

# 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,  
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1879.

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CHAP. 142. from, against the written protest of the owner, made to the municipal officers of the town at the time of hearing on said petition.'

five rods of dwelling house against written protest of the owner.

Ch. 195, public laws of 1877 repealed and sec. 8, ch. 241, acts of 1874 revived.

SECT. 2. Chapter one hundred and ninety-five, of the public laws of eighteen hundred and seventy-seven, relating to burying grounds, is hereby repealed, and section eight, of chapter two hundred and forty-one, of the acts of eighteen hundred and seventy-four, is hereby revived, so far as amended by this act.

Approved March 1, 1879.

### Chapter 142.

An Act to amend section thirteen of chapter forty-one of the Revised Statutes relating to the sale of Coal.

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

Sec. 13, ch. 41, R. S., amended.

Section thirteen of chapter forty-one of revised statutes is hereby amended by striking out the words, "the parties otherwise agree, or" in the first line, and inserting the words 'on request of the purchaser' after the word "shall" in the second line, so that said section as amended shall read as follows:

Seller of coal, where not sold by cargo, shall on request cause same to be weighed by sworn weigher. Suit not to be maintained unless—

'SECT. 13. Unless the coal is sold by the cargo, the seller shall, on request of the purchaser, cause the same to be weighed by a sworn weigher, who shall make a certificate of the weight thereof; and the seller shall not maintain a suit for the price of such coal unless he had delivered such certificate to the buyer before its commencement.'

Approved March 1, 1879.

### Chapter 143.

An act to amend chapter seventy-five of the Public Laws of eighteen hundred and seventy-eight, relating to Fisheries and the Propagation of Fish.

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

Sec. 9, ch. 75, public laws 1878, amended.

SECT. 1. Section nine of chapter seventy-five of the public laws of the year eighteen hundred and seventy-eight, is hereby amended, so that as amended it shall read as follows:

Certain fish not to be taken or fished for in certain localities on Penobscot and Kennebec rivers

'SECT. 9. No salmon, shad or other migratory fish shall be taken or fished for within five hundred yards of any fish-way, dam or mill-race; nor between the Bangor and Brewer bridge over the Penobscot river and the water works dam at Treats Falls on said

river; nor between the Augusta highway bridge over the Kennebec river and the Augusta dam on said river, between the first day of April and the first day of November in each year, 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 one hundred yards of any fish way, dam or mill race. The penalty for violation of this section shall be a fine of not more than fifty nor less than ten dollars for each offense, and a further fine of ten dollars for each salmon, one dollar for each shad, so taken.'

SECT. 2. Section ten of said chapter is hereby amended, by adding after the words "shall be" in the third line the words 'fished for,' so that as amended, said section shall read as follows, viz:

'SECT. 10. There shall be a close time for salmon from the fifteenth day of July of each year, to the first day of April following, during which no salmon shall be fished for, taken or killed in any manner, under a penalty of not more than fifty nor less than ten dollars, and a further penalty of ten dollars for each salmon so taken or killed.'

SECT. 3. Section twenty-one is hereby amended, so that as amended it shall read as follows:

'SECT. 21. The commissioners of fisheries may set apart any waters for the purpose of cultivation of fish, and after notice published three weeks successively in some newspaper published in the county where such waters are located, no person shall take, kill or fish for any fish therein, under a penalty of not less than ten, nor more than one hundred dollars, and a further penalty of one dollar for each fish so taken or killed.'

SECT. 4. All acts inconsistent with this act are hereby repealed.

Approved March 3, 1870.

CHAP. 144.

during time from April 1 to Nov. 1—except by ordinary mode.

Hook and line or artificial fly not to be used, where.

Penalty.

Sec. 10 amended.

Close time for salmon.

Penalty for violation.

Sec. 21 amended.

Fish commissioners to set apart waters for cultivation of fish.

No person to kill fish therein after notice.

Inconsistent acts repealed.

## Chapter 144.

An act to establish the salaries of certain public officers.

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

SECT. 1. The salary of the land agent shall be eight hundred dollars per annum, to be paid in quarterly payments from the treasury of the State.

Land agent's salary \$800.

SECT. 2. The salary of the messenger to the governor and council shall be five hundred dollars per annum in full for all services and travel.

Messenger to governor and council \$500.

SECT. 3. All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Repealing clause.

SECT. 4. This act shall take effect when approved.

Take effect when approved.

Approved March 3, 1870.