

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

HOUSE

NO. 353

House of Representatives, Feb. 24, 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. Jamson of Friendship.

STATE OF MAINE

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

AN ACT to Amend Sec. 3 of Chap. 41 of the Revised Statutes Relating to Sea and Shore Fisheries.

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

That Sec. 3 of Chapter 41 of the Revised Statutes, as
2 amended by Public Laws of 1905, Chapter 108, be amended
3 by striking from said section the words "and then only in
4 the day time," and the words later appearing in said section
5 "in the day time"; so that said section as amended shall read
6 as follows:

'Sec. 3. The fish wardens shall enforce all laws relating
8 to the sea and shore fisheries within the counties in which
9 they respectively reside, but they shall not exercise jurisdic-

10 tion in any other county unless so instructed in writing by
11 the commissioner of sea and shore fisheries.

The commissioner of sea and shore fisheries and fish ward-
13 ens may with or without a warrant arrest any person whom
14 they may have reasonable grounds to believe guilty of vio-
15 lating any of the provisions of this chapter, and may with
16 or without a warrant enter upon, open and search any ves-
17 sel, boat, building, car, trap or other receptacle or place
18 where they have reasonable grounds to believe that fish or
19 lobsters liable to seizure are to be found, and seize and carry
20 away all fish or lobsters liable to seizure found therein, and
21 any lobster car, trap, net, barrel, box or package in which
22 the same are found or which are liable to seizure under any
23 of the provisions of this chapter, the fish, lobsters, or other
24 property thus seized to be disposed of according to law ;
25 but no dwelling house or hotel shall be searched without a
26 warrant issued for that purpose, and no lobster car marked
27 with the name of the owner as required by law shall be
28 opened or bailed by any officer without a warrant, until
29 notice of such intended search has been given to the owner
30 of such car or person having the same in charge or such
31 notice has been left at the residence or place of business of
32 such owner or person. Any magistrate may issue warrants
33 to search within his jurisdiction any dwelling house or
34 hotel, or any building, vessel, boat or receptacle for fish or
35 lobsters, or any place or places used therefor, to the com-
36 missioner of sea and shore fisheries, or fish warden ap-

37 pointed and qualified as provided in this chapter. Such
38 warrants shall issue subject to the requirements of section
39 thirteen of chapter one hundred and thirty-three.'