

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-Eighth Legislature

1937

CHAP. 124

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

from shall remain in force and obedience thereto may be enforced as if no appeal had been taken. Said appeal shall be in order for hearing at the first term of the court, appealed to, held after said appeal is taken, and no continuance thereof shall be had without the consent of the appellant or without legal cause shown therefor to the justice of said court to which appeal is had.'

Approved April 8, 1937.

Chapter 125

AN ACT Regarding Penalty for Depositing Poisons with Intent to Kill Animals.

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

R. S., c. 23, § 18, amended. Section 18 of chapter 23 of the revised statutes is hereby amended to read as follows:

'Sec. 18. Poisons not to be deposited for killing animals; penalty. Whoever for the purpose of killing wolves, foxes, dogs, or other animals, and not for the destruction of insects or vermin in a building, leaves or deposits in any place any arsenic, corrosive sublimate, nux vomica, strychnine, prussic acid, or any other poison or poisonous substance, shall be punished by a fine of not less than ~~twenty dollars~~ \$50, nor more than ~~fifty dollars~~ \$200, or by imprisonment for not less than ~~thirty days~~ 2 months, nor more than ~~sixty days~~ 6 months. Provided, however, that mice may be killed in orchards by the use of any poison or poisonous substance that is recommended by the U. S. Bureau of Biological Survey and used according to the recommendations of the Agricultural Extension Service.'

Approved April 8, 1937.

Chapter 126

AN ACT Relating to Transportation of Game.

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

R. S., c. 38, § 82, amended. Section 82 of chapter 38 of the revised statutes, as revised, is hereby repealed and the following enacted in place thereof:

'Sec. 82. Transportation of game. No person shall transport or offer