

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fourth Legislature

OF THE

STATE OF MAINE

1929

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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within five days after receiving notice that such check, draft or order has not been paid by the drawee.'

Approved April 4, 1929.

Chapter 199.

An Act Relating to Validating Certain Acts and Deeds.

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

P. L., 1927, c. 212; relating to records of deeds, amended. Chapter two hundred and twelve of the public laws of nineteen hundred and twenty-seven is hereby amended by adding the following:

'Sec. 3. Unconstitutional portion of act not to invalidate. If any portion of this act is held to be unconstitutional such decision shall not invalidate the portions unaffected thereby.'

Approved April 4, 1929.

Chapter 200.

An Act Relative to Sea and Shore Fisheries Commission.

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

P. L., 1917, c. 293, secs. 3, 4 and 6; P. L., 1921, c. 82; relating to creation of the sea and shore fisheries commission, amended. Sections three, four and six of chapter two hundred and ninety-three of the public laws of nineteen hundred and seventeen, as amended by chapter eighty-two of the public laws of nineteen hundred and twenty-one, are hereby amended by striking out the whole of said sections and by substituting in place thereof the following section, to be numbered section two:

'Sec. 2. Commission to consist of three members not all of same political party; duties; authority; rules and regulations; penalties for violation. The sea and shore fisheries commission shall consist of three persons who shall not all be members of the same political party and who, except as hereinafter provided, shall be chosen from the two political parties casting the largest number of votes for governor at the last preceding election. They shall be appointed by the governor, with the advice and consent of the council, in successive years upon expiration of the terms of the present commissioners, and each commissioner shall hold office for a term of three years unless sooner removed. Commissioners may at any time be removed from office for cause by the governor with the advice and consent of the council after notice and hearing. In case of a vacancy the governor, with the advice and consent of the council, shall appoint a person of the same

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political party as the retiring commissioner, who shall hold office for the remainder of the unexpired term. The sea and shore fisheries commission shall have general supervision of the sea and shore fisheries and shell-fish regulated by this chapter. They shall exercise supervision over all the fisheries and their products taken from the tide waters within the state, including the proper enforcement of all laws relating to the catching, packing, curing, manufacturing, selling, branding, and transportation of all kinds of pickled, salt, smoked, fresh, canned, or frozen shell or other fish. They shall have authority to make rules and regulations governing the time, manner and conditions of taking fish, shell-fish, and lobsters and may declare a close time on such varieties and in such localities as they may determine; but such rules and regulations shall be made and such close time declared only after hearing, reasonable notice of which shall have been given by publication, or otherwise, to all parties interested. Rules and regulations so made and close time so declared shall be held to take precedence over any then existing provisions of statute inconsistent therewith.

Whoever violates the rules and regulations so made or the close time so declared shall be liable to the same fines and penalties as are provided in section twenty of this chapter relating to engaging in the lobster business without a license.'

Approved April 4, 1929.

Chapter 201.

An Act Relating to the Recovery of Estates by Writ of Entry; Mode of Service.

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

R. S., c. 109, sec. 1; relating to recovery of estates by writ of entry, amended. Section one of chapter one hundred and nine of the revised statutes is hereby amended by striking out the whole of said section and inserting in lieu thereof the following:

'**Sec. 1. If defendant cannot be found in county.** Any estate of free hold, in fee simple, fee tail, for life, or any term of years, may be recovered by a writ of entry; and such writs, and the writ in an action of dower, shall be served by attachment and summons, or attested copy of the writ, on the defendant, but if he is not in possession, or cannot be found in the county by reasonable diligence, the officer shall give the tenant in hand, or leave at his last and usual abode, an attested copy of the writ; and if the defendant is not an inhabitant of the state, the service on the tenant shall be sufficient notice to the defendant, or the court may order further notice.'

Approved April 4, 1929.