

# MAINE STATE LEGISLATURE

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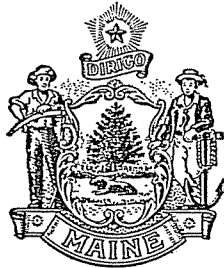
EIGHTH REVISION

THE  
REVISED STATUTES

OF THE  
STATE OF MAINE

PASSED SEPTEMBER 20, 1944, AND TAKING EFFECT  
DECEMBER 30, 1944

VOLUME II



By the Authority of the Legislature

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AUGUSTA  
KENNEBEC JOURNAL PRINT

## STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED FORTY-FOUR.

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**AN ACT TO REPEAL THE ACTS CONSOLIDATED IN THE REVISED STATUTES OF THE YEAR ONE THOUSAND NINE HUNDRED AND FORTY-FOUR.**

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

Sec. 1. The public acts, passed during the years hereinafter named and herein designated, are repealed, except so far as they are preserved or excepted in the following sections; but no other acts or parts of acts are repealed:

1930

All the chapters of the revised statutes of the year one thousand nine hundred and thirty numbered 1 to 165, inclusive, except:

Chapter 11, section 35, relating to state fire wardens and their duties.

Chapter 11, section 37, relating to use of non-combustible wads by hunters.

Chapter 11, section 38, relating to suspension by governor of open season for hunting or fishing.

Chapter 11, section 39, relating to penalty for catching fish.

Chapter 11, section 40, relating to publishing, posting and filing of governor's proclamation.

Chapter 11, section 41, relating to annulment of governor's proclamation.

Chapter 11, section 60, relating to copies of law of R. S. 1930, chapter 11, sections 35, 37, 38, 39, 40 and 41.

Chapter 11, section 61, relating to penalty for violation of law relative to R. S. 1930, chapter 11, sections 35, 37, 38, 39, 40 and 41.

Chapter 29, section 120, relating to previously made rules, etc., concerning office of secretary of state and public utilities commission.

Chapter 38, entitled "Inland Fisheries and Game", and amendments thereto.

Chapter 39, section 22, relating to election of officers of the Maine state agricultural society.

Chapter 39, section 23, relating to powers of Maine state agricultural society.

Chapter 84, entitled "The Insolvent Law", and amendments thereto.

Chapter 125, section 9, relating to retirement pay of stenographers of supreme judicial court and superior court.

Chapter 125, section 23, relating to salary of commissioner of inland fisheries and game.

Chapter 129, section 3, relating to carelessly shooting a human while hunting.

Chapter 129, section 4, relating to investigation of violations of chapter 129, section 3.

Chapter 162, section 54, relating to inapplicability of "Uniform Bills of Lading Act" to bills made prior to July 6, 1917.

Chapter 163, section 59, relating to inapplicability of "Uniform Warehouse Receipts Act" to receipts made prior to July 6, 1917.

Chapter 164, section 195, relating to inapplicability of "Uniform Negotiable Instruments Act" to negotiable instruments made prior to July 6, 1917.

Chapter 165, section 77, relating to inapplicability of "Uniform Sales Act" to sales or contracts to sell made prior to July 9, 1923.

## 1931

Chapters 1 to 281, inclusive, and chapters 282 and 283 of the public laws enacted at the special session of the year 1932, except:

Chapter 67, relating to bathing in west basin of China Lake.

Chapter 105, relating to pollution of waters of Chase's Pond.

Chapter 180, relating to suspension of open season for hunting and fishing.

Chapter 216, article I, section 1, the portion of said section as follows: "The provisions of this act shall not be construed to apply to the judiciary, the University of Maine, the state normal schools, the Port of Portland Authority, the executive council nor the legislature, except when expressly specified."

Chapter 276, designating "The Arnold Highway".

Also chapters 43, 51, 52, 54, 56, 63, 74, 77, 82, 84, 85, 87, 91, 99, 101, 104, 106, 108, 118, 122, 123, 125, 127, 128, 135, 141, 142, 147, 173, 184, 185, 186, 191, 193, 207, 208, 212, 220; 225, §§ 14, 20, 22, 25, 26; 226, 227, 232, 233, 237, 243, 257, 260, 268, 270; and 277, §§ 7, 12 (2nd paragraph), 21, 27, 30, 35, 41, 42, 45 (that part relating to ice fishing), 53 (3rd paragraph), 57, 61, and 62, relating to and affecting the department of inland fisheries and game, its laws, rules, and regulations.

## 1933

Chapters 1 to 268, inclusive, chapters 269 to 296, inclusive, of the public acts enacted at the special sessions of the year 1933, and chapters 297 to 301, inclusive, of the public laws enacted at the special session of the year 1934, except:

Chapter 1, section 83, relating to duties of registrar of vital statistics as to completed returns.

Chapter 1, section 84, relating to completion of vital statistics returns by town clerks.

Chapter 1, section 85, relating to inscriptions on gravestones to be copied and recorded.

Chapter 1, section 86, relating to fees for certified copies of vital statistics records, and appropriation.

Chapter 98, relating to designation of "The Arnold Trail".

Chapter 127, relating to speed of motor boats in certain waters in the Belgrade Lakes.

Chapter 128, relating to use of outboard or inboard motors on Kennebago Stream.

Chapter 148, section 43, relating to inheritance and estate tax laws.

Chapter 243, relating to reconstruction finance corporation laws for cities and towns in construction of water works.

Chapter 251, relating to reconstruction finance corporation laws for cities and towns in construction of sewerage works.

Chapter 280, section 2, relating to capacity of domestic mutual fire insurance companies to borrow funds.

Also chapters 17, § 3; 28, 32, 43, 52, 55, 61, 67, 68, 69, 74, 75, 76, 78, 79, 80, 81, 82, 83, 84, 87, 90, 91, 120, 126, 129, 131, 134, 142, 143, 145, 149, 150; 160, § 1; 164; 165, §§ 1, 3; 179, 187, 189, 190, 192, 214, 218, 221, 222, 253; 255, § 1; and 279, relating to and affecting the department of inland fisheries and game, its laws, rules, and regulations.

## 1935

Chapters 1 to 191, inclusive, and chapter 192 of the public laws enacted at the special session of the year 1936, except:

Chapter 7, relating to the taking of clams in the town of Winter Harbor.

Chapter 15, relating to the taking of clams in Cranberry Isles.

Chapter 19, relating to a separate polling district for Rockwood.

Chapter 27, relating to deposit of rubbish in Damariscotta River.

Chapter 51, section 6, relating to annual appropriation for branding potatoes.

Chapter 144, section 2, (g), relating to certain laws not applicable to state parks.

Also chapters 5, § 1; 12, 16, 20, 22, 25, 34, 56, 67, 70, 128, 143, 156, 164, 166, 167, 171, 174, 181, 184, 185, and 188, relating to and affecting the department of inland fisheries and game, its laws, rules, and regulations.

## 1937

Chapters 1 to 246, inclusive, and chapters 247 to 252, inclusive, of the public laws enacted at the special session of the year 1937, except:

Chapter 179, relating to perambulation of Maine and New Hampshire boundary line.

Chapter 221, section 23, relating to employees in personnel service of the state on July 24, 1937.

Also chapters 2, 17, 19, 20, 21, 23, 24, 27, 28, 29, 31, 38, 57, 59, 60, 61, 63, 66, 70, 74, 75, 77, 85, 86, 88, 92, 96, 116, 117, 122, 123, 126, 128, 131, 133, 148, 154, 170, and 205, relating to the department of inland fisheries and game, its laws, rules, and regulations.

## 1939

Chapters 1 to 298, inclusive, and chapters 299 to 318, inclusive, of the public laws enacted at the special sessions of the year 1940, except:

Chapter 12, relating to permits for use of great ponds.

Chapter 46, relating to All Maine Fair Association.

Chapter 296, §§ 5, 6, 7, 8, 9, and 10, amending P. & S. L. 1913, chapter 239 and P. & S. L. 1917, chapter 145.

Chapter 308, section 4, relating to conveyance of certain land owned by the state.

Also chapters 5, 13, 68, 69, 71, 72, 73, 76, 108, 121, 124, 131, 133, 136, 185, 188, 190 (that part which constitutes the 1st paragraph of R. S. 1930, chapter 38, section 61), 196, 216, 219, 226, 229; 231, § 1; 232, 233, 268, 281; and 311, § 2, relating to the department of inland fisheries and game, its laws, rules, and regulations.

## 1941

Chapters 1 to 304, inclusive, and chapters 305 to 330, inclusive, of the public laws enacted at the special session of the year 1942, except:

Chapter 104, section 1, the portion of said section as follows: "provided, however, that actions, suits or proceedings for breach of promise to marry already begun before the effective date of this act (July 26, 1941) may be maintained and prosecuted to final judgment."

Chapter 173, section 2, relating to validating proceedings in taking of land for municipal airports.

Chapter 196, section 3, relating to appointment of new member of personnel board.

Chapter 203, section 2, relating to legislative intent of act dealing with new trial on ground of newly discovered evidence.

Chapter 233, section 12, relating to construction of "Uniform Declaratory Judgments Act."

Chapter 237, relating to the "Sabotage Prevention Act."

Chapter 254, relating to Bang's disease.

Chapter 305, relating to civilian defense.

Chapter 314, relating to Atlantic States Marine Fisheries Compact.

Chapter 327, relating to validating certain acts of notaries public.

Chapter 330, relating to standard time during the present emergency.

Also chapters 10, § 1; 22, 26, 36, 52, 56, 78, 95, 98, 100, 101, 110, 116, 121, 148, 153, 154, 155, 156, 162, 164, 169, 179, 181, 182, 184; 185, § 1; 189, 200, 210, 262, 308, and 321, relating to the department of inland fisheries and game, its laws, rules, and regulations.

### 1943

Chapters 1 to 359, inclusive, except:

Chapter 15, section 1, relating to regulation, supervision and control of motor vehicles transporting for hire petroleum products during the present emergency.

Chapter 19, section 4, relating to the validating of permits by cities and towns to pipe line companies.

Chapter 35, relating to payment of costs of suspending open season for hunting and fishing.

Chapter 67, section 2, relating to writs, etc. of municipal courts in Washington county.

Chapter 75, section 1, relating to the taking of herring and the packing and canning of sardines until January 1, 1946.

Chapter 75, section 2, relating to license period for packing sardines until January 1, 1946.

Chapter 75, section 3, relating to fee of packers of sardines until January 1, 1946.

Chapter 87, relating to stipend for agricultural societies during the war emergency.

Chapter 102, relating to clerk hire in offices in Knox county until July 9, 1945.

Chapter 131, the portion of said chapter as follows: "and, provided further, that the requirement of attendance of at least 2 days at said annual educational program as a condition for the renewal of said license, be and hereby is suspended until 6 months after the date of cessation of hostilities in the present war."

Chapter 147, relating to the operation of normal schools during the war.

Chapter 155, section 1, the portion of said section as follows: "or for a total of 36 months within a 3 to 4 year period when such college or university has adopted compressed or accelerated courses during the present war emergency and 6 months thereafter."

Chapter 157, relating to motor vehicle operators' licenses for members of the armed forces.

Chapter 160, relating to the definition of the word "plate" in the motor vehicle laws during the present emergency.

Chapter 161, relating to the salary of the sheriff of Knox county until July 9, 1945.

Chapter 174, relating to the salary of register of deeds of Kennebec county until July 9, 1945.

Chapter 178, relating to clerk hire in the Cumberland county clerk of courts' office until July 9, 1945.

Chapter 183, relating to clerk hire in the office of the recorder of the Portland municipal court until July 9, 1945.

Chapter 189, section 1, relating to salary of the county treasurer for the county of Kennebec until July 9, 1945; section 2, relating to clerk hire in county offices for the county of Kennebec until July 9, 1945.

Chapter 202, relating to compensation of register of deeds of the northern district of Aroostook county until July 9, 1945.

Chapter 224, relating to the withholding of the federal victory tax.

Chapter 229, relating to the salaries of clerks in county offices in Oxford and Penobscot counties during the present emergency.

Chapter 235, sections 1 and 2, relating to conveyances of municipal airport lands to the United States.

Chapter 250, relating to the compensation of the judge of probate of Knox county until July 9, 1945.

Chapter 260, relating to local agencies cooperating with federal government in housing problems.

Chapter 273, section 1, relating to temporary admission to practice medicine.

Chapter 275, relating to the salary of the register of probate of Sagadahoc county until July 9, 1945.

Chapter 288, relating to cooperation of state highway commission with the commissioner of public roads of the United States.

Chapter 291, relating to compensation of fire wardens until April 8, 1945.

Chapter 292, relating to Sunday bowling during the present emergency.

Chapter 298, relating to salaries of clerks in the county offices in Piscataquis county until July 9, 1945.

Chapter 299, relating to the hunting and trapping of foxes.

Chapter 300, section 2, relating to employees in military service during the present emergency.

Chapter 300, section 3, relating to employment of aliens by the state during the present war emergency.

Chapter 301, that portion of said chapter as follows: "and (9), only during the duration of the present war with Germany, Italy, Japan and other foreign countries, and 6 months after the termination of said war, of any independent contractor transporting agricultural products or farm supplies, exclusively, for 1 or more owners or operators of farms."

Chapter 311, relating to automobile travel of state employees until July 9, 1945.

Chapter 315, relating to licenses for sale of malt beverages during the present emergency.

Chapter 317, section 8, relating to the intent of the milk control board act.

Chapter 319, relating to rebate of registration fees on motor vehicles taken by eminent domain.

Chapter 320, section 1, that portion of said section as follows: "All bonds written before the effective date of this act (July 9, 1943), in compliance with existing statutes, shall continue in force until their normal expiration dates as though the statutes hereinafter repealed had remained in full effect; no official or employee who has furnished a bond before the effective date of this act, while the bond is in force, shall be obliged to give a new bond until the normal expiration date of the existing bond."

Chapter 326, relating to the salary of various officers of Waldo county until July 9, 1945.

Chapter 340, relating to compensation of the county attorney and assistant county attorney for Androscoggin county until July 9, 1945.

Chapter 342, relating to relief for businesses in financial distress until July 1, 1945.

Chapter 353, relating to post war planning.

Also chapters 8, 10, 13, 18, 31, 34, 37, 44, 45, 47, 53; 70, § 2; 92, § 1; 120, 128, 137, 141, 169, 186, 194, 225, 233, 255; 256, §§ 1, 2, 3, and 5; and 269, § 6, relating to the department of inland fisheries and game, its laws, rules, and regulations.

Sec. 2. The private and special acts, passed during the years hereinafter named and herein designated, are repealed; but no other such acts are repealed:

#### 1933

Chapter 116, relating to cooperation of state highway department with federal government.

Chapter 123, sections 1, 2, and 3, relating to acquisition of land in this state for national forests, and granting certain rights to United States.

#### 1935

Chapter 61, relating to construction of state aid roads in Indian Township.

Chapter 84, sections 1, 2, and 3, relating to permission for national forests in Maine.

#### 1937

Chapter 101, relating to construction of state aid roads in Indian Township.

Chapter 105, Titles I and II, relating to old age assistance.

Chapter 105, Title III, relating to the school equalization fund.

#### 1939

Chapters 77, §§ 1 and 2; 88, 90, 91, 97, and 116, § 1, relating to old age assistance.

Chapter 121, relating to treasurer of state as custodian of federal funds for vocational training.

#### 1941

Chapter 87, section 2, relating to applications for old age assistance.

Chapter 99, section 3, relating to signatures on state bonds.

#### 1943

Chapter 27 and chapter 69, section 2, relating to old age assistance.

Sec. 3. The resolves, passed during the years hereinafter named and herein designated, are repealed; but no other such resolves are repealed:

#### 1919

Chapter 117, relating to display of the flag at voting places.

Sec. 4. The repeal of the acts and parts of acts aforesaid does not revive any of the acts repealed by them. Acts of incorporation declared to be public acts



are not repealed. The acts declared to be repealed remain in force for the trial and punishment of all past violations of them; and for the recovery of penalties or forfeitures already incurred; and for the preservation of all rights and their remedies existing by virtue of them; and so far as they apply to any office, trust, judicial proceeding, right, contract, limitation, or event already affected by them.

Sec. 5. This act shall take effect on the thirtieth day of December nineteen hundred forty-four.

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IN HOUSE OF REPRESENTATIVES, Sept. 20, 1944.

Read three times and passed to be enacted.

F. ARDINE RICHARDSON,  
*Speaker.*

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IN SENATE, Sept. 20, 1944.

Read twice and passed to be enacted.

HORACE HILDRETH,  
*President.*

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Approved Sept. 20, 1944.

SUMNER SEWALL,  
*Governor.*