

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act approved April 2, 1931.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-sixth Legislature

1933

[supplied from page 1 of volume]

Chapter 160.

AN ACT Relating to Closed Seasons in the Several Waters of the State.

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

Sec. 1. R. S., c. 38, § 21, ¶ 1, amended. Paragraph 1 of section 21 of chapter 38 of the revised statutes as amended by chapter 52 of the public laws of 1931 is hereby repealed and the following enacted in place thereof:

'All pools connected with state fish hatcheries and feeding stations shall be closed to all fishing at all times. There shall be a closed season on all fish, of every kind, in all waters that are closed to fishing for salmon, trout or togue for the same period that the same waters are closed to fishing for salmon, trout or togue, and during such closed period it shall be unlawful for any person to fish for, take, catch, kill or have in possession any fish of any kind in or from such waters. Except as hereinafter provided, there shall be an annual closed season on the particular kind of fish specified, in all the lakes and ponds of the state, as follows:'

Sec. 2. R. S., c. 38, § 21, ¶ 4, amended. That part of section 21 of chapter 38 of the revised statutes, as amended, designated as paragraph 4 of section 21 of the first biennial revision of the fish and game laws, is hereby repealed and the following enacted in place thereof:

'Except as hereinafter provided, there shall be an annual closed season on the particular kind of fish hereinafter specified in all the rivers of the state, above tidewaters.'

Sec. 3. R. S., c. 38, § 21, ¶ 18, repealed. That part of section 21 of chapter 38 of the revised statutes, as amended, designated as paragraph 18 of section 21 of the first biennial revision of the fish and game laws is hereby repealed.

Approved March 25, 1933.

Chapter 161.

AN ACT Legalizing the Operation of Airplanes on Sunday.

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

R. S., c. 135, § 39, amended. Section 39 of chapter 135 of the revised statutes is hereby amended to read as follows:

'**Sec. 39. Business, traveling, and recreation, on the Lord's day; penalty.** Whoever, on the Lord's day, keeps open his shop, workhouse, warehouse, or place of business, travels, or does any work, labor, or business on that day, except works of necessity or charity; uses any sport, game, or recre-

ation; or is present at any dancing, public diversion, show, or entertainment, encouraging the same, shall be punished by a fine of not more than \$10; provided, however, that this section shall not apply to the operation of common carriers; to the driving of taxicabs and public carriages in attendance upon the arrival or departure of such carriers; **to the operation of airplanes**; to the driving of private automobiles or other vehicles; to the printing and selling of Sunday newspapers; to the keeping open of hotels, restaurants, garages, and drug stores; to the selling of gasoline; or to the giving of scientific, philosophical, religious or educational lectures where no admission is charged.'

Approved March 25, 1933.

Chapter 162.

AN ACT to Define the Pauper Status of Indians.

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

Indians cannot acquire pauper settlements. An Indian, or his wife or minor children, shall not be deemed to have a pauper settlement in any town in the state. A person known to have Indian blood shall be deemed to be an Indian.

Approved March 25, 1933.

Chapter 163.

AN ACT Relating to the Foreclosure of Real Estate Mortgages.

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

R. S., c. 104, § 5, ¶ I, amended. Paragraph I of section 5 of chapter 104 of the revised statutes is hereby repealed and the following enacted in place thereof:

'I. He may give public notice in a newspaper published and printed in whole or in part in the county where the premises are situated, if any, or if not, in the state paper, 3 weeks successively, of his claim by mortgage on such real estate, describing the premises intelligibly, and naming the date of the mortgage, and that the condition in it is broken, by reason whereof he claims a foreclosure; and cause a copy of such printed notice, and the name and date of the newspaper in which it was last published to be recorded in each registry in which the mortgage deed is or by law ought to be recorded, within 30 days after such last publication.'

Approved March 25, 1933.