

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

NEW DRAFT

EIGHTY - THIRD LEGISLATURE

House Document

No. 559

H. P. 1232 House of Representatives, March 31, 1927.

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

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

AN ACT Relating to Smelts.

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

Section twenty-six of chapter two hundred and nineteen
2 of the public laws of nineteen hundred and seventeen, as
3 amended by chapter two hundred and forty-four of the pub-
4 lic laws of nineteen hundred and seventeen, and by chap-
5 ter one hundred and ninety-six of the public laws of nine-
6 teen hundred and nineteen, and by chapter two hundred
7 and eighteen of the public laws of nineteen hundred and
8 twenty-one, and by chapters thirty-two and one hundred
9 and thirty-two of the public laws of nineteen hundred and
10 twenty-three, and by chapter eighty-six of the public laws
11 of nineteen hundred and twenty-five, is hereby amended by

12 striking out all of said section and by substituting therefor
13 the following section :

‘Sect. 26. It shall be lawful, however, to take smelts in
2 all the inland waters of the state above tide waters with a
3 dip-net in the usual and ordinary way, and to catch them
4 through the ice in the day time with single hook and line,
5 at any time, in waters open to ice fishing, but they shall not
6 be taken for sale, or sold at any time, except for bait for
7 fishing in this state.

Provided, however, that it shall be lawful to take smelts,
2 with single hook and line, in the day time, in Sebago lake,
3 for sale within the state, during January, February and
4 March of each year, but they shall not be taken with a dip-
5 net in any of the tributaries to Sebago lake except for food
6 purposes in the family of the person taking the same or
7 to be sold only for bait for fishing within this state; and
8 provided, further, that no family shall take or have in pos-
9 session, in any one day, more than one peck of said smelts
10 by means of a dip-net in said waters, and then only under
11 permit issued by the department of inland fisheries and game
12 on application duly approved by an inland fish and game
13 warden or deputy inland fish and game warden; and pro-
14 vided, further, that it shall be unlawful to take smelts at
15 any time in Swan lake, or in any of the tributaries to said
16 lake, in the county of Waldo, in any manner EXCEPT
17 with single hook and line; and provided, further, that it
18 shall be unlawful to take any smelts at any time during the

19 spawning season from either of the three tributaries flow-
20 ing into the head of Bryant pond, or Lake Christopher, so
21 called, in the town of Woodstock, in the county of Oxford.
22 Provided, further, that it shall be lawful to take minnows
23 and other fish usually used for bait for fishing, in all the
24 inland waters of the state, and to sell the same for bait for
25 fishing only in this state; and provided, further, that it shall
26 be lawful to catch white fish with single hook and line at
27 any time, in all the inland waters of the state, but they shall
28 not be taken at night with set lines; and provided, further,
29 that white fish and cusk may be taken, by means of nets,
30 for food purposes only in the family of the person taking
31 the same, in such waters as the commissioner of inland fish-
32 eries and game may deem advisable, and under such con-
33 ditions, rules and regulations as he may establish; and pro-
34 vided, further, that it shall be lawful to catch cusk at any
35 time in waters open to ice fishing with not more than five
36 set lines to each family when fishing through the ice and
37 when under the immediate personal supervision of the per-
38 son fishing; and provided, further, that it shall be lawful
39 to take suckers with spears, in all the inland waters of the
40 state, during April and May of each year. Provided, fur-
41 ther, that the commissioner of inland fisheries and game
42 may grant special permits to take white perch in the inland
43 waters of the state for the purpose of science, propagation
44 or dissemination or for the purpose of ridding any inland
45 waters of white perch, whenever, after investigation, he

46 deems it advisable. Whoever violates any provision of this
47 section shall pay a fine of fifty dollars and costs for each
48 offense.'