

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE,

1858.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February  
26, 1840, and March 16, 1842.  
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AUGUSTA:
STEVENS & SAYWARD, PRINTERS TO THE STATE.

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1858.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1858.

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**Chapter 20.****CHAP. 20.**

An act to amend chapter forty, section fifty-three of the revised statutes, relating to the taking of fish from Moosehead lake.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. The fifty-third section of chapter forty of the revised statutes is hereby amended so as to read as follows :

Ch. 40, sect. 53,  
R. S. amended.

SECT. 53. All persons are hereby prohibited from taking any fish from Moosehead lake, or from its coves, creeks or inlets, during the months of October and November of each year, and from taking any fish in the waters aforesaid with seines or nets during any part of the year, under a penalty of ten dollars for each offence ; one half thereof to the use of the prosecutor and the other half to the use of the state.

Taking fish  
prohibited in  
Oct. and Nov.,  
and with seines  
and nets.

Penalty.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

[Approved March 19, 1858.]

**Chapter 21.**

An act relating to executions against sheriffs.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. No sheriff shall be arrested upon any writ or execution in any civil action ; but when a judgment is rendered against him in his private or official capacity the execution thereon shall issue against his property ; but not against his body ; yet he may after notice that such execution has issued, unless upon a judgment for his own official delinquency, cite the creditor and make disclosure of the actual state of his affairs in the manner provided by law for poor debtors arrested upon execution ; and if the execution is returned unsatisfied, and he shall not have made such disclosure, or if the judgment was rendered for his own official delinquency, the creditor may file an attested copy of such execution and return, with the governor and council, and serve on such sheriff a copy of such copy, attested by the secretary of state, with a notice under his hand of the day on which such copy was filed, and if such sheriff does not within forty days after such service, pay the creditor his full debt with reasonable cost for copies and service of them, he thereby vacates his office. But when he ceases to be sheriff the clerk may issue alias

Sheriffs not liable to arrest in civil action, executions issue against property.

—may disclose.

—failing to pay or disclose, vacates his office.