

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)

EIGHTY - EIGHTH LEGISLATURE

Legislative Document

No. 92

H. P. 289

House of Representatives, January 26, 1937.

Referred to Committee on Inland Fisheries and Game. Sent up for concurrence and 500 copies ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Ellis of Rangeley.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-SEVEN

AN ACT Relative to Damage by Deer and Moose.

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

Sec. 1. R. S., c. 38, § 61, amended. The second paragraph of section 61 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

‘Provided, however, that if a deer is found doing actual, substantial damage to any growing cultivated crops, the cultivator of such crops may kill the deer, and may consume said deer in his own family but not otherwise; but he shall not pursue the deer beyond the limits of his cultivated land in which the damage is being done; provided, that whoever kills a deer in accordance with the provisions herein contained shall ~~forthwith~~ **within 24 hours** give notice in writing to the commissioner of the fact of such killing and the character and estimated amount of damage done; whoever fails to give such notice shall in no wise be protected by the provisions hereof. **If the cultivator of any growing crops or orchard, or the owner or keeper of any orchard, kills a deer found doing damage as provided in this section he shall receive no compensation from the state for said damage.** Whoever shall cultivate any crops for the manifest purpose of killing deer under the provisions of this paragraph shall in no wise be

protected thereby; and it shall be unlawful to place salt or any other bait or food in any place for the purpose of enticing deer thereto. Any dead deer found in the woods not having a tag identifying the owner thereof shall be ~~subject to seizure and confiscation by the department~~ **the property of the state of Maine to be disposed of by direction of the commissioner.** The owner or keeper of any orchard or growing crops shall within 48 hours after he discovers there is damage being done to said orchard or crops, by deer or other protected animals or birds, report the same in writing to the commissioner either directly or to the inland fish and game warden in whose district said crop or orchard is being damaged. Any person who claims a damage to growing crops or orchard by deer or other protected animals or birds shall within 3 days after he discovers such damage is being done report the same in writing to the commissioner or to the deputy inland fish and game warden in whose district said crop or orchard is being damaged.'

Sec. 2. R. S., c. 38, § 61, further amended. Section 61 of chapter 38 of the revised statutes, is hereby further amended by adding at the end thereof the following paragraph:

'Any person who suffers property damage caused by deer or moose, other than damage to cultivated crops or orchards, shall within 12 hours thereafter report the same in writing to the commissioner or to the deputy inland fish and game warden in whose district said damage occurred. Upon satisfactory proof of the damage and extent thereof, the same shall be paid as in the case of damage to growing crops. Provided, however, that no damage shall be paid if said damage is not reported as required above.'