

# MAINE STATE LEGISLATURE

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NEW DRAFT.

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# SEVENTY-SECOND LEGISLATURE

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HOUSE.

No. 570

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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 section 38 of chapter 41 of the Revised Statutes of Maine, relative to enforcement of penalty for illegal seining.

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

Section 38 of chapter 41 of the Revised Statutes of Maine 2 is hereby amended by striking out from said section the 3 words "in an" and substituting therefor the words 'by com- 4 plaint, indictment or' so that said section shall read as fol- 5 lows:

'No person shall use any purse or drag seines in the follow- 7 ing waters: In Casco bay north of a line drawn easterly 8 from Prince's point in the town of Yarmouth to Bear Island 9 in the town of Phippsburg excepting for smelts, bluebacks

10 and spurling; in Kennebec river above a line drawn across  
11 said river from Fort Popham in the town of Phippsburg to  
12 a point opposite at the lower end of Long Island in the town  
13 of Georgetown; in Sheepscot river above a bridge leading  
14 from Wiscasset to Edgecomb; in Damariscotta river above  
15 a line drawn from Farnum's head in the town of Boothbay  
16 to a point opposite on the shore in the town of Bristol,  
17 excepting the use of drag seines between the above line and  
18 The Ledges, for all fish excepting alewives; in Medomak  
19 river, above a line drawn from Martin's point in the town of  
20 Friendship, westerly by the northeast end of Hog Island to  
21 a point opposite in the town of Bremen, or take smelts in  
22 said river and its tributaries in any other way than by hook  
23 and line; in Georges river, above a line drawn from Hooper's  
24 point in the town of St. George, westerly past the northly  
25 end of Caldwell's island to a point opposite on the shore in  
26 the town of Cushing, or take smelts in said river and its  
27 tributaries in any other way than by hook and line, or dip-  
28 nets, and no individual shall take more than one-half bushel  
29 of smelts within a period of twenty-four hours with dip-  
30 net; in all bays, inlets, rivers and harbors east of the west  
31 shore of the Penobscot bay and river where any entrance to  
32 the same or any part thereof from main land to main land  
33 is not more than three nautical miles in width, but purse and  
34 drag seines may be used for the purpose of taking smelts in  
35 these waters, except in Bluehill bay. The taking of herring  
36 or fishing therefor, by the use of purse or drag seines and all  
37 other seines or nets, except the use of seines or nets in weirs,  
38 from the first day of June to the first day of November in  
39 the waters of Machias bay and its approaches inside of or to  
40 the northward of a direct line drawn straight from the  
41 highest summit of the island called The Brothers, easterly  
42 to a point one-half mile distant and due south from Libby  
43 island lighthouse, thence from said point easterly to the

44 southerly extremity of the southern island called Double  
45 Head Shots, is hereby prohibited. The use of purse or  
46 drag seines within a distance of one-half of a nautical mile  
47 from any fish weir in any of the waters of the State east of  
48 White Head on the west shore of Penobscot river is hereby  
49 prohibited but such seines may be used for the taking of  
50 smelts and for the purpose of taking fish in weirs but shall  
51 not be used in any water in which their use is prohibited by  
52 special or general law.'

Whoever violates any provision of this section shall be  
54 liable to a penalty not exceeding five hundred dollars for  
55 each offense, to be recovered by complaint, indictment or  
56 action of debt.

## STATE OF MAINE.

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HOUSE OF REPRESENTATIVES,

Augusta, March 18, 1905.

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

E. M. THOMPSON, *Clerk*