

An Act to Amend Sections Six, Nine, and Seventeen of Chapter Seventy-eight of the Public Laws of Nineteen Hundred and Twenty-one, Relating to Auxiliary State Forests.

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

**Sec. 1.** P. L., 1921, c. 78, sec. 6; relating to exemptions from procuring licenses to operate on auxiliary forest lands, amended. Section six of chapter seventy-eight of the public laws of nineteen hundred and twenty-one is hereby amended by striking out the period in the seventh line of said section, and substituting in place thereof a semicolon and the words, 'provided that prior to April fifteenth of each year, a return of all land cleared for agricultural purposes, for building, or for highways during the year ending April first shall be made to the state land agent, giving the area and location of all land so cleared; and provided further, that all land so cleared shall thereupon automatically cease to be a part of the auxiliary state forest and shall be taxed in the same manner and at the same rate as other real property,' so that said section, as amended, shall read as follows:

'**Sec. 6.** Returns of all lands cleared for agricultural, building or highway purposes to be made prior to April 15; said lands cease to be part of auxiliary forests and shall be taxed. No person desiring to clear land for agricultural purposes, for building, or for highways, or to cut trees for use in building camps, dams, or the construction of ways, or for use as fuel in the course of lumbering operations, or from his own land for use upon his farm in the ordinary course of good husbandry, shall, for the purposes aforesaid, be required to comply with section five of this act unless the wood so cut is to be sold for fuel or sold or used for manufacture; provided that prior to April fifteenth of each year, a return of all land cleared for agricultural purposes, for building, or for highways during the year ending April first shall be made to the state land agent, giving the area and location of all land so cleared; and provided further, that all land so cleared shall thereupon automatically cease to be a part