

MAINE STATE LEGISLATURE

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NEW DRAFT

EIGHTY-FIRST LEGISLATURE

SENATE

NO. 305

In Senate, March 29, 1923.

Reported by Mr. Wilson from Committee on Inland Fisheries and laid on table to be printed under joint rules.

L. ERNEST THORNTON, Secretary.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE**

AN ACT to Amend Section Forty-six of Chapter Two Hundred Nineteen of the Public Laws of Nineteen Hundred Seventeen, as Amended by Chapter One Hundred Thirty-three of the Public Laws of Nineteen Hundred Nineteen, and as Amended by Chapter Two Hundred Eighteen of the Public Laws of Nineteen Hundred Twenty-one, Relating to the Protection of Fur-bearing Animals.

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

Section forty-six of chapter two hundred nineteen of the
2 public laws of nineteen hundred seventeen, as amended by
3 chapter one hundred thirty-three of the public laws of
4 nineteen hundred nineteen, and as amended by chapter two

5 hundred eighteen of the public laws of nineteen hundred
6 twenty-one, is hereby amended by striking out all of said
7 section and by substituting therefor the following section:

‘Sect. 46. Whoever, from the first day of March to the
2 thirty-first day of the following October, both days in-
3 clusive, hunts, traps, kills, pursues or catches any fur-
4 bearing animal (except bears, muskrats, raccoons, beaver,
5 bobcats, loup-cervier, Canada lynx and weasels) or whoever,
6 from the first day of March to the thirty-first day of the
7 following August, both days inclusive, hunts, traps, kills,
8 pursues or catches any raccoon, or whoever from the first
9 day of May to the thirtieth day of the following November,
10 both days inclusive, hunts, traps, kills, pursues or catches
11 any muskrat or muskrats in the county of Androscoggin,
12 Cumberland, York, Sagadahoc, Kennebec, Lincoln, Waldo
13 or Knox, (or whoever from the fifteenth day of May to
14 the thirty-first day of the following October, both days in-
15 clusive, hunts, traps, kills, pursues or catches any muskrat
16 or muskrats in the county of Washington, Hancock, Aroos-
17 took, Penobscot, Piscataquis, Somerset, Franklin or Ox-
18 ford), or whoever has in possession at any time any fur-
19 bearing animal or part or parts thereof taken in closed
20 season shall pay a fine of ten dollars and costs for each
21 offense and in addition thereto three dollars for each fur-
22 bearing animal hunted, trapped, killed, pursued, caught or
23 had in possession in violation hereof.

Provided, further, that it shall be unlawful, under the

2 same penalty, to take, catch, trap, kill or destroy any musk-
3 rat or muskrats at any time in Lower Kezar Pond, in the
4 town of Fryeburg, in the county of Oxford, and in the
5 town of Bridgton, in the county of Cumberland, or in the
6 outlet stream of said Lower Kezar Pond, or in the Kezar
7 Meadows, so-called, adjacent to said pond (which meadows
8 are bounded by the outlet stream of said pond, by the Old
9 Saco River, by the "Uplands," so-called, and by the "Up-
10 land" on the easterly side of said meadows) or in the east
11 bog, so-called, or in the west bog, so-called, bounded by the
12 "Uplands," and on the westerly side by a wire fence on
13 land owned by E. C. Buzzell; except that it shall be lawful
14 to take muskrats within said territory in the usual manner
15 of trapping, in accordance with the general statutes of the
16 state, during the months of March and April in each year.

Provided, further, that for a period of five years from the
2 time this act becomes effective it shall be unlawful, under
3 the same penalty, for any person to hunt, trap, kill, pursue
4 or catch any muskrat or muskrats at any time in Songo
5 River, a tributary to Sebago Lake, which lake is situated
6 in the county of Cumberland, or in Crooked River, also a
7 tributary to said Sebago Lake, up as far as Edes Falls
8 bridge.

Provided, further, that for a period of two years from the
2 time this act becomes effective it shall be unlawful, under
3 the same penalty, for any person to hunt, trap, kill, pursue
4 or catch any muskrat or muskrats at any time in Royal

5 River, so-called, or in any of the tributaries to said river,
6 which waters are situated in the county of Cumberland,
7 except from April fifteenth to April thirtieth of each year,
8 both days inclusive, it shall be lawful to hunt and trap
9 muskrats in said waters in accordance with the general law
10 of the state.

Provided, further, that for a period of two years from
2 the time this act becomes effective it shall be unlawful,
3 under the same penalty, for any person to hunt, trap, kill,
4 pursue or catch any muskrat or muskrats at any time in
5 Gardner Lake, so-called, which lake is situated in the towns
6 of East Machias, Whiting and Marion, in the county of
7 Washington, or in any of the tributaries to said lake.

Provided, further, that for a period of three years from
2 the time this act becomes effective it shall be unlawful,
3 under the same penalty, for any person to hunt, trap, kill,
4 pursue or catch any mink or muskrat at any time in Winne-
5 gance Creek or Winnegance Stream, which waters are
6 situated in the county of Sagadahoc, or within five rods
7 of high water mark on said Winnegance Creek or Winne-
8 gance Stream, or in the marshes below the upper dyke,
9 so-called, on said Winnegance Stream.

Provided, further, that for a period of two years from
2 the time this act becomes effective it shall be unlawful
3 under the same penalty for any person to hunt, trap, kill,
4 pursue or catch any muskrat or muskrats at any time in
5 the county of Kennebec, or in Pleasant Pond, so-called, or

6 in Mud Pond, so-called, connected with said Pleasant Pond,
7 which waters are situated partly in the county of Kennebec
8 and partly in the county of Sagadahoc.

Provided, further, it shall be unlawful to set a trap at any
2 time within twenty-five feet of, or to molest or destroy,
3 a muskrat house, under a penalty of ten dollars and costs
4 for each offense.

Whoever at any time hunts, traps, kills, pursues, catches or
2 has in possession any beaver, or part thereof, except as
3 provided in the preceding section, or whoever, at any time,
4 molests or destroys a beaver house, or sets a trap within
5 twenty-five feet thereof, shall pay a fine of one hundred
6 dollars and costs for each offense.

Provided, however, that any person may lawfully kill any
2 wild animal (other than beaver) or any wild bird found
3 destroying his property.'