

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

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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-third Legislature

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## CHAP. 94

Sec. 4. Invoices of storage eggs to state character; containers to be dated with date of receipt and withdrawal from storage. Whenever any person, firm or corporation within the state of Maine, ships or delivers to a purchaser within the state of Maine, any shell eggs which have been in storage or processed, such person, firm or corporation shall deliver to the purchaser an invoice or bill showing thereon the character of such eggs. All containers of shell eggs deposited in cold storage shall be marked plainly with date of receipt and date of withdrawal by the officer, or his agents, in charge of the cold storage plant.

Sec. 5. Penalties; commissioner of agriculture to enforce provisions. Any person, firm or corporation who violates any provision of this act shall, upon conviction, be liable to a fine of not more than fifty dollars or imprisonment of not more than sixty days, or both, and jurisdiction upon the several municipal courts of the state for trial and punishment of offenses under this act is hereby expressly confirmed, and the commissioner of agriculture is expressly empowered to enforce the provisions of the act and to be vigilant in discovering violations hereof, and making complaint to the proper authorities.

Sec. 6. R. S., c. 130, sec. 13; relating to sale of preserved eggs, repealed. Section thirteen of chapter one hundred and thirty of the revised statutes is hereby repealed.

Approved April 7, 1927.

## Chapter 94.

An Act Relating to the Salary of the Clerk of Courts in Lincoln County.

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

R. S., c. 117, sec. 40; relating to salaries of clerks of courts, amended. The fourteenth line of section forty of chapter one hundred and seventeen of the revised statutes, as amended, is hereby amended by striking out the word "twelve" and inserting in place thereof the word 'eighteen,' so that said line, as amended, shall read as follows:

Lincoln county increased. 'Lincoln, eighteen hundred dollars.'

Approved April 7, 1927.

## Chapter 95.

An Act Relating to the Taking of Beaver and Muskrat.

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

P. L., 1917, c. 219, sec. 45; 1917, c. 244; 1919, c. 196; 1925, c. 67; relat-

ing to protection of beaver, amended. Section forty-five of chapter two hundred and nineteen of the public laws of nineteen hundred and seventeen, as amended by chapter two hundred and forty-four of the public laws of nineteen hundred and seventeen, and by chapter one hundred and ninety-six of the public laws of nineteen hundred and nineteen and by chapter sixty-seven of the public laws of nineteen hundred and twenty-five is hereby amended by striking out all of said section and by substituting therefor the following section:

**Sec. 45. Permits to trap beaver and muskrat may be granted when such animals are polluting water supply.** The commissioner of inland fisheries and game, upon written complaint of any water company required to furnish pure water to its customers, that beaver or muskrat are polluting its water supply, shall have authority to declare an open season for beaver or muskrat on such sections of land and waters as is necessary for the trapping or removal of the beaver or muskrat that are polluting said waters, by any person holding a beaver trapping license without securing permission of the land owner or under rules and regulations of the commissioner, or upon written complaint of any land owner that beaver are doing actual, substantial damage to his property, shall have authority to declare an open season for beaver upon such land for such period of time and under such conditions as he may deem necessary to remove the beaver that are doing the damage complained of, during which open season it shall be lawful for any person holding a beaver trapping license issued in accordance with the provisions of section fifty of this chapter to trap beaver thereon. No open season for beaver as contemplated by this section shall take effect until the commissioner of inland fisheries and game shall have caused notice of such proposed open season to be published once in a newspaper printed in the county in which the land on which the open season for beaver is declared is located, and said commissioner shall also file copy of said notice of open season with the clerk of the town or plantation in which such land is located, or, if the land is in an unorganized place, with the clerk of courts for the county in which the land is located. Whenever during a special open season on beaver as is contemplated by this section it shall appear to the commissioner of inland fisheries and game that the privileges of such open season are being abused in any place, said commissioner of inland fisheries and game may suspend the open season and declare it close season for beaver on such land for such time as he may designate. No person shall take any beaver anywhere in the state at any time except during such open season as may be declared by the commissioner of inland fisheries and game in accordance with the provisions of this section. Whoever takes any beaver in violation of any provision of this section shall be punished by a fine of one hundred dollars and costs for each beaver taken, caught, or killed in vio-

## CHAP. 96

lation of any provision of this section, or be imprisoned not exceeding sixty days, or be subject to both said fine and imprisonment. It shall also be unlawful, under the same penalty, for any person to have in possession at any time any beaver, or part thereof, taken in violation of any provision of this section. It shall also be unlawful, under the same penalty, for any person, firm or corporation, to sell, give away, buy, accept as a gift, offer for transportation or transport any beaver skin or beaver skins unless each skin is marked with an official seal by the commissioner of inland fisheries and game or by an agent duly appointed by said commissioner to mark such skins.'

Approved April 7, 1927.

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## Chapter 96.

An Act Relating to the Military Law.

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

P. L., 1923, c. 174, sec. 9; relating to purposes and procedure in ordering national guard into service in cases of insurrection and public disaster, amended. Section nine of chapter one hundred seventy-four of the public laws of nineteen hundred twenty-three is hereby amended by adding after the word "forth" in the ninth line the words 'or drafted into federal service' and after the word "call" in the tenth line the words 'or draft' and after the word "called" in the fourteenth line the words 'or drafted' and after the word "organizations" in the fifteenth line the following words: 'and upon completion of such service the members thereof shall assume their original status in the national guard,' so that said section, when amended, shall read as follows:

'Sec. 9. Provisions made applicable to organizations drafted into federal service; on completion of service members to assume original status. In case of insurrection, invasion, tumult, riot, mob, or body of men acting together by force with intent to commit a felony or to offer violence to persons or property, or by force and violence to break and resist the laws of this state, or the United States, or of imminent danger thereof, or in the event of public disaster resulting from flood, conflagration, or tempests, the governor shall have the power to order into the active service of the state any part of the national guard that he may deem proper. And whenever the national guard of this state or a part thereof is called forth or drafted into federal service under the constitution and laws of the United States, the governor shall, unless the order for the call or draft specifies otherwise, order out for service the national guard or such part thereof as may be required; and if the number available be insufficient he shall