

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh  
Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

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 Acts approved  
August 6, 1930 and April 2, 1931.

---

KENNEBEC JOURNAL  
AUGUSTA, MAINE  
1935

**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

As Passed by the Eighty-Seventh Legislature

**1935**

[supplied from page 201 of volume]

## Chapter 56.

### AN ACT Relative to the Transportation of Fish Taken from Inland Waters.

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

**Sec. 1.** R. S., c. 38, §§ 31, 32, 33, amended. Chapter 38 of the revised statutes is hereby amended by repealing sections 31, 32 and 33 and enacting in place thereof the following section to be numbered section 31:

**'Sec. 31. Transportation of fish, regulated.** Any person who is legally licensed to fish in the inland waters of Maine, may transport to his home in any one day the bag limit for 1 day, said bag limit being regulated by the daily bag limit on the waters in which said fish were taken, when open to view and in the possession of the person who caught said fish. Any person legally in possession of any fish, may once in 10 days offer one day's bag limit as above designated, to a common carrier for transportation to his home by purchasing of the commissioner or one of his agents a transportation tag paying therefor \$1. The agent of said carrier shall indorse upon the back of the shipper's license, in ink, the following: the shipping point, date of shipment, weight and number of each kind of fish contained therein, and the destination. Such shipment shall have affixed the license number and the kind and weight of fish contained therein. Such agent shall refuse to accept any consignment of fish if it appears that the consignor is not entitled to make such shipment. Except that shipments of fish, legally in possession, may be made as above under this section once per year from Rangeley lake, Mooselucmeguntic lake, Cupsuptic lake, Richardson lake, Upper, Richardson lake, Lower, and at any time from Moosehead lake and all waters of Piscataquis county.'

**Sec. 2. Inconsistent acts repealed.** All acts or parts of acts inconsistent herewith are hereby repealed.

Approved March 16, 1935.

---

---

## Chapter 57.

### AN ACT Concerning Security for Loans to Farmers and Others.

**Emergency preamble.** Whereas, the well-being of the people of the state of Maine is greatly dependent upon agriculture in all its branches and particularly upon the production of crops within the state; and

Whereas, the development of agriculture and the continuance of adequate crop production within the state during the current year requires that ample capital be made available immediately for loans to farmers to finance crop production of all kinds; and

Whereas, it appears that some changes in the law of this state relating to personal property mortgages will tend to make such mortgages more acceptable security for such loans and will greatly reduce the cost to the farmer of securing such loans, and will greatly expedite the closing of such loans, and by so doing will make it possible for more persons engaged in agricultural pursuits to obtain needed capital at once; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of the state of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**R. S., c. 105, amended.** Chapter 105 of the revised statutes is hereby amended by inserting after section 6 thereof the following new sections:

**'Sec. 6-A. Crops may be mortgaged.** Any person may mortgage as personal property annual and perennial crops including fruits, berries and nursery stock, whether such crops are grown or growing or are to be planted within the calendar year in which the mortgage is given, subject only to the rights of prior lienors and the rights of the state, county and municipality.'

**'Sec. 6-B. Validity of mortgage.** No mortgage of personal property shall be invalid, nor shall the extent of the lien thereof be affected because of any provision that the mortgagee may permit the mortgagor to sell, use and consume any of the mortgaged property to feed, cultivate, harvest, preserve and prepare for market other property covered by the mortgage. Such permission may be given without the consent of any subsequent lienor.'

**'Sec. 6-C. Chattel mortgage.** A chattel mortgage shall constitute a valid lien on property described in the mortgage to be purchased with the proceeds of the loan secured thereby, and on substitutions for or replacements of property described in the mortgage, when acquired by the mortgagor.'

**'Sec. 6-D. Agreements to be recorded.** Non-disturbance agreements, subordination agreements and waivers executed by parties having rights or interests in mortgaged property as above described shall be recorded in the registry of deeds for the district wherein the land affected lies, if said right or interest pertains to real estate, otherwise they shall be recorded as are chattel mortgages and, when so recorded, shall constitute constructive notice.'

**Emergency clause.** In view of the emergency set forth in the preamble, this act shall take effect when approved.

Approved March 21, 1935.