

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# SEVENTY-SECOND LEGISLATURE

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HOUSE.

No. 96

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND FIVE.

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AN ACT to amend chapter 41 of the Revised Statutes relating  
to Sea and Shore Fisheries.

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

Section 1. Section one of chapter forty-one of the Revised  
2 Statutes is hereby amended by adding to the end of said sec-  
3 tion the words: 'excepting the sardine fishery, concerning  
4 which no statement or estimate of the number of cases  
5 packed shall be made,' so that said section as amended, shall  
6 read as follows:

'Section 1. The governor, with the advice and consent of  
8 the council, shall appoint a commissioner who shall have  
9 general supervision of the sea and shore fisheries and shall  
10 fish regulated by this chapter, who shall hold his office for

11 three years and until his successor is appointed and qualified.  
12 He shall exercise supervision over all the fisheries and their  
13 products taken from the tide waters within the State, includ-  
14 ing the proper enforcement of all laws relating to the catch-  
15 ing, packing, curing, manufacturing, branding and trans-  
16 portation of all kinds of pickled, salt, smoked, fresh, canned,  
17 frozen shell or other fish. He shall make a detailed biennial  
18 report in the month of December, showing the amount of  
19 capital invested in, number of men employed in, value of  
20 products of, and any other information that he may be able  
21 to obtain relating to the sea and shore fisheries, excepting the  
22 sardine fishery, concerning which no statement or estimate  
23 of the number of cases packed shall be made.'

Sect. 2. Sections twenty-seven, twenty-eight, twenty-nine,  
2 thirty, thirty-one, thirty-two and thirty-three of said chapter  
3 forty-one are hereby repealed, and in lieu of said sections  
4 shall be inserted the following: Section 27:

'The commissioner of sea and shore fisheries shall require  
6 a strict observance of the following rules: Whoever takes,  
7 preserves, sells or offers for sale between the first day of  
8 December and the fifteenth day of the following April, any  
9 herring for canning purposes less than eight inches long,  
10 measured from one extreme to the other, or packs or cans  
11 sardines of any description, between the first day of Decem-  
12 ber and the fifteenth day of the following April, forfeits  
13 twenty dollars for every hundred cans so packed or canned,  
14 and for every hundred herring so taken. All cans shall be  
15 decorated, stamped or labeled with quality, packer's name  
16 and place of business, or merchant's name for whom the same  
17 are packed, except sardines packed in plain cans and shipped  
18 for buyers' labels or cartons. Whoever sells or offers for  
19 sale any sardines in cans not so decorated or labeled, shall  
20 forfeit one dollar for every can so sold or offered for sale, to

21 be recovered by complaint, indictment or action of debt. No  
22 person shall use in the herring fishery, in any of the waters of  
23 this State, torches or any artificial light, of any kind, for the  
24 purpose of catching herring, under a penalty of ten dollars  
25 for each offense.'

'Sect. 28. The commissioner of sea and shore fisheries  
27 shall insist upon the strict observance of the provisions of the  
28 preceding section and enforce the penalties for violation  
29 thereof.'

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

STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,  
Augusta, February 9, 1905.

Reported by Mr. PEACOCK from Committee on Shore Fisheries and  
ordered printed under joint rules.

E. M. THOMPSON, *Clerk*