

MAINE STATE LEGISLATURE

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EIGHTY - SEVENTH LEGISLATURE

Legislative Document

No. 102

H. P. 332

House of Representatives, January 23, 1935.

Referred to Committee on Sea and Shore Fisheries, sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Gray of Brooksville.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-FIVE

RESOLVE, Relating to the Taking of Alewives from the Bagaduce River.

Emergency preamble. Whereas, there is no competent law regulating the taking of alewives from the waters of the Walkers Pond Branch of the Bagaduce river, and

Whereas, the uncontrolled taking of these fish from these waters threatens to render them extinct at an early date and thereby deprive the inhabitants of the surrounding territory of a valuable source of food supply, and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety, now, therefore, be it

Taking of alewives in Bagaduce river regulated. Resolved: That the commissioner of sea and shore fisheries is hereby directed to issue a rule and regulation as follows:

‘The entire control and authority over the taking of alewives from the waters of the Walkers Pond Branch of the Bagaduce river for a distance of 500 yards down stream from the fishway on outlet of the said Walkers pond, is hereby granted to the inhabitants of the town of Brooksville. Said town, may at any legal town meeting, by articles duly inserted in the war-

rant for that purpose, control the same through the selectmen or any committee appointed for that purpose. The right to take alewives therefrom may be sold by the selectmen or committee and they may make such disposition of the right to take alewives in said stream as it is deemed most expedient for said town and regulate the times during which, the places where and the manner in which said alewives may be taken. Any person who shall take alewives contrary to the provision hereof who shall violate any provision of any rule and regulation duly made by said town to control the taking of alewives from said waters shall be punished by a fine of not less than \$10 nor more than \$50 and costs of prosecution.'

Emergency clause. In view of the emergency cited in the preamble hereof, this resolve shall take effect when approved.