

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE.

1879.

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Published by the Secretary of State, agreeably to Resolves of June 28,  
1820, February 18, 1840, and March 16, 1842.

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AUGUSTA:  
E. F. PILLSBURY & CO., STATE PRINTERS.  
1879.

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1879.

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**Chapter 95.**

An Act to amend chapter twenty-two, section six of the Revised Statutes of eighteen hundred and seventy-one.

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

Sec. 6, ch. 22 R.  
S. amended.

Section six of chapter twenty-two, of the revised statutes, is amended by adding to said section the following words: 'and shall have a lien on the land owned or occupied by the party neglecting or refusing to build or maintain the partition fence assigned to him by the fence viewers therefor, to be enforced by attachment made within one year from the day of division by the fence viewers' so that said section as amended, shall read as follows :

Any party failing to build his part of the division fence, it may be done by the aggrieved party who shall have his remedy.

'SECT. 6. If any party refuses or neglects to build and maintain the part thus assigned him, it may be done by the aggrieved party ; and he shall be entitled to the double value and expenses ascertained, and to be recovered as provided in section four, and shall have a lien on the land owned or occupied by the party neglecting or refusing to build or maintain the partition fence assigned to him by the fence viewers therefor, to be enforced by attachment made within one year from the day of division by the fence viewers.'

Approved February 15, 1879.

**Chapter 96.**

An Act for the protection of Lobsters.

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

Lobsters not to be canned between Aug. 1st and April 1st.  
—penalty.

SECT. 1. No person or corporation shall can or preserve any lobsters within the limits of this state, from the first day of August to the first day of April following, under a penalty of five dollars for every lobster so canned or preserved and a further penalty of three hundred dollars for each and every day on which such canning or preserving is done by said person or corporation from the said first day of August to the said first day of April following.

Certain sized lobsters not to be exposed for sale.

SECT. 2. No lobster of less size than ten and one-half inches in length, measuring from one extreme of the body extended to the other exclusive of feelers and claws, shall be sold or exposed for sale from the first day of August to the first day of April following, under a penalty of five dollars for each and every lobster so sold or exposed for sale.

—penalty.

Penalties, how recovered.

SECT. 3. The penalties under this act may be recovered by indictment or action of debt, one-half thereof to go to the person

making the complaint or bringing the action and one-half to the use of the town in which the offense is committed. CHAP. 97.

SECT. 4. All acts and parts of acts inconsistent with this act, are hereby repealed. Acts inconsis-  
tent repealed.

Approved February 15, 1879.

### Chapter 97.

An Act to amend section forty-one of chapter four of the Revised Statutes relating to voting places on the Islands in Portland.

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

SECT. 1. Section forty-one of chapter four of the revised statutes, is hereby amended, so as to read as follows: Sec. 41, ch. 4, R.  
S., amended.

‘SECT. 41. The several islands within the city of Portland shall so far constitute two separate wards as to entitle the legal voters of each of said wards to choose a warden, ward clerk and one constable, who shall be residents on said islands and of their respective wards. The first of said wards shall comprise Long Island, Crotch Island, Hope Island, Jewell’s Island and Little Chebeague Island, or such parts of said islands as are within the city of Portland, and the ward meetings of said first ward shall be holden on Long Island. The second of said wards shall comprise the remaining islands within the city of Portland, and the ward meetings of said second ward shall be holden on Peak’s Island. The qualified electors of each of said wards may meet as provided in the thirty-ninth section, and also for the choice of city officers, at the place designated, and may, on the day of election vote, for all officers named in the warrant calling the meeting. Islands in city  
of Portland to  
constitute two  
wards as to  
election of cer-  
tain officers.  
  
What islands  
constitute first  
ward.  
  
What islands  
constitute sec-  
ond ward.  
  
Electors to  
meet as provid-  
ed in 39th sec-  
tion.

SECT. 2. All acts or parts of acts inconsistent with this act are hereby repealed. Inconsistent  
acts repealed.

SECT. 3. This act shall take effect when approved.

Approved February 15, 1879.