

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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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-fourth Legislature

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except such matters as pertain to the filing and auditing of accounts, which shall be kept in the office of the state auditor.

**Sec. 2.** R. S., c. 14, sec. 44; P. L., 1919, c. 144; relating to sale of timber on Indian township, amended. Section forty-four of chapter fourteen of the revised statutes, as amended by chapter one hundred and forty-four, public laws of nineteen hundred and nineteen, is hereby amended to read as follows:

'**Sec. 44.** Forest commissioner authorized to sell at best advantage timber and grass; limitation; surveyor. The forest commissioner may sell to the best advantage, at public or private sale, to a citizen of the state, the timber and grass from township numbered two on the St. Croix river, usually called the Indian township, to the amount of one thousand dollars annually, and may in any year sell such larger amount as the governor, with the advice and consent of his council, shall approve; expressly retaining in the written contract of sale a lien on the timber and grass cut, until the amount due for stumpage thereon is paid. Every surveyor appointed by said commissioner to scale or survey the lumber so sold, before entering on his duties, shall be sworn to the faithful performance of his trust, and shall file a certificate of his oath with the agent.'

Approved April 3, 1929.

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## Chapter 181.

An Act to Prohibit the Erection of Any Dam on the Public Waters in the State Unless and Until All Bushes, Trees and Stumps Within the Area to be Flowed Shall Have Been Removed.

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

**Sec. 1.** Erectors of dams on public waters shall remove from flowed area trees, bushes and stumps. Whoever hereafter erects a dam on any of the public waters of this state, shall within three years after a head of water is held and flowage created thereby, remove from the flowed area all trees, bushes and stumps, that he can legally remove therefrom, to such an extent that the tops of all trees, bushes and stumps left thereon shall be at least five feet below the surface of the mean low water level maintained during the period beginning June first and ending December first next following of each year and shall within said three years period remove such growth as he can legally remove from the edge of the flowed area to such an extent that no dri-ki and debris shall form to be carried away by the water; and for the purpose of protecting the right of the public in the navigation of the waters over said flowed area the owner of such dam shall, after the creation of flowage thereby, have the right to cut and remove from the flowed area all trees, bushes and stumps remaining there-

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on, and the damage to the owner thereof caused by such removal shall be ascertained in the same manner as is provided for the ascertainment of the damages caused by the flowage.

**Sec. 2. Violation a public nuisance.** Any dam erected hereafter which is maintained in violation of this act shall constitute a public nuisance, and be subject to the provisions of section twelve of chapter twenty-three of the revised statutes.

**Sec. 3. Dams created for driving purposes excepted.** This act shall not apply to dams which are created solely for log driving purposes where the water is stored for not exceeding three months of each year, nor shall the same be interpreted in any instance to require the removal of stumps below the swell of the roots.

Approved April 3, 1929.

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## Chapter 182.

An Act Relating to the Sterilization of Milk Utensils.

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

R. S., c. 37, sec. 18; relating to cleansing and sterilizing of milk cans, amended. Section eighteen of chapter thirty-seven of the revised statutes is hereby amended by inserting in the third and seventh lines thereof after the word "sterilize," the following words: 'by the use of boiling water, steam or sterilizing agent' and also by striking out in the ninth line thereof, the word "immediately," so that said section as amended shall read as follows:

'Sec. 18. Shall use boiling water, steam or sterilizing agent. All persons, firms and corporations who shall purchase milk or cream for the purpose of reselling the same, either at wholesale or retail, shall thoroughly cleanse and sterilize, by the use of boiling water, steam or sterilizing agent, all cans, vessels and other utensils prior to their being used in the manufacture, transportation, storage and sale of said milk or cream. All persons, firms and corporations engaged in the business of retailing milk or cream, shall thoroughly cleanse and sterilize, by the use of boiling water, steam or sterilizing agent, all vessels, jars, cans and other utensils used in the manufacture, storage and sale of milk or cream before such vessels, jars or cans are filled for distribution. And the place or room in which milk or cream is stored, bottled or otherwise handled shall be kept in a clean and sanitary condition. Any person, firm or corporation violating this section or section sixteen of this chapter shall be punished by a fine not exceeding fifty dollars.'

Approved April 3, 1929.