

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]

CHAP. 69

No judge, clerk or recorder of any municipal court, or any trial justice, who is also a bail commissioner, shall act in his capacity as bail commissioner in any case wherein the process is made returnable to his court.'

Approved March 22, 1935.

Chapter 69.**AN ACT** Relating to the Duties and Functions of the Maine State Pomological Society.

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

Sec. 1. Duties and functions of Maine State Pomological Society. The Maine State Pomological Society, a non-profit organization, incorporated in 1873, is hereby authorized to promote the interests of better fruit growing in Maine by holding an annual exhibition wherein premiums on horticultural products and appliances shall be paid. It may also hold such field meetings as may be thought profitable by the executive committee of the society and to pay other incidentals thereof including compensation and travelling expenses of officers; providing an itemized account of all money expended be rendered each year to the commissioner of agriculture and upon his approval and presentation of proper vouchers said bill shall be paid. There is hereby appropriated the sum of \$2500 to carry out the provisions of this act.

Sec. 2. R. S., c. 39, § 25, amended. The first 3 sentences of section 25 of chapter 39 of the revised statutes as amended are hereby amended to read as follows:

'There shall be appropriated annually from the state treasury a sum of money not to exceed 2 cents per inhabitant of the state, which shall be known as the state stipend for aid and encouragement to agricultural societies and hereafter in this chapter designated as the stipend. This stipend shall be divided among the legally incorporated agricultural clubs, societies and fair associations of the state, hereafter in this chapter designated as societies, according to the following schedule and method. ~~One thousand dollars shall be paid annually to the Maine Pomological Society and the balance of~~ Said stipend shall be divided pro rata among the legally incorporated societies, not heretofore provided for according to the amount of premiums and gratuities actually paid in full and in cash or valuable equivalent by said societies upon live stock and agricultural and domestic products, but no such society whether specifically mentioned in this chapter or otherwise shall be entitled to any share of the stipend unless it shall have complied with the following requirements, which shall be considered by the commissioner of agriculture hereinafter

known as the commissioner, as the basis upon which his apportionment of the stipend shall be made as provided in section 8 of this chapter.'

Approved March 22, 1935.

Chapter 70.

AN ACT Relative to Dogs Hunting Moose, Caribou, Deer or Elk or Worrying Domestic Animals.

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

R. S., c. 38, §§ 64, 65, amended. Chapter 38 of the revised statutes is hereby amended by repealing sections 64 and 65 and substituting in place thereof the following section to be numbered 64:

'Sec. 64. Dogs shall be killed for hunting moose, caribou, deer or elk or worrying domestic animals. It is unlawful for any dog to hunt, chase, kill, wound or pursue any moose, caribou, deer or elk or any other wild animal in closed season and no person shall permit any dog owned by him to hunt, chase, kill, wound or pursue any moose, caribou, deer or elk at any time or any other wild animal in closed season. Any officer may kill any dog, which he finds in the act of hunting, chasing, killing, wounding or pursuing any moose, caribou, deer or elk at any time or any other wild animal in closed season or worrying, wounding or killing any domestic animal, when said dog is outside of the enclosure or immediate care of its owner or keeper. Any person having evidence of any dog, hunting, chasing, killing, wounding or pursuing moose, caribou, deer or elk at any time or any other wild animal in closed season may present said evidence to the commissioner of inland fisheries and game or any game warden or deputy game warden who shall give notice in writing to the owner or keeper of said dog stating the acts committed by said dog. The owner or keeper of any dog so notified, shall not permit any dog mentioned in said notice to leave the immediate control of said owner or keeper under the penalty as provided in section 107. Any dog whose owner or keeper has been so notified in writing by a game warden may be killed by anyone when found committing any act prohibited by this section. Any owner of sheep, or any member of his family, or any person to whom is intrusted the custody of any sheep, shall have a right to kill any dog attacking any of said sheep. Any person having any evidence of any dog hunting, chasing, killing, wounding or pursuing any moose, caribou, deer or elk, or any other wild animal in closed season, or of any dog kept and used for the purpose, or of any dog worrying, wounding or killing any domestic animal or fowl, or any fur-bearing animals legally in captivity, when said dog is outside of the enclosure or immediate care of his owner or keeper, may present said evidence to any trial justice