

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

No. 548

S. P. 341

In Senate, Feb. 8, 1933.

Reference reconsidered. Tabled by Senator Blaisdell of Hancock pending reference and 500 copies ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Blaisdell of Hancock.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-THREE

AN ACT to Protect the Propagation and Cultivation of Quahaugs.

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

Sec. 1. R. S. c. 50, § 66, amended. R. S. chapter 50, section 66 is hereby amended by adding thereto the following paragraph:

'Par. 2. Any inhabitant of this state, who is the owner or lessee of tide flats other than those used as public bathing beaches, may enclose a portion of the same, between high and low water marks, for the cultivation and propagation of quahaugs. Such enclosure shall be plainly designated by suitable and sufficient markers. While so marked, providing he is actually using said enclosed portion in good faith for said purpose, he shall have the exclusive right of use of the soil therein. Any person wilfully trespassing within said enclosure so marked, or taking, digging, or removing any shellfish therefrom without the authority of the owner or lessee of said flats, or causing damages to said shellfish therein, shall be punishable by a fine of twenty dollars for each such offense, and shall, in addition thereto, be liable to said owner or lessee, in an action of debt, for three times the value of any shellfish taken or dug up, whether they are actually removed or not, and for three times the amount of any other damage done within said enclosure.'

Sec. 2. Repealing clause. All acts or parts of acts inconsistent herewith are hereby repealed.