

# MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

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HOUSE

NO. 237

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*House of Representatives, Feb. 17, 1915.*

*Ordered, That five hundred copies be printed and that the same be referred to the Committee on Sea and Shore Fisheries.*

*Committee on Reference.*

*Presented by Mr. Maxwell of Boothbay Harbor.*

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STATE OF MAINE

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IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND FIFTEEN

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AN ACT to amend section thirty-nine of chapter forty-one of the Revised Statutes relating to taking Alewives, by West Harbor Ice Company.

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*Presented by Mr. Maxwell of Boothbay Harbor.*

Section thirty-nine of chapter forty-one of the revised statutes is hereby amended by inserting after the word "stream" at the end of the eighteenth line the following: 'nor shall it apply to the taking of alewives by the West Harbor Ice Company in the waters below its fishway, erected under authority given by chapter one hundred and forty of the private and special laws of nineteen hundred and five,' so that said section as amended shall read as follows:

‘Sect. 39. No salmon, shad or other migratory fish shall  
10 be taken or fished for within five hundred yards of any  
11 fishway, dam or mill race; nor in the Penobscot river be-  
12 tween the mouth of the Kenduskeag stream and the water  
13 works dam at Treat’s falls on said river, nor between the  
14 Augusta highway bridge over the Kennebec river and the  
15 Augusta dam; nor in mill river, a tributary of Georges river  
16 in Thomaston, Maine, between the Georges river and the  
17 old dam at head of tide waters in said Mill river; nor any  
18 salmon five hundred feet above Ferry Point bridge on the  
19 St. Croix river in Calais, between the first days of April  
20 and November except by the ordinary mode of angling with  
21 single hook and line or artificial flies; nor shall hook and  
22 line and artificial flies be used at any time within one hun-  
23 dred yards of any fishway, dam or mill race, but this sec-  
24 tion shall not apply to the taking of alewives by the town  
25 of Warren in the George river, and by the town of Waldo-  
26 boro in Medomak river, under the authority granted said  
27 towns by a private and special law of Massachusetts, passed  
28 March six, eighteen hundred and two, and amendments  
29 thereof, passed by the legislature of this state; nor shall  
30 it apply to the taking of alewives by the town of Woolwich  
31 in Nequasset stream, nor shall it apply to the taking of  
32 alewives by the West Harbor Ice Company in the waters  
33 below its fishway erected under authority given by chapter  
34 one hundred and forty of the private and special laws of  
35 nineteen hundred and five. Fly fishing shall be allowed up  
36 to the bridge across Denny’s river at Lincoln’s mill, but not

37 between said bridge and Lincoln's mill dam. This section  
38 shall not apply to the Laconia falls and Lower falls, so  
39 called, of the Saco river, located at Biddeford and Saco;  
40 and upon the first three days of each week, from the first  
41 of June to the first of September of each year, all persons  
42 may dip for salmon, shad and alewives at the falls last  
43 named above. Any person may take salmon, shad or ale-  
44 wives in the waters of Orange river, in the town of Whit-  
45 ing, in the county of Washington, up to one hundred and  
46 thirty yards of the fishway at the lower dam in said river,  
47 subject, however, to all the laws of the state, and laws reg-  
48 ulating the taking of fish in said river. The penalty for  
49 any violation of this section is a fine of not more than fifty,  
50 nor less than ten dollars for each offence, and a further fine  
51 of ten dollars for each salmon and one dollar for each shad  
52 so taken.'