

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-NINTH LEGISLATURE

OF THE

## STATE OF MAINE

1899.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1899.

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## Chapter 81.

An Act to amend and additional to Chapter two hundred eighty-five, Public Laws of eighteen hundred ninety-seven, relating to Sea and Shore Fisheries.

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

Section 39,  
chapter 285,  
public laws  
1897,  
amended.

Section 1. Section thirty-nine of chapter two hundred eighty-five of the public laws of eighteen hundred ninety-seven, is hereby amended by inserting after the word "taken" in the sixth line of said section, the words, 'in a gauge with a cleat upon each end of the same, measuring ten and one-half inches between said cleats' and by striking out after the word "lobster," in the seventh line of said section the words, "extended on the back," and by inserting in place thereof the following; 'laid upon its back and extended upon its back upon the gauge, without stretching or pulling, to the end of the bone of the middle flipper of the tail,' and by striking out the word "five" in the tenth line of said section, and inserting in lieu thereof the word 'one' so that said section, when amended, will read as follows:

Unlawful  
to take etc.,  
lobsters  
less than  
ten and  
one-half  
inches.  
—how  
measured.

'Section 39. It is unlawful to catch, buy or sell, or expose for sale, or possess for any purpose, any lobster less than ten and one-half inches in length, alive or dead, cooked or uncooked, measured in manner as follows: Taking the length of the back of the lobster, measured from the bone of the nose to the end of the bone of the middle flipper of the tail, the length to be taken in a gauge with a cleat upon each end of the same, measuring ten and one-half inches between said cleats, with the lobster laid upon its back and extended upon its back, upon the gauge, without stretching or pulling, to the end of the bone of the middle flipper of the tail, its natural length, and any lobster shorter than the prescribed length when caught, shall be liberated alive at the risk and cost of the parties taking them, under a penalty of one dollar for each lobster so caught, bought, sold, exposed for sale, or in the possession not so liberated. The possession of mutilated, uncooked lobsters shall be prima facie evidence that they are not of the required length.'

—short lob-  
sters shall  
be liberated.

—penalty.

Section 41,  
amended.

Section 2. Section forty-one of said chapter two hundred and eighty-five is hereby amended by striking out the word "five," after the word "of" in the sixth line of said section, and inserting in lieu thereof the word 'one,' so that said section, when amended, will read as follows:

Unlawful to  
can, etc.,  
lobsters  
less than  
ten and  
one-half  
inches.

'Section 41. It shall be unlawful to can, preserve or pickle lobsters less than ten and one-half inches in length, alive or dead, measured as aforesaid; and for every lobster canned, preserved or pickled contrary to the provisions of this section, every

person, firm, association or corporation so canning, preserving or pickling, shall be liable to a penalty of one dollar for every lobster so canned, preserved or pickled contrary to the provisions of this section, and a further penalty of three hundred dollars for every day on which such unlawful canning, preserving or pickling is carried on.'

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—penalty  
for vio-  
lation.

Section 3. Section forty-eight of said chapter two hundred and eighty-five is hereby amended by striking out all of said section and inserting in lieu thereof, the following:

Section 48,  
amended.

'Section 48. All fines and penalties under this act may be recovered by complaint, indictment or action of debt brought in the county where the offense is committed. The action of debt shall be brought in the name of the commissioner of sea and shore fisheries, and all offenses under, or violations of, the provisions of this statute, may be settled by the commissioner of sea and shore fisheries, upon such terms and conditions as he deems advisable. All fines, penalties and collections under this act shall be paid into the treasury of the county where the offense is committed, and by such treasurer, to the state treasurer, to be added to and make a part of the appropriation for sea and shore fisheries.'

Fines an-  
penalties,  
how recover-  
ed and  
disposed of.

Approved March 15, 1899.

## Chapter 82.

An Act establishing the salary of the County Attorney for the County of Aroostook.

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

Section 1. The county attorney for the county of Aroostook shall receive an annual salary from the treasurer of state, of six hundred dollars, payable quarterly on the first days of January, April, July and October in each year, beginning on the first day of April, eighteen hundred and ninety-nine, instead of the salary now provided by law.

Salary of  
county at-  
torney for  
Aroostook  
county, es-  
tablished.

Section 2. All acts and parts of acts, inconsistent with this act, are hereby repealed.

Approved March 15, 1899.