

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1885.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 18, 1840, and March 16, 1842.

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AUGUSTA :  
SPRAGUE & SON, PRINTERS TO THE STATE.  
1885.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1885.

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SECT. 2. No person to whom such commission may be granted, shall sell, offer for sale, or take any compensation for specimens of birds, nests or eggs, nor dispose of the same by gift or otherwise, to be taken from the state, except by exchange of specimens for scientific purposes, and for any violation of any of the provisions of this section such person shall be subject to a fine of not less than ten nor more than fifty dollars, to be recovered by complaint before any trial justice or municipal judge, one-half to the complainant and one-half to the county where the proceedings are commenced.

Penalty for violation of provisions.

SECT. 3. This act shall not authorize the taking, capturing or killing any bird or taking the nests or eggs thereof, on Sunday.

Killing of birds, etc., on Sunday not authorized.

SECT. 4. The commissions authorized by this act shall be in force for two years only, from the date of their issue, and for each commission there shall be paid to the state, a fee of five dollars.

Tenure.

Fees.

SECT. 5. Whenever the fish and game commissioners shall so request, the governor shall recall and cancel any commission issued by the authority of this act.

Commission may be canceled.

Approved March 5, 1885.

### Chapter 334.

An Act to amend and make clear section sixty-three of chapter three of the Revised Statutes, relating to Fish Weirs on the sea shore.

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

SECT. 1. Section sixty-three of chapter three of the revised statutes shall be amended as follows, namely: That the words 'or maintained' shall be inserted after the word "erected" in the third line, the words 'for each offence' after the word "dollars" in the fourth line, and the words 'all acts or parts of acts inconsistent with this act are hereby repealed,' shall be added at the end of the last line, so that this section, when amended, shall read as follows:

Sec. 63, ch. 3.  
R. S., amended.

'SECT. 2. No fish weir or wharf shall be extended, erected or maintained except in accordance with this chapter; and no fish weir shall be erected or maintained in tide waters below

Certain weirs excepted.

—no weirs to be set up in waters without consent of owner of shore or flats.

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low water mark in front of the shore or flats of another without the owner's consent, under a penalty of fifty dollars for each offence to be recovered in an action of debt by the owner of said shore or flats ; but this chapter does not apply to weirs, the materials of which are chiefly removed annually, provided that they do not obstruct navigation, nor interfere with the rights of others. All acts or parts of acts inconsistent with this act are hereby repealed.'

Inconsistent acts repealed.

Approved March 5, 1885.

Chapter 335.

An Act to amend section twelve of chapter three of the Revised Statutes, relating to the Election of Selectmen.

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

Sec. 12, ch. 3, R. S., amended.

Section twelve of chapter three of the revised statutes of eighteen hundred and eighty-three, is hereby amended by adding after the last word in said section, the following : 'until they have completed their duties as treasurers and collectors and had a final settlement with the town,' and further amended by striking out the words "having more than fifteen hundred inhabitants," in said section twelve, so that said section, when amended, shall read as follows :

Annual meetings when to be held.

'SECT. 12. Annual town meetings shall be held in March, and the voters shall then choose, by a major vote, a clerk, three, five or seven inhabitants of the town to be selectmen and overseers of the poor, when other overseers are not chosen, three or more assessors, two or more fence viewers, treasurer, surveyors of lumber, tythingmen, sealers of leather, measurers of wood and bark, constables, collectors of taxes and other usual town officers; and if one-third of the voters present are in favor thereof, they shall choose, by a major vote, one auditor of accounts, all of whom shall be sworn. Treasurers and collectors of towns shall not be selectmen or assessors, until they have completed their duties as treasurers and collectors and had a final settlement with the town.'

—officers, number of, how chosen.

—a third of voters may have an auditor chosen.

—treasurers and collectors of towns cannot be selectmen or assessors.

Approved March 5, 1885.