

# MAINE STATE LEGISLATURE

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

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**Legislative Document**

**No. 790**

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S. P. 78

In Senate, February 14, 1939.

Reported by Senator Lewis of Lincoln from Committee on Sea and Shore Fisheries and laid on table to be printed under Joint Rules.

ROYDEN V. BROWN, Secretary.

Presented by Senator Wentworth of York.

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**S T A T E   O F   M A I N E**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
THIRTY-NINE

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**AN ACT Regulating Places and Time of Taking Salmon, Shad and Alewives in Certain Waters; Penalty.**

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

**P. L., 1933, c. 2, § 27, amended.** Section 27 of chapter 2 of the Public Laws of 1933 is hereby amended to read as follows:

**‘Sec. 27. Regulation of places and times for taking salmon, shad and alewives in certain waters; penalty.** No salmon, shad, or other migratory fish shall be taken or fished for within 500 yards of any fishway, dam, or millrace; nor in the Penobscot river between the mouth of the Kenduskeag stream and the waterworks dam at Treat’s Falls on said river, nor between the Augusta highway bridge over the Kennebec river and the Augusta dam; nor in Mill river, a tributary of Georges river, in Thomaston, Maine, between said Georges river and the old dam at head of tidewaters in said Mill river; nor any salmon 500 feet above Ferry point bridge on the St. Croix river in Calais, between the 1st days of April and November, **nor in the tidal area of the Saco river between a line drawn from the easterly point of Stage Island to Sharp’s Rocks, and the southerly end of the breakwaters and from said southerly end of the breakwaters to the Laconia Falls and the Lower Falls, so-called,** except by the ordinary mode of angling with single hook and line or artificial flies; nor shall hook and line or artificial

flies be used at any time within 100 yards of any fishway, dam or millrace; but this section shall not apply to the taking of alewives by the town of Warren in the Georges river, and by the town of Waldoboro in Medomak river, under the authority granted said towns by a private and special law of Massachusetts passed the 6th day of March, 1802, and amendments thereof passed by the legislature of this state; nor shall it apply to the taking of alewives by the town of Woolwich in Nequasset stream; nor shall it apply to the taking of alewives by the West Harbor Ice Company in the water below its fishway, erected under authority given by chapter 140 of the private and special laws of 1905, **nor shall it apply to the taking of eels, alewives, shad or smelts with dipnets, or live bait as prescribed by R. S., c. 38, as revised, in the Saco River.** Fly fishing shall be allowed up to the bridge across the Denny's river at Lincoln's mill, but not between said bridge and Lincoln's mill dam. ~~This section shall not apply to the Laconia Falls and the Lower Falls, so called, of the Saco River, located at Biddeford and Saco, and upon the 1st 3 days of each week, from the 1st of June to the 1st of September of each year, all persons may dip for salmon, shad and alewives at the falls last named above.~~ Any person may take any salmon, shad or alewives in the waters of Orange river in the town of Whiting in the county of Washington, up to 130 yards of the fishway at the lower dam in said river; subject, however, to all the laws of the State, and laws regulating the taking of such fish in said river. Any person may take any salmon, shad or alewives in the waters of the Kennebec river in the city of Augusta between the Augusta highway bridge and the Augusta dam, by fly fishing only, from the 1st day of May to the 1st day of October of each year. The penalty for any violation of this section is a fine of not less than \$10 nor more than \$50 for each offense and a further fine of \$10 for each salmon and \$1 for each shad, alewife or other migratory fish so taken.