

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

Ninety-fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1949



Private and Special Laws
OF THE
STATE OF MAINE

As Passed by the Ninety-fourth Legislature

1949

thorized to acquire and operate a water system or systems or any part or parts thereof as a joint enterprise and to divide the expenses and receipts, all in such manner as they may from time to time agree; and for that purpose to exercise all the powers now or hereafter conferred upon them respectively by law, and all such action heretofore taken is hereby validated.

Effective August 6, 1949

Chapter 54

AN ACT to Provide for a Reserve for Operating Capital for the General Fund of the State.

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

“Reserve for Operating Capital”, established. There is hereby established an account in the general fund of the state to be known as the “Reserve for Operating Capital” to which there is hereby transferred the sum of \$2,000,000 to be taken from the unappropriated surplus of the general fund, which account shall be set up as a separate account on the books of the state.

Effective August 6, 1949

Chapter 55

AN ACT Relating to the Taking of Clams in Town of Phippsburg.

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

Sec. 1. License required to dig or take clams, etc., in Phippsburg; definition. No person, firm or corporation shall, within the limits of the town of Phippsburg in the county of Sagadahoc, dig or take any clams, clam-worms, sand-worms or blood-worms without having first obtained a license from the municipal officers of said town of Phippsburg, who are authorized to grant and issue such licenses and fix the fee therefor. No license shall be granted or issued to any person, firm or corporation unless such person, firm or corporation is a resident of said town of Phippsburg. Nothing herein shall prohibit a riparian owner of shores or flats in said town of Phippsburg from digging and taking clams therefrom for food for himself and family without license. For the purposes of sections 1 to 3, inclusive, the term “a resident” shall mean a person, firm or corporation who has re-

sided in this state for a term of at least 6 consecutive months and in the town of Phippsburg for at least 3 consecutive months prior to making application for license.

Sec. 2. Dealers' licenses required; definition. No person shall be a dealer in clams, clam-worms or blood-worms in the town of Phippsburg without having first obtained a license from the municipal officers of said town, who are authorized to issue such license and fix the fee therefor. For the purpose of sections 1 to 3, inclusive, the term "dealer" herein used shall mean any person, firm or corporation buying clams, clam-worms or blood-worms for resale.

Sec. 3. Licenses; revocation; appeals. The municipal officers may revoke any license issued by them under the provisions of the 2 preceding sections, upon evidence satisfactory to them that the person taking or selling clams, clam-worms or blood-worms has violated any of the laws of the state regulating the taking and sale of clams, clam-worms or blood-worms. If the municipal officers refuse to issue the license provided for in said sections or if a license has been revoked by the municipal officers, a person aggrieved may apply to any justice of the superior court, in term time or vacation, who may order the issuance or restoration thereof, provided said justice finds the municipal officers acted fraudulently or corruptly or erred in their conclusion of facts.

Sec. 4. Penalty. Whoever violates any of the provisions of sections 1 to 3, inclusive, shall be punished by a fine of not less than \$10, nor more than \$100, or by imprisonment for not more than 30 days. Trial justices within their county shall have jurisdiction concurrent with municipal courts and the superior court of prosecutions for violations hereof.

Effective August 6, 1949

Chapter 56

AN ACT Amending the Charter of the Milo Water District.

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

P. & S. L., 1941, c. 62, § 16, amended. Section 16 of chapter 62 of the private and special laws of 1941 is hereby amended to read as follows:

'Sec. 16. Water rates; application of revenue; sinking fund; lien for payment of rates. All individuals, firms and corporations, whether private, public or municipal shall pay to the treasurer of said district the rates estab-