

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-seventh and Eighty-eighth
Legislatures

OF THE

STATE OF MAINE

From April 7, 1935 to April 24, 1937

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
1937

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

'Jurisdiction is hereby vested in the state highway commission to grant emergency permits upon proper application in writing to move objects having a length or width or height or weight ~~or width~~ greater than specified in the two preceding sections this chapter over any way or bridge upon which the money of the state has been expended or over which said commission has assumed control; and like permits may be granted by county commissioners, municipal officers, superintendents of streets, or other road officials having charge of the repair and maintenance of any other way or bridge.'

Approved April 5, 1937.

Chapter 122

AN ACT Relating to Fishing for Gain or Hire.

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

R. S., c. 38, § 27, amended. Section 27 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 27. Fishing for gain or hire prohibited; exceptions; penalty. Whoever shall, for the whole or any part of the time, engage in the business or occupation of fishing on any of the inland waters of the state above tide-waters, for salmon, togue, trout, black bass, pickerel, ~~or~~ white perch or white fish for gain or hire, shall for every such offense pay a fine of \$50 and costs, except that pickerel legally taken in the ~~counties~~ county of Washington, Arrostook, Hancock, Penobscot, Somerset, Piscataquis and Franklin may be sold by the person taking the same.'

Approved April 3, 1937.

Chapter 123

AN ACT Relating to the Establishment of a Game Preserve and Bird Sanctuary.

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

Game preserve established; penalty. No person shall at any time hunt, pursue, shoot or kill any wild bird or wild animal within the following described territory in the city of Westbrook, county of Cumberland, to wit; a certain piece of land situated in said Westbrook, bounded as follows: Beginning 2 rods west of a juniper tree, standing on the north side of

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the road leading to Saccarappa; thence westerly on said road to Henry Proctor's land; thence northerly by the same to James Roberts' land; thence by the same to David Pride's land; thence by said Pride's land to an elm tree on Nathan P. Roberts' land; thence southerly by the same to James Roberts' land; thence on a straight line to the first bounds.

Whoever violates any of the provisions of this act shall be punished by a fine of not less than \$10 nor more than \$50 for each offense.

Approved April 8, 1937.

Chapter 124

AN ACT Relating to Support of Wife and Minor Children.

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

R. S., c. 74, § 9, amended. Section 9 of chapter 74 of the revised statutes, as amended, is hereby further amended to read as follows:

'Sec. 74. Husband and father compelled to contribute to support of wife or minor children. Whenever a man, having a wife, a minor child, or children, residing in this state, and being of sufficient ability, or being able to labor and provide for them, wilfully and without reasonable cause, refuses or neglects to provide suitable maintenance for them, the superior court, the probate courts, and any municipal court, in term time or vacation, in the county where the wife or such minor child or children reside, on petition of the wife for herself and for such child or children, or of such child or children by their guardian, after such notice to the husband or father as it may order, and hearing may order him to contribute to the support of his wife and such minor child or children or either of them such sums payable weekly, monthly, or quarterly, as are deemed reasonable and just, and may enforce obedience by appropriate decrees. **Pending petition hereunder the court may order the husband to pay to the court for the wife sufficient money for the prosecution thereof upon default of which order execution may issue as in actions of tort.** Execution may also issue for said sums, when payable and for costs and when the husband is committed to jail on execution the county having jurisdiction of the process shall bear the expense of his support. Any party aggrieved by any order or decree authorized by this section and made by a probate court or municipal court may appeal from said order or decree in the same manner as provided for appeals from such court in other causes, and appeal may be taken from the superior court to the law court. Provided, however, that pending the determination of such appeal, the order or decree appealed