

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the One Hundred and First Legislature

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from ~~Pennesseewassee lake, Little Pennesseewassee lake, Sand pond, and any driven or artesian wells in said town~~ any surface or underground brook, well, lake, pond, river, stream, spring or vein of water in said Town of Norway or in the Town of Oxford.'

Sec. 2. P. & S. L., 1941, c. 55, § 3, amended. The first paragraph of section 3 of chapter 55 of the private and special laws of 1941 is amended to read as follows:

'The said district, for the purposes of its incorporation, is hereby authorized, to take and hold as for public uses, by purchase or otherwise including by right of eminent domain any lands or interests in the Town of Norway and the Town of Oxford or water rights necessary for erecting and maintaining dams, for flowage, for power for pumping its water supply through its mains, for reservoirs, for wells, for preserving the purity of the water and watershed, for laying and maintaining aqueducts and other structures for taking, distributing, discharging and disposing of water and for rights-of-way or roadways to its sources of supply, dams, power stations, reservoirs, mains, aqueducts, structures and lands.'

Sec. 3. P. & S. L., 1941, c. 55, § 3, amended. The 2nd paragraph of section 3 of chapter 55 of the private and special laws of 1941 is amended to read as follows:

'The said district is hereby authorized to lay in and through the streets, roads, ways and highways of the ~~town~~ Towns of Norway and Oxford and across private lands therein, and to maintain, repair and replace all such pipes, aqueducts, and fixtures as may be necessary and convenient for its corporate purposes, and whenever said district shall lay any pipes, or aqueducts in any street, road, way or highway it shall cause the same to be done with as little obstruction as practicable to the public travel, and shall at its own expense without unnecessary delay cause the earth and pavement removed by it to be replaced in proper condition.'

Emergency clause. In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective February 21, 1963

Chapter 26

AN ACT Relating to Taking of Alewives in Town of Blue Hill.

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

Sec. 1. P. & S. L., 1959, c. 155, § 36-A, additional. Chapter 155 of the private and special laws of 1959 is amended by adding a new section 36-A, to read as follows:

'**Sec. 36-A. Taking of alewives in Blue Hill.** Exclusive rights to the taking of alewives from the brook which is the outlet of First Pond, and from all the brooks which connect First, Second, Third and Fourth Ponds, shall be optional with the Town of Blue Hill.'

The town, at its annual town meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose, or the privilege offered for sale by said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein. There shall be a 24-hour weekly closed season on alewives in all such waters from sunrise on each Saturday morning until sunrise on the following Sunday morning.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of Blue Hill and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town fails to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of Blue Hill.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.

Sec. 2. Limitation. The brooks mentioned in section 1 shall be closed to the taking of alewives for a period of 2 years after the effective date of this act. Such closing shall be enforced by the Department of Sea and Shore Fisheries. After such 2-year period has elapsed section 1 shall become effective.

Effective September 21, 1963

Chapter 27

AN ACT Relating to Closed Season on Scallops in Bagaduce River.

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

P. & S. L., 1959, c. 154, c. C, § 1, repealed. Section 1 of chapter C of chapter 154 of the private and special laws of 1959, is repealed as follows:

~~'Sec. 1. Taking scallops in Bagaduce River; penalty. In addition to the closed season provided for scallops under the Revised Statutes of 1954, chapter 37-A, there is a closed season on scallops in the waters of the Bagaduce River to a point at the mouth of said river marked by a line extending from Dice's Head in Castine through the southernmost point of Nautilus Island to the Brooksville shore, from the first day of November to the 31st day of the following December of each year. During that period it is unlawful to take or to fish for any scallops in that area, and it is unlawful to possess any scallops which were taken from that area during that period~~