

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

115-

OF THE

FORTY-NINTH LEGISLATURE

OF THE

STATE OF MAINE.

1870.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 26, 1840, and March 16, 1842.

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1870.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1870.

CHAP. 118.

Chapter 118.

An act to amend chapter two hundred and sixty-four of the public laws of eighteen hundred and sixty-four, relating to the distribution of lists of magistrates.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Public laws 1864, chap. 264, requiring secretary of state to furnish lists of justices and other officers to clerks of courts, amended.

SECT. 1. Section one of chapter two hundred and sixty-four, is amended, so as to read as follows :

'Sect. 1. The secretary of state shall, on or before the first day of June next, forward to the clerks of courts and registers of probate in the several counties, a list of all justices of the peace, justices of the peace and quorum, trial justices, United States pension agents, and notaries public in this state, whose commissions shall then be in force and the evidence of whose qualifications has been filed in his office. Such list shall contain the name and place of residence of every such officer, the date of his commission and the county or counties for which he is commissioned. And he shall forward to said clerks and registers on the first day of December and of June annually thereafter, a similar list of all such officers commissioned and qualified during each preceding period of six months.'

SECT. 2. This act shall take effect when approved.

Approved March 10, 1870.

Chapter 119.

An act additional to chapter three of the revised statutes, relating to town treasurers and collectors.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Office of treasurers and collectors in certain towns incompatible with assessor.

SECT. 1. Treasurers or collectors of towns and plantations having more than fifteen hundred inhabitants shall not be members of the boards of selectmen or assessors.

SECT. 2. This act shall take effect when approved but shall not apply to any persons in office when it takes effect.

Approved March 10, 1870.

Chapter 120.

An act to regulate the taking of porgies or menhaden in the waters of Maine.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

Penalty for setting seine within three miles of shore for taking

SECT. 1. No person shall set or use any seine within three miles of the shore in any waters of this state, for the purposes of taking menhaden or porgies, under a penalty of not less than one hundred

nor more than five hundred dollars, and the forfeiture of all vessels, boats, craft, and apparatus employed in such unlawful fishing, for each offence; but a net of less than one hundred and forty meshes deep, shall not be deemed a seine.

CHAP. 121.
menhaden or
porgies.

SECT. 2. Any person who shall cast or deposit, or cause to be thrown or deposited into any of the navigable waters of this state, any punice, scraps or other offal arising from the making of oil, or slivers for bait, from menhaden or herring, shall pay a fine of not less than fifty nor more than one thousand dollars for each offence.

Penalty for throw-
ing fish offal into
navigable waters.

SECT. 3. All penalties and forfeitures named in this act, may be recovered by indictment or action of debt in the name and to the use of the county in which the offence was committed; and there shall be a lien on all boats, vessels, crafts, and apparatus of any kind found in the possession of any persons violating any of the provisions of this act, whether owned by them or not; and they may be attached in such action, and held to respond to the judgment for the penalties, forfeitures and costs in this act, as in other cases, and any trial justice on complaint, may cause the arrest of the accused, and seizure of the property alleged to be forfeited, and detain the same until a trial may be had in the proper courts; and in case of conviction, the said property shall be decreed forfeited to the uses aforesaid, to be sold in the manner as goods taken on execution, and (except on the offence specified in section one of this chapter) the balance, after deducting fines and costs, shall be paid to the persons legally entitled to receive it.

How the penalties
are to be recov-
ered.

SECT. 4. Chapter thirty-six of the public laws of eighteen hundred and sixty-nine, is hereby repealed.

Public laws 1869,
chap. 36, re-
pealed.

SECT. 5. This act shall take effect when approved.

Approved March 10, 1870.

Chapter 121.

An act to provide for the organization of plantations.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The county commissioners of the counties containing unincorporated townships, shall at the expiration of every period of five years from March, in the year of our Lord one thousand eight hundred and sixty-one, determine from the United States census when taken the preceding year, and by actual enumeration when not so taken, what townships have not less than two hundred and fifty inhabitants, and make a suitable description and

County commis-
sioners to return
to secretary of
state every five
years a descrip-
tion of townships
containing more
than two hundred
and fifty inhabi-
tants.