

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-NINTH LEGISLATURE

HOUSE

NO. 516

House of Representatives, March 28, 1919.

Reported by Mr. Flint from Committee on Inland Fisheries and Game and ordered printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

AN ACT to Amend and Correct Certain Clerical Errors in Chapter Thirty-three of the Revised Statutes, as Amended by Chapters Two Hundred Nineteen and Two Hundred Forty-four of the Public Laws of Nineteen Hundred Seventeen, Relating to Inland Fisheries and Game.

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

Section 1. Section five of chapter thirty-three of the revised statutes, as amended by chapters two hundred nineteen and two hundred forty-four of the public laws of nineteen hundred seventeen, is hereby amended by striking out all of said section and by substituting therefor the following section:

'Sect. 5. The commissioner of inland fisheries and game
2 may take fish, wild birds and wild animals of any kind when,
3 where, and in such manner as he chooses for the purpose of
4 science and of cultivation and dissemination, and he may
5 grant written permits to other persons to take fish, wild birds
6 and wild animals for the same purposes, and may introduce
7 or permit to be introduced, any kind of fish into any waters.
8 He may, after a hearing, set apart, for a term not exceeding
9 ten years, any waters for the use of the state or of the Uni-
10 ted States commissioner of fish and fisheries, in the prosecu-
11 tion of the work of fish culture and of scientific research rela-
12 tive to fishes. The order setting apart such waters shall be re-
13 corded in the registry of deeds in the county or registry
14 district in which they are situated. In the waters so set
15 apart, he and the United States commissioner of fish and
16 fisheries, and persons acting under their authority may, in
17 their respective fish culture and scientific work, take fish at
18 any time or in any manner, and erect and maintain any
19 fixtures necessary for such purposes. No other person shall
20 take or kill any fish, or use any implement for fishing there-
21 in, under a penalty of not less than ten, nor more than one
22 hundred dollars for each offense and a further penalty of
23 one dollar for each fish so taken or killed; provided, how-
24 ever, that before such hearing the commissioner shall give
25 notice thereof, by publication for two successive weeks in at
26 least one newspaper printed in the county where such waters
27 lie. He may grant permission to take wild animals and wild

28 birds for park and exhibition purposes in this state, under
29 such rules, regulations, and conditions as he shall establish.

He may cause the destruction of any mink or other de-
2 structive animal or bird found in or around any fish hatch-
3 ery or feeding station in this state.

He may grant permits to transport in and beyond the limits
2 of the state, live fish, wild animals or game birds taken in
3 the state, for breeding or advertising purposes.

He may issue permits to any person, firm or corporation to
2 engage in the business of propagating game birds, game or
3 fur-bearing animals, under such regulations as he shall es-
4 tablish. He may issue to any person, firm or corporation
5 permit to fence in or enclose land not exceeding twenty-five
6 acres in area for the above named purpose. When it appears
7 that such application is made in good faith, and upon the
8 payment of an annual fee of two dollars, said commissioner
9 may issue to the applicant a breeder's license permitting the
10 breeding and rearing of any species of game birds, game or
11 fur-bearing animals within such enclosure. Such licensed
12 breeders may at any time sell, transport or kill and sell, and
13 any person, firm or corporation may purchase, have in
14 possession or transport, any game birds, game or fur-bearing
15 animals raised by virtue of the provisions of this section,
16 under such regulations as said commissioner may establish.
17 Whoever engages in the business of breeding or rearing any
18 game birds or game or fur-bearing animals at any time with-
19 out first having procured a breeder's license as provided in

20 this section, shall be subject to a penalty of not less than
21 ten, nor more than fifty dollars and costs for each offense
22 and five dollars additional for each game bird or game or
23 fur-bearing animal raised or had in possession in violation
24 of any provision of this section.'

Sect. 2. Section eighteen of chapter thirty-three of the re-
2 vised statutes, as amended by chapter two hundred nineteen
3 of the public laws of nineteen hundred seventeen, is hereby
4 amended by striking out all of said section and by substitut-
5 ing therefor the following section:

'Sect. 18. Except as hereinafter provided, there shall be
2 an annual closed season on landlocked salmon, trout, togue,
3 white perch and black bass, in all the lakes and ponds, and
4 in the rivers, streams and brooks of the state above tide
5 waters, as follows:

'On landlocked salmon, trout and togue, from the thirtieth
2 day of September until the ice is out of the lake, pond, river,
3 stream or brook fished in the following spring; on white
4 perch and black bass from the thirtieth day of September
5 until the twentieth day of June following; provided, how-
6 ever, that it shall be lawful to take black bass, with unbaited
7 artificial flies only. From the time the ice is out of the
8 lake or pond fished in the spring until the twentieth day of
9 June following; provided, further, that any person who
10 catches a white perch, while lawfully trolling, in good faith,
11 for landlocked salmon, trout or togue, during closed season
12 on white perch, may lawfully keep the same, but no person

13 shall in any one day keep more than six white perch so caught ;
14 provided ,further, that in Sebago lake and Long pond, in
15 Cumberland county, the annual closed season on landlocked
16 salmon, trout and black bass shall be from the first day of
17 October to the thirty-first day of March of the following
18 year, both days inclusive ; and in Thompson pond, situated in
19 Androscoggin, Cumberland and Oxford counties, the annual
20 closed season on landlocked salmon, trout and togue shall be
21 from September first to January first of the following year ;
22 and in Lower Kezar pond, in Oxford and Cumberland
23 counties, and in Upper Kezar pond, in Oxford county, the
24 annual closed season on black bass shall be from the first day
25 of December to the twentieth day of June of the following
26 year, and on trout and landlocked salmon from the first day
27 of October to the thirty-first day of March of the following
28 year, both days inclusive. Provided, however, that during
29 February, March and April, in the counties of Aroostook,
30 Penobscot, Piscataquis, Somerset, Washington and Hancock,
31 and during February and March in the counties of Andros-
32 coggin, Kennebec, York, Sagadahoc, Knox, Lincoln, Waldo,
33 Cumberland, Oxford and Franklin, citizens of the state may
34 fish for and take landlocked salmon, trout, togue, white
35 perch and black bass with not more than five set lines to
36 each family when fishing through the ice in the day time and
37 when under the immediate personal supervision of the per-
38 son fishing and may convey them to their own homes for
39 consumption therein but not otherwise.

Provided, further, that it shall be unlawful to fish through
2 the ice at any time for any other species of fish except as
3 hereinafter provided:

Pickeral may be taken at any time through the ice in waters
2 open to ice fishing for landlocked salmon, trout, togue, white
3 perch and black bass, with not more than five set lines to
4 each family, or with not more than five set lines to each per-
5 son during the months of November and December, when
6 fishing through the ice in the day time and when under the
7 immediate personal supervision of the person fishing.'

Sect. 3. Section twenty-five of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following section:

'Sect. 25. No person shall have in possession at any time
2 when he is upon the wild lands, waters or highways, or in
3 the woods or fields of the state, or in any camp, lodge, or
4 place of resort for hunters or fishermen, or in its immediate
5 vicinity, any jacklight or light fitted for use in the hunting
6 of game in the night time, or any swivel, pivot or set gun;
7 nor shall any person have in possession at any time any
8 spear, trawl or net (except such as are authorized for the
9 taking of suckers, eels, hornpouts and yellow perch, as pro-
10 vided in section twenty-seven of this chapter) other than a
11 dip net, in any camp, lodge or place of resort for hunters
12 or fishermen or in its immediate vicinity, or on any of the

13 lakes, rivers or streams of the state, or in their immediate
14 vicinity, in the inland territory of the state. Whoever vio-
15 lates any provision of this section shall be subject to a fine
16 of one hundred dollars and costs for each offense and impris-
17 onment for sixty days, and when any such implements or
18 devices are found in possession in violation of any provision
19 of this section they are forfeit and contraband, and shall be
20 seized by any person authorized to enforce the inland fish'
21 and game laws.'

Sect. 4. Section twenty-six of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 nineteen and two hundred forty-four of the public laws of
4 nineteen hundred seventeen, is hereby amended by striking
5 all of said section and by substituting therefor the following
6 section:

'Sect. 26. It shall be lawful, however, to take smelts in
2 all the inland waters of the state above tidewaters with a dip-
3 net in the usual and ordinary way, and to catch them through
4 the ice in the day time with single hook and line at any time
5 in waters open to ice fishing, but they shall not be taken for
6 sale or sold at any time except for bait for fishing in this
7 state; provided, however, that it shall be lawful to take
8 smelts, with single hook and line, in the day time, in Sebago
9 lake for sale within or without the state, during January,
10 February and March of each year, but they shall not be
11 taken with a dip-net in the tributaries to Sebago lake except
12 for consumption as food in the family of the person taking

13 the same; and provided, further, that it shall be unlawful to
14 take smelts at any time in Swan lake, or in any of the tribu-
15 taries to said lake, in the county of Waldo, in any manner
16 except with single hook and line. Provided, further, that it
17 shall be lawful to take minnows and other fish usually used
18 for bait in fishing, in all the inland waters of the state, and
19 to sell the same for bait for fishing only in this state; and
20 provided, further, that it shall be lawful to catch white fish
21 with single hook and line at any time, in all the inland waters
22 of the state, but they shall not be taken at night with set
23 lines; and provided, further, that white fish may be taken, by
24 means of nets, for food purposes only in the family of the
25 person taking the same, in such waters as the commissioner
26 of inland fisheries and game may deem advisable, and under
27 such conditions, rules and regulations as he may establish;
28 and provided, further, that it shall be lawful to catch cusk
29 at any time in waters open to ice fishing with not more than
30 five set lines to each family when fishing through the ice
31 and when under the immediate personal supervision of the
32 person fishing; and provided, further, that it shall be lawful
33 to take suckers with spears, in all the inland waters of the
34 state, during April and May of each year. Whoever violates
35 any provision of this section shall pay a fine of thirty dollars
36 and costs for each offense.'

Sect. 5. Section twenty-seven of chapter thirty-three of
2 the revised statutes, as amended by chapters two hundred
3 nineteen of two hundred forty-four of the public laws of

4 nineteen hundred seventeen, is hereby amendd by striking
5 out all of said sction and by substituting therefor the follow-
6 ing section :

‘Sect. 27. The commissioner of inland fisheries and game
2 may grant permits to take suckers, eels, hornpouts and yel-
3 low perch, by means of ell pots, traps, spears or nets, in
4 inland waters frequented by these fish, under such terms,
5 rules and regulations as he may establish.

It shall be unlawful for any person to take, catch, kill,
2 destroy or have in possession any suckers, eels, hornpouts-
3 or yellow perch in violation of any provision of this section,
4 under a penalty of thirty dollar and costs for each offense.’

Sect. 6. Section twenty-nine of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following section :

‘Sect. 29. No landlocked salmon, trout, **togue, black bass**
2 or white perch shall be carried or transported in any way
3 except in the possession of the owner, accompanied by him,
4 plainly labeled with the owner’s name and address, and open
5 to view, except any person who has lawfully in his possess-
6 ion one landlocked salmon, one trout, one **togue, one black**
7 **bass** or one white perch, or ten pounds of any kind of these
8 fish, may transport the same to his home, provided the same
9 is shipped in his own name, or to any hospital in this state,
10 without accompanying the shipment, by purchasing of an

11 agent duly appointed therefor by the commissioner of inland
12 fisheries and game a transportation tag, paying for a land-
13 locked salmon, trout, togue, or black bass, one dollar for
14 each, or one dollar for each ten pounds of the same, and
15 fifty cents for one white perch or ten pounds of the same ;
16 provided, however, that no person shall send more than one
17 shipment of fish under a transportation tag, as provided in
18 this section, once in five days ; provided, further, that ten
19 pounds of fish or one fish taken legally in Rangeley lake,
20 Mooselucmaguntic lake, Cupsuptic lake, Upper Richardson
21 lake, so-called, or Lower Richardson lake, so-called, said
22 lakes being the Rangeley chain of lakes, so-called, may be
23 sent as herein provided under a transportation tag only once
24 in thirty days. Whoever violates any provision of this sec-
25 tion shall pay a fine of not less than ten, nor more than
26 thirty dollars and costs for each offense, and in addition
27 thereto one dollar for each pound of fish transported in vio-
28 lation of any provision of this section.'

Sect. 7. Section thirty-six of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by sub-
5 stituting therefor the following section :

'Sect. 36. Whoever, at any time, hunts, pursues or kills
2 any caribou, or has in possession any part or parts thereof,
3 whenever or wherever taken, caught or killed, shall pay a
4 fine of two hundred dollars and costs for each offense, or be

5 imprisoned not exceeding four months, or shall be subject
6 to both such fine and imprisonment.'

Sect. 8. Section thirty-nine of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by sub-
5 stituting therefor the following section:

'Sect. 39. No person shall at any time hunt, catch, take,
2 kill, or destroy, with a dog, jacklight, artificial light, snare,
3 trap, swivel, pivot or set gun, any deer, caribou or moose,
4 under a penalty of one hundred dollars and costs for each
5 offense and imprisonment for sixty days.'

Sect. 9. Section forty of chapter thirty-three of the revised
2 statutes, as amended by chapter two hundred nineteen of the
3 public laws of nineteen hundred seventeen, is hereby amend-
4 ed by striking out all of said section and by substituting
5 therefor the following section:

'Sect. 40. Any person owning or having in his possession
2 any dog for the purpose of hunting or chasing moose, cari-
3 bou or deer, or who permits any dog owned by him or in his
4 possession to hunt or chase moose, caribou or deer, after
5 notice from the commissioner of inland fisheries and game
6 or from any inland fish and game warden or deputy inland
7 fish and game warden that such dog has chased moose, cari-
8 bou or deer, shall pay a fine of not less than fifty, nor more
9 than one hundred dollars and costs for each offense.

'If a dog is found chasing moose, caribou or deer after the

2 owner or possessor thereof has been notified, as provided in
3 this section, that such dog has chased moose, caribou or
4 deer, it shall be prima facie evidence that said owner or
5 possessor of such dog has permitted said dog to hunt or
6 chase moose, caribou or deer in violation of this section.'

Sect. 10. Section forty-one of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-
4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the follow-
6 ing section:

'Sect. 41. No person shall sell or give away any deer or
2 part thereof to be transported or carried beyond the limits
3 of this state; nor shall any person buy or accept as a gift
4 any deer or part thereof to so transport the same; nor shall
5 any resident of this state at any time carry or transport in
6 any manner beyond the limits of this state any deer or part
7 thereof. Whoever violates any provision of this section
8 shall pay a fine of not less than fifty, nor more than one
9 hundred dollars and costs for each offense.'

Sect. 11. Section forty-two of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred and
3 nineteen and two hundred forty-four of the public laws of
4 nineteen hundred seventeen, is hereby amended by striking
5 out all of said section and by substituting therefor the follow-
6 ing section:

'Sect. 42. Any citizen of the state who has lawfully killed

2 a deer may send the same to his home, provided the same is
3 shipped in his own name, or to any hospital in the state,
4 without accompanying the same, by purchasing of an agent
5 appointed therefor by the commissioner of inland fisheries
6 and game a tag, paying therefor two dollars, and said tag
7 shall be attached to the deer, or part thereof, being trans-
8 ported.

‘The commissioner of inland fisheries and game may ap-
2 point agents in convenient localities who may sell these tags,
3 under such rules and regulations as said commissioner may
4 adopt.’

Sect. 12. Section forty-three of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following section:

‘Sect. 43. No owner or keeper of any camp, house, or
2 other building, used partly or wholly in lumbering operations,
3 or employee thereof, shall use, consume, or have in possess-
4 ion, at any time, at said camp, or serve to any employee
5 thereof, any deer or moose or part thereof, under a penalty
6 of not less than one hundred, nor more than two hundred
7 dollars and costs for deer or moose or part thereof so used,
8 consumed, served or had in possession in violation hereof.’

Sect. 13. Section forty-four of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-

4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the following
6 section:

‘Sect. 44. Except as herein provided no person or corpora-
2 tion shall carry or transport from place to place any deer
3 of part thereof in closed season nor in open season unless
4 open to view, tagged, and plainly labeled with the name and
5 residence of the owner thereof, and accompanied by him
6 while being transported and identified by him at such places
7 as the commissioner of inland fisheries and game shall have
8 designated by publication in the daily newspapers in the state
9 under a penalty of not less than fifty dollars nor more than
10 one hundred dollars and costs for each deer or part thereof
11 transported or carried in violation of any provision of this
12 section, and any person not the actual owner of such deer,
13 or part thereof, who, to aid another in such transportation,
14 falsely represents himself to be the owner thereof, shall be
15 liable to the same penalty; and it shall be prima facie evi-
16 dence that said deer, or part thereof, that is being transported
17 or carried in violation of this section was illegally killed.’

Sect. 14. Section forty-five of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-
4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the following
6 section:

‘Sect. 45. The commissioner of inland fisheries and game,

2 upon written complaint of any land owner that beaver
3 are doing actual, substantial damage to his property, shall
4 have authority to declare an open season for beaver upon such
5 land for such period of time and under such conditions as he
6 may deem necessary to remove the beaver that are doing the
7 damage complained of, during which open season it shall be
8 lawful for any person holding a beaver trapping license is-
9 sued in accordance with the provisions of section fifty of this
10 chapter to trap beaver thereon without securing permission
11 of the land owner. No open season for beaver as contem-
12 plated by this section shall take effect until the commissioner
13 of inland fisheries and game shall have caused notice of such
14 proposed open season to be published once in a newspaper
15 printed in the county in which the land on which the open
16 season for beaver is declared is located, and said commis-
17 sioner shall also file copy of said notice of open season with
18 the clerk of the town or plantation in which such land is lo-
19 cated, or, if the land is in an unorganized place, with the clerk
20 of courts for the county in which the land is located. When-
21 ever during a special open season on beaver as is contem-
22 plated by this section it shall appear to the commissioner of
23 inland fisheries and game that the privileges of such open
24 season are being abused in any place, said commissioner of
25 inland fisheries and game may suspend the open season and
26 declare it close season for beaver on such land for such time
27 as he may designate. No person shall take any beaver any-
28 where in the state at any time except during such open season

29 as may be declared by the commissioner of inland fisheries
30 and game in accordance with the provisions of this section.
31 Whoever takes any beaver in violation of any provision of
32 this section shall be punished by a fine of one hundred dollars
33 and costs for each beaver taken, caught, or killed in violation
34 of any provision of this section. It shall also be unlawful,
35 under the same penalty, for any person to have in possession
36 at any time any beaver, or part thereof, taken in violation of
37 any provision of this section. It shall also be unlawful,
38 under the same penalty, for any person, firm or corporation,
39 to sell, give away, buy, accept as a gift, offer for transporta-
40 tion or transport any beaver skin or beaver skins unless each
41 skin is marked with an official seal by the commissioner of
42 inland fisheries and game or by an agent duly appointed by
43 said commissioner to mark such skins.'

Sect. 15. Section forty-seven of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seventeen,
4 is hereby amended by striking out all of said section and by
5 substituting therefor the following section :

'Sect. 47. No person shall at any time during closed sea-
2 son on foxes dig out, molest, or destroy, in any way, any fox
3 den or fox dens, or remove or cause to be removed therefrom
4 any fox or foxes, except those enclosed in private fox
5 ranches. Whoever violates any provision of this section
6 shall pay a fine of ten dollars and costs for each offense.'

Sect. 16. Section fifty of chapter thirty-three of the re-

2 vised statutes, as amended by chapters two hundred nineteen
3 and two hundred forty-four of the public laws of nineteen
4 hundred seventeen, is hereby amended by striking out all of
5 said section and by substituting therefor the following sec-
6 tion :

'Sect. 50. Whoever hunts, captures or traps any fur bear-
2 ing animals, except bobcats, loup cervier, Canada lynx or
3 bears, in any of the unorganized townships of the state shall
4 annually procure a license therefor from the commissioner
5 of inland fisheries and game, paying therefor a fee of ten
6 dollars; provided, further, that whoever hunts, captures or
7 traps any beaver in any territory opened to beaver trapping
8 by said commissioner shall pay therefor a fee of twenty-five
9 dollars annually. Each person licensed under the pro-
10 visions of this section shall, on or before the fifteenth day of
11 December of each year, make such report to said commis-
12 sioner as may be called for by him. Whoever violates any
13 provision of this section shall pay a fine of one hundred dol-
14 lars and costs for each offense.'

Sect. 17. Section fifty-one of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following section :

'Sect. 51. No person shall at any time set a snare or a
2 swivel, pivot or set gun for any fur bearing animal, under a
3 penalty of one hundred dollars and costs for each offense

4 and by imprisonment for sixty days, and shall forfeit any
5 such snare, swivel, pivot or set gun, and any fur bearing
6 animal found in such snare, or killed by such swivel, pivot
7 or set gun, to any person finding the same; nor shall any
8 person at any time set any trap or traps of any kind for any
9 wild animal without having the trap or traps plainly labeled
10 with his full name and address, either by having the same
11 stamped on the trap, or on a metal tag firmly attached to the
12 trap, under a penalty of five dollars and costs for each
13 offense and in addition thereto five dollars for each trap set
14 and not marked as provided herein, and shall forfeit the trap
15 or traps, and any wild animal found therein; nor shall any
16 person at any time set a trap or traps for foxes in Lincoln
17 county under a penalty of five dollars and costs for each
18 offense; provided, further, that no person shall set a bear
19 trap at any time unless the same is enclosed in a hut, so-
20 called, under a penalty of fifty dollars and costs for each
21 offense.'

Sect. 18. Section fifty-two of chapter thirty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen of the public laws of nineteen hundred seventeen, is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following section:

'Sect. 52. Any person setting a trap in any organized or
2 incorporated place shall visit said trap, or cause the same to
3 be visited, at least once in every twenty-four hours and re-
4 move therefrom, or cause to be removed, any animal found

5 caught therein. No person shall set a trap or traps in any
6 organized or incorporated place without first obtaining the
7 written consent of the owner or occupant of the land on
8 which said trap or traps are to be set, except when trapping
9 beaver as provided in section forty-five of this chapter.
10 Whoever violates any provision of this section shall pay a
11 fine or not less than ten, nor more than fifty dollars and costs
12 for each offense.'

Sect. 19. The first paragraph of section fifty-three of the
2 revised statutes, as amended by chapter two hundred nine-
3 teen and chapter two hundred forty-four of the public laws
4 of nineteen hundred seventeen, is hereby amended by strik-
5 ing out the word "four" in the first line thereof and by sub-
6 stituting therefor the word 'ten' so that said paragraph, as
7 amended, shall read as follows:

'Sect. 53. A bounty of ten dollars for every bobcat, loup-
2 cervier, or Canada lynx killed in any town, shall be paid by
3 the treasurer of state to the person killing it upon compliance
4 with the following conditions.'

Sect. 20. Section fifty-nine of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-
4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the following
6 section:

Sect. 59. Persons not bona fide residents of this state,
2 and actually domiciled herein, shall not hunt, pursue, take or

3 kill any deer, ducks, partridges, woodcock, or other wild
4 birds or wild animals, or have the same, or any part thereof,
5 in possession at any time without first having procured a
6 license therefor as hereinafter provided: Such licenses shall
7 be issued by the commissioner of inland fisheries and game,
8 upon application in writing and payment of fifteen dollars
9 to hunt deer, ducks, partridges, woodcock and other birds
10 and wild animals, except moose, during their respective open
11 seasons, and in the manner provided by law, in October,
12 November and December and such licenses shall be known
13 as the non-resident deer hunting licenses. But to hunt bull
14 moose, during the open season and in the manner provided
15 by law, a license fee of twenty-five dollars shall be paid an-
16 nually and the license issued on payment of such fee shall be
17 known as the non-resident moose hunting license, and said
18 license shall be provided with two moose coupons, lettered
19 "AA" and "BB", respectively, which shall permit the trans-
20 portation to the home of the holder of said license, under the
21 provisions of sections thirty-seven and sixty-one of this
22 chapter, as amended, of the carcass of one bull moose, or
23 part thereof, which the holder of said license has legally
24 killed.

Provided, further, that to hunt ducks, and other birds and
2 wild animals in their respective open seasons, and in the man-
3 ner provided by law, in the counties of Aroostook, Wash-
4 ington, Hancock, Penobscot, Piscataquis, Somerset, Frank-
5 lin and Oxford up to October first of each year a license fee

6 of five dollars shall be paid annually, and the license issued
7 upon payment of such fee shall be known as the non-resident
8 bird hunting license. Provided, further, that in the coun-
9 ties of Androscoggin, Cumberland, Knox, Kennebec, Lin-
10 coln, Sagadahoc, Waldo and York such person may procure
11 a license for five dollars to hunt, in their respective open
12 seasons and in the manner provided by law, ducks, partridges,
13 woodcock and other birds and wild animals except during
14 the month of November, during which month a fifteen dollar
15 license, or a twenty-five dollar license if bull moose are to
16 be hunted, shall be required of non-residents in said coun-
17 ties. Provided further, that a person who has procured a
18 bird hunting license, so-called, may exchange said bird hunt-
19 ing license for a deer hunting license, so-called, upon pay-
20 ment of an additional fee of ten dollars, or may exchange
21 said bird hunting license for a moose hunting license, so-
22 called, upon payment of an additional fee of twenty dollars,
23 and provided further, that a person who has procured a deer
24 hunting license, so-called, may exchange said deer hunting
25 license for a moose hunting license, so-called, upon payment
26 of an additional fee of ten dollars. A bird hunting license
27 shall entitle the purchaser to take to his home in addition as
28 now provided, properly tagged with the tag detached from
29 his license, and open to view, five partridges, ten ducks and
30 ten woodcock that he has himself lawfully killed under such
31 rules and regulations to be established by the commissioner
32 as may be required to carry out the true intent of this chap-
33 ter and not inconsistent herewith.'

Sect. 21. Section sixty of chapter thirty-three of the revised statutes, as amended by chapters two hundred nineteen and two hundred forty-four of the public laws of nineteen hundred seventeen, is hereby amended by striking out all of said section and by substituting therefor the following section :

‘Sect. 60. Each deer hunting license, so-called, shall be provided with two coupons, each of which shall permit the transportation of the carcass of one deer or part thereof, and shall be divided into two sections each, lettered “A” and “B” and “C” and “D” respectively, and shall be called the deer coupons.

‘The holder of a non-resident deer hunting license shall be entitled to offer for transportation and have transported, within or without this state, by any railroad company, express company, boat or other transportation company, the carcass of one deer, or part of the carcass of one deer, that he himself has lawfully killed, on each of the deer coupons attached to his said license, by presenting to the agent of any transportation company, his license, with the coupons attached to the license at the time when he shall offer the deer or part thereof for shipment. If but one deer is offered for shipment the agent shall detach section “A” from the first “deer” coupon of the license, cancel the same by writing or stamping thereon the date and the place of shipment and his name, and shall forward the same forthwith to the commissioner of inland fisheries and game at Augusta, Maine; section “B” of

16 said coupon shall be likewise canceled and shall be attached
17 to the carcass, or part of the carcass, of the deer offered for
18 shipment and shall remain attached to the same while it is
19 being transported in this state.

‘In case two deer are offered for shipment the agent receiving the same for shipment shall detach sections “A” and “C” from the “deer” coupons and after canceling the same shall forward them to the commissioner as aforesaid, and sections “B” and “D” shall be likewise canceled and attached to the carcasses of the deer, or parts thereof, offered for shipment, and shall remain attached to the same while they are being transported in this state.’

Sect. 22. Section sixty-one of chapter thirty-three of the revised statutes, as amended by chapters two hundred nineteen and two hundred forty-four of the public laws of nineteen hundred seventeen, is hereby amended by striking out all of said section and by substituting therefor the following section:

‘Sect. 61. No person shall transport any deer or bull moose, or part thereof, for any non-resident, otherwise than as provided in this section and the two preceding sections. No agent, servant or employee of any transportation company, railroad company, express company, boat or common carrier shall receive for shipment or transport, or have in his possession with intent to ship or transport any carcass of a deer, or the carcass of a bull moose, or part of the same, or any game birds, for a non-resident, except as pro-

10 vided in this section and the two preceding sections, or
11 refuse or neglect to detach the sections of the coupons as
12 therein provided, or fail to forward to the commissioner of
13 inland fisheries and game, at Augusta, Maine, as therein
14 provided, the sections of coupons by him detached; pro-
15 vided, however, that any person who has purchased a non-
16 resident hunter's license and who has in his possession one
17 pair of game birds which he has legally killed may trans-
18 port the same to his home or to any hospital in this state
19 without accompanying the shipment, by purchasing of the
20 duly constituted agent therefor a tag, paying for the same
21 fifty cents, and by presenting said tag with the pair of game
22 birds offered for shipment to the agent of any transporta-
23 tion company or common carrier, together with his non-
24 resident hunter's license. Before accepting a pair of game
25 birds for shipment as herein provided, the agent of the
26 transportation company or common carrier to whom the
27 same is offered for shipment shall be satisfied that the per-
28 son presenting the pair of game birds for shipment is the
29 person to whom the non-resident hunter's license offered
30 for inspection was issued, and shall securely affix the tag
31 to such shipment; provided, further, that no person shall
32 send more than one pair of game birds under a special tag,
33 as provided herein, once in thirty days.

Provided, further, that no non-resident shall transport, or
2 have transported, by any motor vehicle or other convey-
3 ance, any wild animal or wild bird, or part thereof, unless

4 the same is tagged with the proper tag or tags detached
5 from the owner's hunting license and unless said tag or tags
6 bear the written approval of an inland fish and game war-
7 den or deputy inland fish and game warden or of the com-
8 missioner of inland fisheries and game. If any wild bird
9 or wild animal, or part thereof, is found in possession of
10 any person in violation of any provision of this paragraph,
11 the same is subject to seizure and may be seized by any
12 officer authorized to enforce the inland fish and game laws.'

Sect. 23. Section sixty-three of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seventeen,
4 is hereby amended by striking out all of said section, and
5 by substituting therefor the following section:

'Sect. 63. Non-residents of the state shall not enter upon
2 any unorganized or unincorporated township of the state
3 and camp or kindle fires thereon while engaged in hunting
4 or fishing without being in charge of a registered guide,
5 during the months of May, June, July, August, September,
6 October and November, and no registered guide shall, at
7 the same time, guide or be employed by more than five non-
8 residents in hunting.

'Any such non-resident who enters upon any unorganized
2 or unincorporated township of the state and camps or
3 kindles fires thereon, while engaged in hunting or fishing,
4 without being in charge of a registered guide, during the
5 months of May, June, July, August, September, October

6 and November, in violation of any provision herein con-
7 tained, or any guide who shall guide at the same time, or
8 be employed by at the same time, more than five non-
9 residents in hunting, shall pay a fine of forty dollars and
10 costs for each offense.'

Sect. 24. Section sixty-five of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-
4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the following
6 section :

'Sect 65. It shall be unlawful for any unnaturalized,
2 foreign-born person who is not a tax payer upon real estate
3 within this state and who has not resided within the limits
4 of this state for two years continuously prior to the time
5 he desires to hunt, to hunt in any manner, at any time, or
6 pursue, catch, kill or have in possession any wild animals
7 or birds, or part or parts thereof, within the limits of this
8 state, or to fish for, take, catch or kill any kind of fish at
9 any time in any of the inland waters of this state, or to have
10 any inland fish in possession, unless he is annually licensed
11 so to do as hereinafter provided. The commissioner of
12 inland fisheries and game, upon the application of any un-
13 naturalized, foreign-born person who is a resident of any
14 city, town or plantation within the state, and upon the pay-
15 ment of a fee of fifteen dollars may issue to such person a
16 license upon a form to be supplied by him, bearing the

17 name, age and place of residence of the licensee with a de-
18 scription of him as near as may be, authorizing the said
19 licensee to hunt and kill, in accordance with law, game birds,
20 game or other wild animals on any lands on which such
21 hunting or killing is not forbidden by law, or by written
22 or printed notices posted thereon by the owner, lessee or
23 occupant thereof. But to fish for, take, catch, or kill any
24 kind of fish at any time in any of the inland waters of this
25 state an annual fee of two dollars and fifteen cents shall be
26 paid to said commissioner. Such licenses shall authorize
27 the hunting or killing and having in possession of game
28 birds, game or other wild animals or the taking, catching,
29 killing and having in possession of inland fish only in their
30 respective open seasons and in the manner provided by
31 law; such licenses shall not be transferable and shall be
32 exhibited upon demand to the commissioner of inland fish-
33 eries and game, or to any inland fish and game warden or
34 deputy inland fish and game warden, or to any sheriff, con-
35 stable, police officer or other officer qualified to serve
36 process.'

Sect. 25. Section sixty-six of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of
4 nineteen hundred seventeen, is hereby amended by striking
5 out all of said section and by substituting therefor the fol-
6 lowing section:

'Sect. 66. No unnaturalized, foreign-born person required

2 to be licensed under the provisions of the preceding sec-
3 tion shall have in possession, when he is upon the wild lands
4 or in the woods or fields or on any inland waters of the
5 state, any firearm or firearms or fishing tackle unless he is
6 licensed as herein provided and all firearms and fishing
7 tackle found in his possession in violation of this section
8 shall be forfeit and contraband and shall be seized by any
9 person authorized to enforce the inland fish and game laws.
10 All firearms or fishing tackle seized by virtue of this section
11 shall forthwith be forwarded to the commissioner of inland
12 fisheries and game, at Augusta, by the person seizing the
13 same, and upon conviction of the person or persons from
14 whom they were seized said firearms or fishing tackle shall
15 be sold, and the proceeds from such sale paid to the com-
16 missioner of inland fisheries and game and by him to the
17 state treasurer, to be credited to the appropriation for the
18 maintenance of the department of inland fisheries and
19 game. Whoever violates any provision of this or the pre-
20 ceding section shall pay a fine of twenty-five dollars and
21 costs for each offense.'

Sect. 26. Section sixty-eight of chapter thirty-three of
2 the revised statutes, as amended by chapters two hundred
3 nineteen and two hundred forty-four of the public laws of
4 nineteen hundred seventeen, is hereby amended by striking
5 out all of said section and by substituting therefor the fol-
6 lowing section:

'Sect. 68. The commissioner of inland fisheries and game
2 may, in his discretion, annually issue licenses to residents

3 of this state, to buy and sell deer skins, and the heads of
4 deer if not detached from said skins, during the months
5 of January, October, November and December. Provided,
6 however, that deer heads so purchased may, when detached
7 from the skins, be sold to licensed taxidermists. Such li-
8 censee shall keep a true and complete record, which shall
9 be open to inspection by the commissioner of inland fish-
10 eries and game or any person authorized to enforce the
11 inland fish and game laws, of all such heads and skins pur-
12 chased, of whom purchased and the date of each purchase,
13 and shall send such record annually, under oath, to the
14 commissioner of inland fisheries and game on or before the
15 twentieth day of December of each year. The fee for such
16 license shall be twenty-five dollars, to be paid to the said
17 commissioner. All deer skins and deer heads purchased
18 by virtue of this section shall be transported only under
19 such rules, restrictions and limitations as shall, from time
20 to time, be made by said commissioner. Whoever buys any
21 skins or heads of deer without being licensed as herein pro-
22 vided, or whoever, licensed as aforesaid, neglects to keep
23 the record and forward the same to said commissioner as
24 herein provided, or whoever refuses to exhibit said rec-
25 ord upon request to the commissioner of inland fisheries
26 and game or to any person authorized to enforce the inland
27 fish and game laws, or whoever, licensed as aforesaid, pur-
28 chases any deer heads or deer skins during any month ex-
29 cept January, October, November or December, or who-
30 ever transports any deer skins or deer heads purchased by

31 virtue of this section in violation of any rules and regu-
32 lations promulgated by said commissioner by virtue of this
33 section, shall pay a fine of not less than fifty, nor more than
34 one hundred dollars and costs for each offense and be im-
35 prisoned not exceeding sixty days and in addition thereto
36 forfeit his license as such dealer for a period of five years.'

Sect. 27. Section sixty-nine of chapter thirty-three of
2 the revised statutes, as amended by chapters two hundred
3 nineteen and two hundred forty-four of the public laws
4 of nineteen hundred seventeen, is hereby amended by strik-
5 ing out all of said section and by substituting therefor the
6 following section:

'Sect. 69. The commissioner of inland fisheries and game
2 may annually issue licenses to residents of this state to en-
3 gage in the business of buying otter, sable or fisher skins
4 or the skins of any other fur-bearing animals. Each licen-
5 see shall keep a record, which shall be open to inspection
6 by the commissioner of inland fisheries and game or any
7 officer authorized to enforce the inland fish and game laws,
8 of all skins purchased, as aforesaid, in an appropriate book
9 furnished him by the said commissioner, and shall send such
10 record, under oath, to said commissioner on or before the
11 twentieth day of December of each year. The fee for a
12 county license shall be two dollars and for a state license
13 shall be twenty-five dollars to be paid to the said commis-
14 sioner. Whoever buys any skins of otter, sable or fisher
15 or the skins of any other fur bearing animals without be-

16 ing licensed as herein provided, or whoever, licensed as
17 aforesaid, neglects to keep the record and forward the same
18 to said commissioner as herein provided, or whoever re-
19 fuses to exhibit said book for inspection by the commis-
20 sioner of inland fisheries and game or any person author-
21 ized to enforce the inland fish and game laws, shall pay
22 a fine of fifty dollars and costs for each offense. All skins
23 of fur-bearing animals bought in violation of any provision
24 of this section shall be forfeit and contraband and shall be
25 seized by any person authorized to enforce the inland fish
26 and game laws, and upon conviction of the person or per-
27 sons from whom they were seized they shall be sold and
28 the proceeds from such sale paid to the treasurer of state,
29 to be credited to the appropriation for the maintenance of
30 the department of inland fisheries and game.'

Sect. 28. Section seventy of chapter thirty-three of the
2 revised statutes, as amended by chapters two hundred nine-
3 teen and two hundred forty-four of the public laws of nine-
4 teen hundred seventeen, is hereby amended by striking out
5 all of said section and by substituting therefor the follow-
6 ing section:

'Sect. 70. Any marketman or provision dealer having an
2 established place of business in this state, may purchase and
3 have in possession at his said place of business not more
4 than two deer, nor more than one bull moose, lawfully
5 killed or destroyed, or any part thereof, in any one year,
6 and may sell the same at retail to his local customers, and
7 may sell the heads of such deer or bull moose to any licensed

8 taxidermist; provided, however, that said marketman or pro-
9 vision dealer shall annually procure a license of the commis-
10 sioner of inland fisheries and game to buy and sell deer or
11 bull moose as aforesaid; and provided, further, that said
12 marketman shall record in a book kept for that purpose,
13 and open to the inspection of inland fish and game war-
14 dens, deputy inland fish and game wardens and the com-
15 missioner of inland fisheries and game, the name and resi-
16 dence of each person of whom he purchases any deer or
17 bull moose, and the date of such purchase; and if any mar-
18 ketman or provision dealer shall violate any provision of
19 this section he shall pay a fine of five hundred dollars for
20 each offense, and be prohibited for five years thereafter
21 from the benefits of this section. All marketmen or pro-
22 vision dealers licensed as aforesaid shall pay to the com-
23 missioner of inland fisheries and game a fee of five dollars
24 annually; each marketman or provision dealer licensed as
25 aforesaid shall, on the twentieth day of each December,
26 make, sign and send to the commissioner, under oath, a
27 statement setting forth in detail the name and residence of
28 each person of whom a deer, or a bull moose, or part there-
29 of, has been purchased and the date of each purchase, dur-
30 ing the time covered by his license; and whoever fails to
31 make such report shall pay a fine of one hundred dollars
32 and costs.'

Sect. 29. Section seventy-one of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred

3 nineteen of the public laws of nineteen hundred seventeen,
4 is hereby amended by striking out all of said section and by
5 substituting therefor the following section:

‘Sect. 71. All licenses or certificates issued by virtue of
2 any provision of this chapter, or amendment thereof, shall
3 expire with the calendar year in which issued.’

Sect. 30. Section seventy-two of chapter thirty-three of
2 the revised statutes, as amended by chapters two hundred
3 nineteen and two hundred forty-four of the public laws
4 of nineteen hundred seventeen, is hereby amended by strik-
5 ing out all of said section and by substituting therefor the
6 following section:

‘Sect. 72. If the holder of any license, certificate or per-
2 mit, issued in conformity with any provision of this chap-
3 ter, or amendment thereof, is charged with having violated
4 or countenanced the violation of any provision of this chap-
5 ter, or amendment thereof, the commissioner may, at his
6 discretion, temporarily suspend such license, certificate or
7 permit; and whenever the holder of such license, certifi-
8 cate or permit, as provided in this section, is convicted of
9 the violation of any provision of this chapter, or amendment
10 thereof, said commissioner may, at his discretion, cancel
11 such license, certificate or permit and strike his name from
12 the official record; but such license, certificate or permit
13 may again be issued at the discretion of the commissioner.
14 Any license, certificate or permit suspended or canceled by
15 virtue of this section shall be immediately returned to the

16 commissioner, under a penalty of fifty dollars for refusal or
17 neglect to comply with this requirement.

‘If any applicant for any kind of license, certificate, or
2 permit provided for in this chapter, or amendments there-
3 of, makes a false statement in order to secure such license,
4 certificate or permit, he shall be subject to a penalty of
5 fifty dollars and costs for each offense and in addition
6 thereto be imprisoned not exceeding three months.’

Sect 31. Section seventy-four of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seventeen,
4 is hereby amended by striking out all of said section and
5 by substituting therefor the following section :

‘Sect. 74. There shall be a closed season on wild birds in
2 this state from sunset to half an hour before sunrise of the
3 following morning, and on wild animals from one hour
4 after sunset until one hour before sunrise of the following
5 morning, during which closed season it shall be unlawful
6 to hunt, kill or destroy any wild bird or wild animal of any
7 kind. No person shall have in possession, at any time, any
8 wild bird or wild animal, or part thereof, taken in viola-
9 tion of any provision of this section. Whoever violates any
10 provision of this section shall pay a fine of not less than
11 ten, nor more than fifty dollars and costs for each offense;
12 provided, however, that if any protected wild birds or wild
13 animals are hunted, killed, destroyed or had in possession
14 in violation of this section the penalty shall be the same as
15 is now imposed therefor during other closed season; pro-

16 vided, further, that the provisions of this section shall not
17 apply to the hunting of raccoons at night from August fif-
18 teenth to October thirty-first, following, of each year, both
19 days inclusive.'

Sect. 32. Section eighty-one of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seventeen,
4 is hereby amended by striking out all of said section and by
5 substituting therefor the following section:

'Sect. 81. All birds, fish, game or other wild animals, or
2 parts thereof, hunted, caught, killed, destroyed, bought, sold,
3 carried, transported, or found in possession of any person
4 or corporation in violation of any provision of this chapter,
5 or amendment thereof, shall be liable to seizure, and in
6 case of conviction for such violation the court shall de-
7 clare the same forfeited to the state, to be sold for the bene-
8 fit of the state. Any person whose birds, fish, game or
9 other wild animals, or parts thereof, have been seized for
10 violation of any game or fish law, shall have it returned to
11 him on giving to the officer a bond with sufficient sureties,
12 who shall be residents of the state, in double the amount
13 of the fine for such violation, conditioned that, if convicted
14 of such violation, he will, within thirty days thereafter,
15 pay such fine and costs. If he neglects or refuses to imme-
16 diately give such bond and take the birds, fish, game or
17 other wild animals, or parts thereof, so seized, he shall have
18 no action against the officer for such seizure or for the loss

19 of the birds, fish, game or other wild animals, or parts
20 thereof, seized.'

Sect. 33. Section eighty-four of chapter thirty-three of
2 the revised statutes, as amended by chapter two hundred
3 nineteen of the public laws of nineteen hundred seven-
4 teen, is hereby amended by striking out all of said section
5 and by substituting therefor the following section:

'Sect. 84. Any officer authorized to enforce the inland
2 fish and game laws may, without process, arrest any viola-
3 tor of said laws, and shall with reasonable diligence cause
4 him to be taken before any trial justice or any municipal or
5 police court, in the county where the offense was commit-
6 ted, or in any adjoining county, for a warrant and trial.
7 Jurisdiction in such cases is hereby granted to all trial jus-
8 tices and all other courts to be exercised in the same man-
9 ner as if the offense had been committed in that county;
10 and any officer who shall maliciously, or without probable
11 cause, abuse his power in such proceedings shall upon con-
12 viction be punished by a fine of not exceeding one hundred
13 dollars and costs, or by imprisonment not exceeding three
14 months.

Whoever is convicted, in any court, or by any trial justice;
2 of a violation of any inland fish or game law which is pun-
3 ishable by a fine and costs only, without imprisonment, shall
4 be liable to not exceeding thirty days' imprisonment in a
5 county jail for the non-payment of said fine and costs, or
6 until the same are paid.'

Sect. 34. The provisions of this act shall not be construed as repealing any rules and regulations of the department of inland fisheries and game which may be in force when this act takes effect.