

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

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~~Fur bearers~~ On department-owned lands, the Commissioner may harvest and sell natural products of the land, including hay, timber and Christmas trees, and fur bearers may be removed from said game management areas by controlled trapping conducted under the direction of the Commissioner in which case the furs shall become the property of the State and the proceeds from their sale shall be used for maintenance of the game management areas.'

Effective August 28, 1957

Chapter 103

AN ACT Relating to Depositions in Probate Courts.

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

R. S., c. 154, § 6, amended. Section 6 of chapter 154 of the Revised Statutes, as amended by chapter 4 of the public laws of 1955, is hereby further amended to read as follows:

'Sec. 6. **Depositions.** When any of the witnesses of a will offered for probate, or any other witness whose testimony is required to prove the signatures of the testator or of the witnesses of such will, live out of the State or more than 30 miles distant or, by age or indisposition of body, are unable to attend court, their depositions, taken as provided in chapter 117 or before a magistrate, notary public or justice of the peace authorized by commission from the judge, shall be competent evidence in the absence of such witnesses.'

Effective August 28, 1957

Chapter 104

AN ACT Relating to Branding of Potatoes.

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

Sec. 1. R. S., c. 32, § 295, amended. The 1st sentence of section 295 of chapter 32 of the Revised Statutes is hereby amended to read as follows:

'The grades for potatoes recommended by the Bureau of Agricultural Economics of the United States Department of Agriculture and recognized in the central markets of the country as government grades and such other grades as may be promulgated by the Commissioner under the provisions of sections 32 to 38, inclusive, are The official state grades for potatoes shall be promulgated by the Commissioner under the provisions of sections 32 to 38, inclusive, and made the official state grades for potatoes 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 name and address or serial number of the person producing or marketing the product, as well as the name and grade, state or federal, of the product contained therein.'

Sec. 2. R. S., c. 32, § 296, amended. The 1st and 2nd sentences of section 296 of chapter 32 of the Revised Statutes are hereby amended to read as follows:

'It shall be unlawful for any person, firm, association, organization or corporation, or agent, representative or assistant to any person, firm, association, organization or corporation to expose for sale, or sell, ship, deliver or consign or have in possession potatoes prepared for market unless such container has been legibly and conspicuously tagged, branded, labeled or stenciled before being removed from the premises where prepared for market with the name and address of the person or persons responsible for the grading and packing, and the name of the grade, together with true net contents net weight and the word "potatoes." When tags are used, U. S. No. 1 grade shall be declared on a white tag, U. S. commercial on a yellow tag and U. S. No. 2 on a red tag. It shall be unlawful for any person, firm, association, organization or corporation or agent, or representative, or assistant to any person, firm, association, organization or corporation to expose for sale or sell at wholesale or retail any potatoes unless the container in which such potatoes have been placed has been legibly and conspicuously tagged, branded, labeled or stenciled with the name and address of the person or persons responsible for the grading and packing and the names of the grade together with the true net contents of said container.'

Sec. 3. R. S., c. 32, § 297, amended. The 1st sentence of section 297 of chapter 32 of the Revised Statutes is hereby amended to read as follows:

'No person, firm, association, organization or corporation or agent, representative or assistant to any person, firm, association, organization or corporation shall sell, expose for sale or ship for sale potatoes in open or closed packages if the packages containing them or the label on them shall bear any statement, design or device regarding such potatoes which shall be false or misleading in any particular or if such potatoes are packed in such a manner that the face or shown surface shall not be an average of the contents of the package, or if such potatoes fail to meet the minimum grade requirements established as a state grade by the Commissioner of Agriculture.'

Sec. 4. R. S., c. 32, § 298, amended. The 2nd paragraph of section 298 of chapter 32 of the Revised Statutes is hereby repealed as follows:

~~'Potatoes which do not meet the established grades as provided by section 295 may be sold as "culls" provided the package or container is conspicuously marked with the word "culls" in 3 inch red blocked letters.'~~

Effective August 28, 1957

Chapter 105

AN ACT Relating to the Appointment of the State Humane Agents.

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

R. S., c. 140, § 23, amended. Section 23 of chapter 140 of the Revised Statutes is hereby amended to read as follows:

'Sec. 23. Governor and Council to appoint State Humane Agents. ~~Upon application by the mayor and aldermen of any city, the selectmen of any~~