

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-second Legislature

OF THE

STATE OF MAINE

1925

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.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE

1925

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-second Legislature

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[supplied from page 1 of volume]

Sec. 2. Penalties. Whoever violates any provision of this act shall be subject to a penalty of not less than ten nor more than thirty dollars and costs for each offense, and an additional penalty of one dollar for each fish taken, caught, killed or had in possession, in violation of any provision of this act.

Sec. 3. Jurisdiction granted to trial justices, police and municipal courts. Trial justices, police and municipal courts, within their respective counties shall have, upon complaint, original and concurrent jurisdiction with the supreme judicial court and superior courts in all prosecutions arising under this act.

Approved March 14, 1925.

Chapter 23.

An Act to Regulate the Appointment of Guardians for Adults and the Appointment of Conservators when the Judge of Probate is Interested and to Amend Sections Four and Ten of Chapter Seventy-two of the Revised Statutes.

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

Sec. 1. R. S., c. 72, sec. 4; relating to appointment of guardians for adults, amended. Section four of chapter seventy-two of the revised statutes is hereby amended by adding the following after the word "reside" at the end of the first paragraph:

'But when any judge is interested, either in his own right, in trust, or in any other manner, or is within the sixth degree of kindred, said application shall be made to, and such appointment shall be made by, the judge in any adjoining county and the record of said appointment shall show why it was so made,' so that said section, as amended, shall read as follows:

'**Sec. 4. When judge is interested jurisdiction granted to judge in any adjoining county.** The judge of probate may appoint guardians to the following persons belonging to his county, although over twenty-one years of age, on written application of any of their friends, relatives or creditors, or of the municipal officers or overseers of the poor of the town where they reside; but when the judge is interested, either in his own right, in trust, or in any other manner, or is within the sixth degree of kindred, said application shall be made to, and such appointment shall be made by, the judge in any adjoining county and the record of said appointment shall show why it was so made:

I. All persons, including those insane or of unsound mind, and married women, who, by reason of infirmity or mental incapacity, are incompetent to manage their own estates, or to protect their rights.

CHAP. 24

II. Persons, who, by excessive drinking, gambling, idleness, or debauchery of any kind, have become incapable of managing their own affairs, or who so spend, or waste their estate, as to expose themselves or families to want or suffering, or their towns to expense.

III. Convicts, committed to the state prison for a term less than for life.'

Sec. 2. R. S., c. 72, sec. 10; relating to appointment of conservators, amended. Section ten of chapter seventy-two of the revised statutes is hereby amended by adding thereto the following: 'But when any judge is interested, either in his own right, in trust, or in any other manner, or is within the sixth degree of kindred, said application shall be made to and such appointment shall be made by a judge in any adjoining county and the record of said appointment shall show why it was so made,' so that said section, as amended, shall read as follows:

'Sec. 10. When judge is interested jurisdiction granted to judge in any adjoining county. Whenever any person shall deem himself unfitted, by reason of infirmities of age or physical disability, to manage his estate with prudence and understanding he may apply to the judge of probate for the county in which he resides, for the appointment of a conservator of his estate, and thereupon the judge of probate may upon hearing, after such notice as he may order, appoint some suitable person as conservator of his estate, and such appointment shall not disfranchise the person for whose estate such conservator is appointed. The person so appointed shall give bond to the judge of probate in such sum and with such sureties, resident in the state, or with a surety company authorized to do business in the state, as surety, as the judge accepts, conditioned as provided in section twelve, and all provisions of law relating to the management of estates of adult persons under guardianship shall apply to such conservator; but when any judge is interested, either in his own right, in trust, or in any other manner, or is within the sixth degree of kindred, said application shall be made to, and such appointment shall be made by, the judge in any adjoining county and the record of said appointment shall show why it was so made.'

Approved March 14, 1925.

Chapter 24.

An Act Additional to and Amendatory of Chapter Thirty-five of the Revised Statutes, Relating to the Prevention of Contagious Diseases Among Animals.

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

Sec. 1. R. S., c. 35, sec. 5; relating to penalty for obstructing commis-