

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

Chapter 301

AN ACT Relating to Jurisdiction of Cases of Forcible Entry and Detainer of Recorders of Municipal Courts.

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

R. S., c. 122, § 3, amended. Section 3 of chapter 122 of the revised statutes is hereby amended to read as follows:

'Sec. 3. Jurisdiction. Trial justices ~~and~~, judges and recorders of municipal courts have jurisdiction of cases of forcible entry and detainer respecting estates within their counties. Such justices ~~and~~, judges and recorders have exclusive jurisdiction of such cases within their cities or towns unless interested and except in such cases in which such justices, judges or recorders are the plaintiffs; provided, however, that judges and recorders of municipal courts shall also have jurisdiction of such cases in all towns in which they are authorized to hold court, notwithstanding the fact that their residence may be in some other town. Such cases in which such justices, judges or recorders are the plaintiffs may be made returnable before any other municipal court within their county.'

Effective August 20, 1955

Chapter 302

AN ACT Relating to Organization of Certain Corporations Without Capital Stock.

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

R. S., c. 54, § 1, amended. Section 1 of chapter 54 of the revised statutes is hereby amended to read as follows:

'Sec. 1. Organization. When 7 or more persons desire to be incorporated as proprietors of a social, military, literary, scientific or county law library; as a Masonic lodge or chapter of any order or degree; as a Masonic association consisting of members of different orders or degrees; as a lodge of the Independent Order of Odd Fellows; as a lodge of the Knights of Pythias; as a tribe of the Improved Order of Redmen; as a division of the Sons of Temperance; as a tent of the Rechabites; as a grange of Patrons of Husbandry; as a Council of the Sovereigns of Industry; as a lodge of the Benevolent and Protective Order of Elks; as a Grand Army Post; as an American Legion Post; as a Veterans of Foreign Wars Post; as a Council of the Boy Scouts of America; as a relief or benefit association for mutual assistance; as a cemetery association; as a monument or memorial association; as a society to promote temperance; as a village improvement society; as an association for the promotion of good municipal government; as a chamber of commerce or board of trade; as a chapter of the Disabled American Veterans; as a post of the American Veterans of World War II; as a local citizens' group to foster, encourage and assist the location, settlement or resettlement of industry, manufacturing and other business enterprises in any locality within the State; as a yacht club; or for the purpose of preserving and maintaining a family homestead and the rights of descendants and of members of the family therein; or for any literary, scientific, musical, charitable, edu-

cational, social, military, agricultural, moral, religious or benevolent purpose; they may apply in writing to any justice of the peace in the county, who may issue his warrant, directed to one of said applicants, requiring him to call a meeting thereof at such time and place as the justice may appoint.'

Effective August 20, 1955

Chapter 303

AN ACT Repealing Expiration Date of Milk Tax.

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

P. L., 1953, c. 393, § 3, repealed. Section 3 of chapter 393 of the public laws of 1953 is hereby repealed, as follows:

'Sec. 3. ~~Limitation. The provisions of this act shall remain effective only until September 1, 1955.~~

Effective August 20, 1955

Chapter 304

AN ACT Prohibiting the Taking and Use of Herring Under Four Inches in Length.

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

R. S., c. 38, § 24-A, additional. Chapter 38 of the revised statutes is hereby amended by adding thereto a new section to be numbered 24-A, to read as follows:

'Sec. 24-A. Size of herring. Except for use as bait for fishing, it shall be unlawful for any person, firm or corporation to take from the coastal waters of Maine, or to sell, offer for sale, purchase, transfer in any manner, use, process, dispose of in any way or have in his possession for any purpose whatsoever herring less than 4 inches long, overall length measured from one extreme to another; except that when herring under 4 inches in length are mixed with longer herring and the herring of prohibited size represent less than 25% of the lot taken at any one time, sale or purchase, the foregoing provisions in this paragraph shall not apply. The tolerance of 25% herein set out shall be determined by numerical count of $\frac{1}{2}$ bushel of herring for each 500 bushels of herring or fraction thereof, taken at random from various parts of said lot. The Commissioner of Sea and Shore Fisheries and the Commissioner of Agriculture shall cooperate in the enforcement of the provisions of this section.

Any person, firm or corporation violating any of the provisions of this section shall be punished by a fine of not less than \$100 nor more than \$500 for each offense.'

Effective August 20, 1955