

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-fifth Legislature

OF THE

# STATE OF MAINE

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

As Passed by the Ninety-fifth Legislature

**1951**

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~~same in writing to the commissioner either directly or to the inland fish and game warden in whose district said crop, or fruit tree, or orchard, is being damaged. Said commissioner shall thereupon cause to be made such investigation as is necessary to determine the facts, and, if he finds that damage has been done as alleged, he shall authorize payment for said damage.~~

III. It shall be unlawful to place salt or any other bait or food in any place for the purpose of enticing deer thereto.

IV. Any dead deer found not having a tag attached thereto identifying the owner thereof shall be the property of the state and shall be seized by the first warden who finds said carcass, to be disposed of by direction of the commissioner.

V. Whenever deer are doing damage to orchards and crops, including legumes, except grass, the department shall furnish to the owner or agent of such orchards and crops suitable repellents without cost to such owner or agent; and the commissioner may follow such other good conservation practice as will alleviate such damage. No claims for crop or orchard damage by deer or other protected animals or birds shall be paid by the state from any source or fund.

~~V.~~ VI. Whenever the commissioner deems it impossible to keep deer from doing damage to young orchards, he may enter into an agreement with the owner of such orchard whereby the department will assume  $\frac{1}{2}$  the cost of fencing such orchard.

~~VI. No damage shall be paid under the provisions of this chapter if any part of the land on which the damage occurred shall have been posted against hunting at any time during the current or previous open season for deer hunting.'~~

Effective August 20, 1951

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## Chapter 343

AN ACT Relating to Liens for Payment of Assessments on Real Estate.

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

R. S., c. 84, § 139, amended. The 1st paragraph of section 139 of chapter 84 of the revised statutes is hereby amended to read as follows:

'All assessments made under the provisions of section 136 shall create a lien upon each and every lot or parcel of land so assessed and the buildings

upon the same, which lien shall take effect when the municipal officers file with the town clerk the completed assessment and shall continue 1 year thereafter; and within 10 days after the date of hearing on said assessment the town clerk shall make out a list of all such assessments, the amount of each, and the name of the person against whom the same is assessed, and he shall certify the list and deliver it to the treasurer of said town; if said assessments are not paid within 3 months from the date thereof, the treasurer shall sell, at public auction, such of said lots or parcels of land upon which such assessments remain unpaid, or so much thereof as is necessary to pay such assessments and all costs and incidental charges; he shall advertise and sell the same within ~~1 year~~ 2 years from the time said assessments are made, as real estate is advertised and sold for taxes under the provisions of chapter 81, and upon such sale, shall make, execute, and deliver his deed to the purchaser, which shall be good and effectual to pass the title of such real estate; the sum for which such sale shall be made shall be the amount of the assessment and all costs and incidental expenses.'

Effective August 20, 1951

## Chapter 344

### AN ACT Relating to Appointment of Administrators With the Will Annexed.

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

R. S., c. 141, § 38, amended. Section 38 of chapter 141 of the revised statutes is hereby amended to read as follows:

'Sec. 38. Administrator with the will annexed, when to be appointed. If there is no person whom the judge can appoint executor of any will according to the provisions of section 8; or, if the only one appointed neglects to file the required bond within the time therein allowed, he may commit administration of the estate, with the will annexed, to any suitable person whether beneficially interested or not having regard to the best interests of the persons interested under such will; and when an executor is under 21 years of age at the time of the probate of the will, administration may be granted, with the will annexed, during his minority, unless there is another executor who accepts the trust, in which case the estate shall be administered by such other executor until the minor arrives at full age, when he may be admitted as joint executor with the former, upon giving bonds as before provided.'

Effective August 20, 1951