

MAINE STATE LEGISLATURE

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

Legislative Document

No. 180

S. P. 159

In Senate, January 28, 1943.

Referred to Committee on Inland Fisheries and Game, sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Peakes of Piscataquis.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-THREE

AN ACT Relating to Game Management and Game Management Areas.

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

Sec. 1. R. S., c. 38, § 40, additional. Section 40 of chapter 38 of the revised statutes, as revised, is hereby amended by adding a new subsection to be lettered "f." and to read as follows :

'f. For the purpose of this chapter game management shall be the art of making land produce sustained annual crops of wild game to benefit wildlife conditions in the state of Maine. Proper game management shall include any one or all of the following :

1. Restriction of hunting.
2. Predatory control.
3. Reservation of game lands (as parks, forests, refuges, etc.).
4. Artificial replenishment (restocking and game farming).
5. Environmental controls (control of food, cover, special factors, and disease).
6. Experimental studies in any manner toward increasing game species in Maine.'

Sec. 2. R. S., c. 38, § 10, amended. Section 10 of chapter 38 of the revised statutes, as revised, is hereby amended to read as follows:

‘Sec. 10. Commissioner may take land for fish hatcheries or game management areas; appeal. The commissioner for the location, construction, maintenance and convenient operation of a **game management area for game**, fish hatchery or fish hatcheries and feeding stations for fish may acquire in the name of the state by gift, bequest or otherwise, real and personal property or he may purchase, lease or take and hold, for and in behalf of the state, as for public uses, land and all materials in and upon it or any rights necessary for the purpose of establishing, erecting, and operating **game management areas**, fish hatcheries or feeding stations.

For real estate so taken, the owners are entitled to damages, to be paid by the state and estimated by the county commissioners, on written application of either party, made within 1 year after filing the location as hereinafter provided, or if proceedings thus commenced fail for causes not affecting the merits, new ones may be commenced within 1 year thereafter. When the commissioner deems that a public exigency requires the taking of any land or rights for the purposes aforesaid, they shall cause the same to be surveyed, located, and so described that the same can be identified, and a plan thereof shall be filed in the registry of deeds in the county, or registry district, where the land or rights are located, and there recorded. The filing of such plan and description shall vest the title to the land and right aforesaid in the state, or its grantees to be held during the pleasure of the state. Either party, if aggrieved by a decision of the county commissioners rendered in conformity with the provisions of this section, may appeal as in cases of land taken for highways to the superior court in the county in which the land is situated.’