

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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**PUBLIC LAWS**

OF THE

**STATE OF MAINE**

As Passed by the Ninety-sixth Legislature

**1953**

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## Chapter 205

AN ACT Relating to County Law Library of Washington County.

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

R. S., c. 79, § 151, amended. That part of section 151 of chapter 79 of the revised statutes which relates to payment to the county law library of Washington county, as repealed and replaced by chapter 253 of the public laws of 1945, is hereby amended to read as follows:

'Washington, ~~\$900~~ \$1,200.'

Effective August 8, 1953

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## Chapter 206

AN ACT Amending Maine Apple Grading Laws.

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

Sec. 1. R. S., c. 27, § 206, repealed and replaced. Section 206 of chapter 27 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Sec. 206. Standard box for apples. The standard box for apples shall have the following inside dimensions when measured without distention of parts: length, 17 inches; width, 13 inches; height, 11 inches; provided, however, that a box having a capacity of 2,431 cubic inches shall be a lawful box.'

Sec. 2. R. S., c. 27, § 207, repealed. Section 207 of chapter 27 of the revised statutes is hereby repealed.

Sec. 3. R. S., c. 27, § 208, repealed and replaced. Section 208 of chapter 27 of the revised statutes, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 208. Standard grades established. The grades for apples recommended by the United States Department of Agriculture and recognized in the central markets of the country as government grades are made the official state grades for apples of the state presented for intrastate or interstate shipment and all containers as presented for shipment whether by

truck, train or boat shall have written, stamped or attached thereon the provisions required in section 209.'

Sec. 4. R. S., c. 27, § 209, repealed and replaced. Section 209 of chapter 27 of the revised statutes, as amended, is hereby repealed and the following enacted in place thereof:

'Sec. 209. Marks required on outside of package. Every closed package or container of apples, which is packed, sold, distributed, transported, offered or exposed for sale, distribution or transportation in the state by any person shall have affixed in a conspicuous place on the outside thereof a plainly printed statement clearly and truly stating the name and address of the owner or shipper of the apples at the time of packing, the name of the variety, the class or grade of the apples contained therein, and the minimum size of the fruit in the packages, together with the minimum volume or the numerical count of the apples in the container, and if the apples were grown in Maine, that fact shall be plainly designated.

All apples sold, offered, exposed or advertised for sale at retail in bulk or in open packages or containers shall be plainly and conspicuously marked and identified as to variety and grade.'

Sec. 5. R. S., c. 27, § 213, amended. Section 213 of chapter 27 of the revised statutes is hereby amended to read as follows:

'Sec. 213. Commissioner to have access to places where apples are packed. The commissioner, in person or by deputy, shall have free access, ingress and egress at all reasonable hours to any place or any building wherein apples are packed, stored, transported, sold, offered or exposed for sale or for transportation. He may also, in person or by deputy, open any box ~~barrel~~ or other container and may, upon tendering the market price, take samples therefrom.'

Sec. 6. R. S., c. 27, § 215, amended. Section 215 of chapter 27 of the revised statutes is hereby amended to read as follows:

'Sec. 215. Guaranty as bar to prosecution. No person shall be prosecuted under the provisions of the § 8 preceding sections ~~when~~ if he can establish a guaranty signed by the person from whom he received any such article, to the effect that the same is not adulterated or misbranded, within the meaning of section 211. Said guaranty, to afford protection, shall contain the name and address of the party or parties making the sale of such article to such dealer, and in such case said party or parties shall be

amenable to the prosecutions, fines and other penalties which would attach, in due course, to the dealer under the provisions of the § 8 preceding sections.'

Effective August 8, 1953

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## Chapter 207

### AN ACT Relating to Sale of Certain Game Fish.

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

R. S., c. 33, § 41, amended. Section 41 of chapter 33 of the revised statutes, as revised, is hereby amended to read as follows:

'Sec. 41. Sale of certain fish prohibited; exception; penalty. It shall be unlawful for any person to sell or buy, directly or indirectly, any land-locked salmon, trout, togue, black bass, white perch or pickerel except that pickerel may be sold in Washington county. Provided, however, that this section shall not apply to fish which have been lawfully produced by commercial producers within the state or which have been lawfully imported from without the state.

Anyone desiring to sell such fish which have been either commercially grown within the state or imported from without the state must first obtain a license from the commissioner who is hereby authorized to issue such licenses, subject to such rules and regulations as he may deem necessary to carry out the provisions of this section. The license fee shall be \$1 and licenses shall be kept constantly and publicly posted in the office or place of business of the licensee.

Such fish, whether commercially grown within the state or imported from without the state, shall be packaged at the original source which said package shall bear the name and address of the source printed on the outside thereof and the fish shall not be removed from the original package except by the ultimate purchaser.

All licensees shall keep invoices of fish so sold and purchased which invoices shall be available at all times for inspection by the commissioner or his duly authorized agent.

A violation of this section shall be punishable by a fine of not less than \$10, or more than \$30, and costs, for each offense, and in addition thereto, \$1 for each fish sold or purchased.'

Effective August 8, 1953