

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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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-third Legislature

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order out the unorganized militia or such part as may be necessary. The designation of organizations called or drafted into the service of the United States shall not, during such service, be given to new organizations, and upon completion of such service the members thereof shall assume their original status in the national guard.

In case of a sudden and unexpected tumult, riot, mob or body of men acting together by force with intent to commit felony or to offer violence to persons or property, or by force and violence to break and resist the laws of the state or the United States, or of imminent danger thereof, a justice of the supreme judicial court, in term time or vacation, or the sheriff of a county, may call for aid upon a commanding officer of the national guard or naval militia, and such call shall be in writing. The commanding officer upon whom the call is made shall order out in aid of the civil authorities the military or naval force or any part thereof under his command, and shall make an immediate report of the case to the adjutant general and to his immediate commanding officer. He shall receive only general directions from the civil authority requesting the aid, and shall remain strictly responsible to his military superior for the manner in which the troops shall be used to accomplish the desired end.

In the event of an emergency so imminent as to require immediate action the senior officer of a command may, upon request in writing of the mayor of a city, or the selectmen of a town, order out for the defense or protection of the community the forces under his command, or any part thereof, and immediately report his action and the circumstances of the case to the adjutant general and to his immediate commanding officer.'

Approved April 7, 1927.

Chapter 97.

An Act to Regulate Fishing in Certain Brooks in the Town of Durham, in the County of Androscoggin, and the Towns of Freeport and Pownal, in the County of Cumberland.

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

Sec. 1. Trout fishing in parts of certain brooks prohibited. It shall be unlawful for any person to fish for, take, catch, or kill any trout at any time in any part of the following named brooks or streams: Branch Brook and its tributaries in said Durham, from its source to Harrington Bridge, so called; Newell Brook and its tributaries in said Durham, from its source to the bridge on the highway leading from South Durham to West Durham, known as the Bliss Bridge; that part of Harvey Brook and its tributaries in said Pownal which is above the forks, so called, of

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said brook, said forks being near the boundary line of said Pownal and said Freeport.

Sec. 2. Open season fishing in unclosed sections, regulated. It shall also be unlawful for any person to fish for, take, catch, or kill any trout in any part of any of the aforesaid streams being in said Durham, Freeport or Pownal, other than the parts hereinbefore designated, except on Monday, Wednesday and Friday of each week during open season, on brooks provided by the general laws of the state.

Sec. 3. Daily limit established. It shall also be unlawful for any person to take, catch or kill from said waters in any one day more than fifteen fish in all or not exceeding ten pounds of fish in all (unless the last fish taken increases the combined weight thereof to more than ten pounds).

Sec. 4. Penalties. Whoever violates any provision of this act shall pay a fine of not less than ten dollars nor more than thirty dollars and costs of prosecution for each offense, and in addition thereto one dollar for each fish taken, caught, killed or had in possession in violation of any of the provisions of this act.

Approved April 7, 1927.

Chapter 98.

An Act Relating to Appeal in Non-support Cases.

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

R. S., c. 66, sec. 9; relating to support of wife and minor children by husband and father, amended. Section nine of chapter sixty-six of the revised statutes is hereby amended by adding thereto, 'Any party aggrieved by any order or decree authorized by this section made by a probate court or municipal court may appeal from said order or decree in the same manner as provided for appeals from such court in other causes. Provided, however, that pending the determination of such appeal, the order or decree appealed from shall remain in force and obedience thereto may be enforced as if no appeal had been taken. Said appeal shall be in order for hearing at the first term of the court appealed to held after said appeal is taken, and no continuance thereof shall be had without the consent of the appellant or without legal cause shown therefor to the justice of said court to which appeal is had,' so that said section, so amended, shall read as follows:

'Sec. 9. Appeals from probate and municipal courts provided for; status of procedure pending appeal. Whenever a man, having a wife, a minor child, or children, residing in this state, and being of sufficient ability, or