

MAINE STATE LEGISLATURE

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EXHIBIT "A."

Sixty-Seventh Legislature.

SENATE.

No. 3.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED
AND NINETY-FIVE.

AN ACT ameneatory of and additional to chapter forty of
the Revised Statutes, relating to Fish and Fisheries.

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

SECTION 1. Section 33 of chapter 40 of the Revised
2 Statutes is hereby amended so as to read as follows :

SECT. 33. The Governor, with the advice and consent
4 of Council, shall appoint three persons to be Commis-
5 sioners of Inland Fisheries and Game, who shall act as a
6 board and hold their office for three years, and until their
7 successors are appointed and qualified ; one of them shall

8 be skilled in fish culture and the habits and nature of food
9 fishes, moose, caribou and deer ; and one of them shall be
10 skilled in the habits and nature of game birds ; and one
11 of them shall be learned in the law ; they shall each receive
12 a yearly salary of dollars and actual traveling
13 expenses.

The Governor, with the advice and consent of Council,
15 shall also appoint one other commissioner, who shall have
16 general supervision of the sea and shore fisheries and shell
17 fish regulated by this chapter, and perform all other duties
18 prescribed by law. He shall hold office for three years,
19 unless sooner removed.

Chapter 40 of the Revised Statutes is hereby further
21 amended by adding thereto the following sections :

SECT. 75. Said Commissioners of Inland Fisheries and
23 Game shall examine dams and all other obstructions exist-
24 ing in all rivers and streams, and determine the necessity
25 of fish ways, and the location, form and capacity thereof ;
26 introduce and disseminate valuable species of food fish
27 into the inland waters of the state, and valuable food
28 birds into the state. They shall examine into the work-
29 ings of the inland fish and game laws, see that all viola-
30 tions thereof are duly prosecuted, and perform all other
31 duties prescribed by law. They shall report annually to
32 the Governor, on or before the thirty-first day of Decem-
33 ber, who shall cause three thousand copies to be printed.

SECT. 76. The Commissioners of Inland Fisheries and
35 Game shall have authority, upon petition of five or

36 more citizens of the state, or whenever they shall deem
37 it for the best interests of the state, after due notice and
38 public hearing in the locality to be affected, to regulate
39 the times and the places in which and the circumstances
40 under which game and inland fish may be taken ; but they
41 cannot authorize the taking of game or inland fish at a
42 time in which so doing is prohibited by general law of the
43 state.

SECT. 77. Whenever they deem it for the best inter-
45 ests of the state, after like notice and hearing, they may
46 entirely prohibit the taking of any kind of game or
47 inland fish in any part of the state for a series of years
48 not exceeding four.

SECT. 78. They may adopt, and from time to time
50 modify or repeal, such needful rules and regulations, not
51 contrary to the general laws of the state, as they may
52 deem necessary or proper for the protection and preser-
53 vation of the game and inland fish of the state, in con-
54 formity with the provisions of section 76 and 77 of this
55 chapter.

SECT. 79. They shall file in the office of the clerks of
57 the cities, towns and plantations in the territory to be
58 affected a copy of the rules and regulations adopted by
59 them, and publish the same three weeks successively in a
60 newspaper printed in the county and post on the banks of
61 waters to be affected as near as may be like notices ; and
62 whenever any such rules or regulations apply to any unor-

63 ganized township, a like copy shall be filed with the clerk
64 of courts for that county and published three weeks suc-
65 cessively in a newspaper printed in the county; they shall
66 also immediately upon the adoption of any rules and reg-
67 ulations contemplated by this act file an attested copy of
68 the same in the office of the secretary of state.

SECT. 80. Whoever fishes for, takes, catches, kills or
70 destroys any inland fish, in any manner or at any time, in
71 violation of any of the rules and regulations of the com-
72 missioners of inland fisheries and game, made and pro-
73 mulgated in conformity with the provisions of this chap-
74 ter, shall be punished in the same manner and to the same
75 extent as is provided for by law for the illegal taking,
76 catching, killing or destroying any such inland fish.

SECT. 81. Whoever at any time or in any manner shall
78 hunt, chase, catch, kill, take, have in possession, or
79 destroy any inland game in violation of any of the rules
80 and regulations of the commissioners of inland fisheries
81 and game made and promulgated in conformity with the
82 provisions of this chapter, shall be punished in the same
83 manner and to the same extent as is provided for by law
84 for the illegal hunting, chasing, catching, killing, taking,
85 having in possession, or destroying any such inland game.

SECT. 82. Any person who wilfully mutilates, defaces,
87 or destroys any notice, rule or regulation of the commis-
88 sioners of inland fisheries and game, posted in conformity
89 with the provisions of this act, shall be punished by a fine
90 not exceeding fifty dollars, to be recovered by complaint

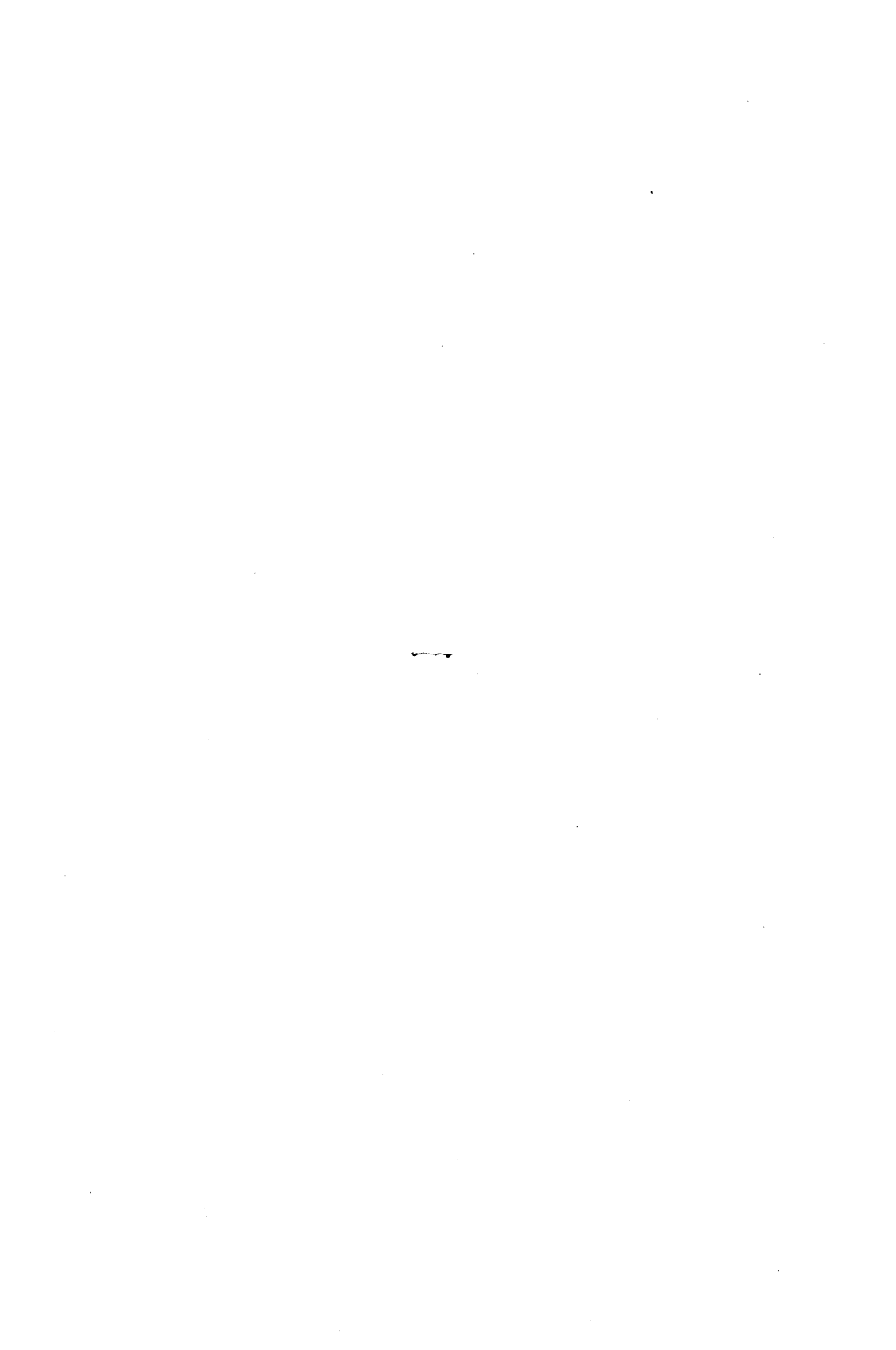
91 or indictment; one half of said fine shall be paid to the
92 prosecutor.

SECT. 83. Any number of persons not less than ten, a
94 majority of whom shall be citizens of the state, may form
95 an association for the purpose of propagating and protect-
96 ing fish and game within the state, and for that purpose
97 may make and sign articles of association, in which shall
98 be stated the name of the association, the residence of the
99 signers, the number of shares he agrees to take, and the
100 amount paid for each share, and the location of the waters
101 or territory to be affected.

SECT. 84. Whenever it is shown to the satisfaction of
103 the fish and game commissioners that said association
104 will not conflict with the general law of the state, and
105 will promote the fish and game interests of the state, and
106 upon the payment of twenty dollars for the benefit of the
107 state, said board shall endorse upon said articles a cer-
108 tificate of such fact and the approval of the board in
109 writing. And fish and game associations shall not be
110 otherwise organized.

SECT. 85. All acts and parts of acts inconsistent with
112 this act are hereby repealed.

SECT. 86. This act shall take effect when approved.



STATE OF MAINE.

IN SENATE, January 3, 1895.

Read, and on motion by Mr. SPOFFORD of Hancock, laid on the table
to be printed.

KENDALL M. DUNBAR, *Secretary*.