

MAINE STATE LEGISLATURE

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March 21, 1938

To Arthur R. Greenleaf, Commissioner of Sea and Shore Fisheries
Re: Bagaduce River

. . . On one of the maps in the office, the Bagaduce River is shown as emptying into the Penobscot River; and in the official map of the Coast and Geodetic Survey it is shown apparently emptying into Penobscot Bay.

I cannot find any official ruling or statute which definitely establishes where the river ends and the bay begins. If the Bagaduce River is not a tributary of the Penobscot River, but is a tributary of Penobscot Bay, the restrictions on salmon fishing contained in Rule and Regulation No. 100, on Page 77 of your latest Revision, do not apply to it.

If you determine that Bagaduce River is a tributary of the Bay, then you will have to determine where the river ends and the bay begins.

If the matter is one of dispute, it would seem to me to be very advisable to keep in mind the necessity of asking the next Legislature to amend the statute and fix the various limits of the bay and rivers.

Franz U. Burkett
Attorney General