

# MAINE STATE LEGISLATURE

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# FORTY-NINTH LEGISLATURE.

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HOUSE.

No. 65.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY.

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AN ACT for the preservation of certain birds.

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

SECTION 1. Whoever takes, kills, destroys, or pursues with the intent of killing, destroying or taking with dogs, guns, traps, nets, snares, pitfalls, or any other device or contrivance whatsoever, any of the birds commonly known as partridge, quail, woodcock, snipe, to wit: *Tetrao umbellus*, *Perdix Virginianus*, *Scolopax minor*, *Scolopax Wilsonii*, except only between the first day of September and the first day of February, yearly and every year, he, she or they so offending shall forfeit and pay the sum of twenty dollars for each and every such offence, to be sued for and recovered with costs of suit in an action for debt,

13 to any person, before any justice of the peace of the  
14 county wherein such offence shall have been com-  
15 mitted. One half of the forfeit money shall be for the  
16 benefit of the person prosecuting for the same, and the  
17 remainder paid to the treasurer of the town or planta-  
18 tion wherein the offence shall have been committed,  
19 for the use of the town or plantation.

SECT. 2. Whoever shall have in their possession  
2 any of the birds commonly known as grouse, partridge,  
3 quail, woodcock or snipe, except only between the  
4 first day of September and the first day of February,  
5 yearly and every year, he, she or they so offending,  
6 shall be deemed to have killed, destroyed and taken  
7 the same, and shall be liable to the aforesaid penalties,  
8 for such killing, destroying and taking, to be sued for,  
9 recovered and disposed of as hereinbefore specified.  
10 Providing also, that these sections shall not apply to  
11 any person or persons who shall kill or trap any bird  
12 for the purpose of studying its habits or history, or  
13 having the same stuffed and set up as a specimen, nor  
14 to any person or persons who may have in his or her  
15 possession any of the above named birds, proving that  
16 the same were killed outside the limits of this state.

SECT. 3. This act shall take effect when approved.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
February 22, 1870. }

Reported from the Committee on Agriculture, by Mr. BOOTHBY,  
and printed under the rules.

S. J. CHADBOURNE, *Clerk.*