

# MAINE STATE LEGISLATURE

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SEVENTY-FIFTH LEGISLATURE

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HOUSE

NO. 118

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*In House of Representatives, Feb. 7, 1911.*

*Introduced by Mr. Harmon of Stonington, who moved its reference to the Committee on Shore Fisheries. By Mr. Heffron of Eastport tabled for printing pending reference to a committee.*

*C. C. HARVEY, Clerk.*

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STATE OF MAINE

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

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AN ACT to regulate the catching of herring.

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*Be it enacted by the People of the State of Maine, as follows:*

Section 1. It shall be unlawful to erect or maintain weirs  
2 or traps or fish for herring on any spawning ground deter-  
3 mined by the Commissioner of Sea and Shore Fisheries.

Sect. 2. It shall be unlawful to take, catch or fish for her-  
2 ring in any other bay except by permanent weirs or traps;  
3 provided, however, that fishermen may take for bait only,  
4 not to exceed fifteen bushels per day, by the use of dip nets  
5 and drag nets, not to exceed fifty fathoms in length, such as  
6 is used for the taking of smelts in general use; but shall not  
7 fish within one thousand feet from a permanent weir or trap  
8 without owners written consent.

Sect. 3. It shall be unlawful to construct a permanent weir  
2 or trap without a license from the municipal officers of  
3 town in which it is constructed.

Sect. 4. It shall be unlawful to use any purse seines for the  
2 catching of herring, except by the owner or person in  
3 charge, and within a permanent weir or trap.

Sect. 5. A permanent weir or trap within the meaning of  
2 this act, shall be construed to mean a weir or trap similar  
3 to those in common use in the tide waters in this State con-  
4 sisting of not less than seventy-five stakes permanently  
5 driven or ballasted with at least one row of ribbons around  
6 the same and filled in with brush, twine or other material.

Sect. 6. Any person violating any provision of this act  
2 shall be punished by a fine not less than five hundred dol-  
3 lars and not more than one thousand, and in addition to  
4 said fine all seines and gear used in violation of any provis-  
5 ions of this act shall be forfeited and sold for the benefit of  
6 the State.

Sect. 7. Municipal and police courts and trial justices shall  
2 have jurisdiction of offences under this act.

Sect. 8. All acts and parts of acts inconsistent with this  
2 act are hereby repealed.