

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-second and Ninety-third
Legislatures
OF THE
STATE OF MAINE

From April 22, 1945 to May 14, 1947
AND MISCELLANEOUS STATE PAPERS
From May 25, 1945 to May 14, 1947

Published by the Revisor of Statutes in accordance
with Chapter 10 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1947

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

Chapter 17

AN ACT Repealing Winthrop and Wayne Game Sanctuary.

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

R. S., c. 33, § 128, amended. That part of section 128 of chapter 33 of the revised statutes, as revised, which relates to the Winthrop and Wayne Game Sanctuary, is hereby repealed.

Effective August 13, 1947

Chapter 18

AN ACT Relating to Use of Gill Net in Taking White Fish in Junior Lake, Penobscot County.

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

R. S., c. 33, § 44, amended. The 4th paragraph of section 44 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'Gill nets of not larger than 1¼ inch mesh may be used in the taking of white fish in Eastern Grand lake and Hot Brook lake in Aroostook and Washington counties, and in Baskahegan lake, Pocumpus lake and Western Grand lake and Junior lake, all in Washington county, and Junior lake, in Penobscot county, and in Mattawamkeag lake in Aroostook county, and in First Debsconeag lake and Throughfare leading to the West Branch of the Penobscot river, in the county of Piscataquis during the month of November of each year.'

Effective August 13, 1947

Chapter 19

AN ACT Relating to Free Hunting, Trapping and Fishing Licenses for Indians.

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

Sec. 1. R. S., c. 22, § 317, repealed. Section 317 of chapter 22 of the revised statutes is hereby repealed.

Sec. 2. R. S., c. 33, § 32, sub-§ IX, amended. Subsection IX of section 32 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'IX. The commissioner shall issue a hunting, trapping and fishing license to any Indian over the age of 18 years of the Passamaquoddy and Penobscot tribes without any charge or fee, providing the Indian presents a certificate from the agent of his or her respective tribe stating that the person described is an Indian and a member of that tribe. For the purpose of this section, an Indian shall be a person whose mother and father were Indians. Holders of such licenses shall be subject to all of the laws, rules and regulations of this chapter.'

Effective August 13, 1947

Chapter 20

AN ACT Relating to Fees of Expert Witnesses.

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

R. S., c. 100, § 129, amended. Section 129 of chapter 100 of the revised statutes is hereby amended to read as follows:

'Sec. 129. Fees of witnesses. Witnesses in the supreme judicial court or the superior court or in the probate courts and before a trial justice or a municipal court shall receive \$2, and before referees, auditors, or commissioners specially appointed to take testimony, or special commissioners on disputed claims appointed by probate courts, \$1.50, or before the county commissioners \$1, for each day's attendance and 6c a mile for each mile's travel going and returning home; but the court in its discretion, may allow at the trial of any cause, civil or criminal, in said supreme judicial court or the superior court, a sum not exceeding \$25 per day for the attendance of any expert witness or witnesses at said trial, in taxing the costs of the prevailing party, except that the expense of all expert witnesses for the state in homicide murder cases shall be in such amounts as the presiding justice shall allow and shall be paid by the state and charged against the appropriation for the department of the attorney-general; but such party or his attorney of record shall first file an affidavit, during the term at which such trial is held, and before the cause is settled, stating the name, residence, number of days in attendance, and the actual amount paid or to be paid each expert witness in attendance at such trial. No more than \$2 per day shall be allowed or taxed by the clerk of courts in the costs of any suit for the per diem attendance of a witness, unless the affidavit herein provided is filed, and the per diem is determined and allowed by the presiding justice.'

Effective August 13, 1947