

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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PRIVATE AND SPECIAL LAWS  
OF THE  
STATE OF MAINE.

1887.

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## Chapter 264.

An Act for the protection of Salmon and Alewives in Pleasant River, Washington County.

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

Taking of salmon and alewives in Pleasant river, between Friday and Monday, prohibited.

SECT. 1. From and after the passage of this act, no person shall be allowed to take any salmon or alewives in the waters of Pleasant river, in Washington county, with any large nets, spears or scoop nets, or in any weir, between sunrise Friday of each week, and sunrise Monday of each succeeding week, under a penalty of twenty dollars for each and every fish so taken.

—penalty.

Weirs shall be kept open during close time.

SECT. 2. The owner or owners of all weirs and other machines placed in said waters, for the purpose of taking said fish, shall cause the same to be kept open from sunrise on Friday of each week, till sunrise Monday of each succeeding week, under a penalty of fifty dollars for each offense.

—penalty.

Height of weirs, regulated.

SECT. 3. No person shall build or place in said waters, for taking alewives, any weir of any kind whatever, higher than a half tide weir, under a penalty of fifty dollars.

Towns shall choose fish committee.

SECT. 4. It shall be the duty of each town and plantation, Beddington excepted, through which said river passes, at their annual meeting in March or April, to choose three suitable persons for a fish committee, who shall be sworn, faithfully and impartially, to discharge the duties required of them by this act.

Fishways shall be built in all dams.

SECT. 5. There shall be good and sufficient fishway for the passage of salmon and alewives, made over or around every dam, in or across said river or any of its branches where said fish have usually passed, by the owners or occupants of said dams ; and said fishways shall be kept open at all times between the fifteenth day of May and the fifteenth day of September in each year ; and any owner or occupant of such dam, who shall neglect or refuse to make and keep open such fishway after ten days' notice in writing by said committee, shall forfeit a sum not less than one hundred dollars for every offense.

—shall be kept open between May 15 and Sept. 15.

—penalty.

Eel weirs, prohibited.

SECT. 6. No person shall erect any eel weir in any part of said river or its branches, or in any of its lakes, from or through which said river may flow, so as to stop or impede the passage of said fish in said river, or take said fish in eel pots, under a penalty of ten dollars.

SECT. 7. All nets, seines, craft, barrels and salt used in taking or curing fish in violation of this act, and all fish so taken, shall be forfeited and may be seized by said committee or any one of them, when so used, and shall be proceeded against, as directed in the act prescribing the mode of recovering forfeitures of personal property liable thereto by law.

All nets, etc., used in violation of this act, shall be forfeited.

SECT. 8. No person shall take fish of either of the kinds aforesaid, within a line three rods below the lower roll dam, and a line one rod above the Harris dam on said river, unless permitted to do so by the fish committee, for the propagation of said fish, under a penalty of not less than two or more than twenty dollars.

Taking of fish in certain places, forbidden.

SECT. 9. If any person shall resist such fish committee, or either of them, in the execution of their duties prescribed by this act, he shall forfeit a sum not less than ten dollars or more than fifty dollars.

Penalty for resisting fish committee.

SECT. 10. The inhabitants of every town and plantation through which said river passes, are empowered, at any legal meeting, by their vote, to prohibit all persons other than inhabitants and residents of the same, from taking any of the fish aforesaid, within limits of such town or plantation, and any person who shall take said fish contrary to such vote, shall forfeit ten dollars for each and every offense.

Towns authorized to prohibit taking of fish within corporate limits.

SECT. 11. No person shall take at any time, by means of seine, sweep net, or drag net, or weir, any salmon, under penalty of not less than twenty or more than fifty dollars for every fish so taken.

Taking of salmon by seines, etc., prohibited.

SECT. 12. If any person having taken any alewives from said waters or purchased any so taken, shall permit them to become tainted and offensive to the inhabitants, he shall forfeit and pay the sum of twenty dollars for each offense.

Penalty for permitting alewives to become tainted and offensive.

SECT. 13. The penalties imposed by this act may be recovered by action of debt, one-half to the use of the county wherein the offense was committed, and the other half to the use of the person who shall sue therefor.

How penalties may be recovered and disposed of.

SECT. 14. All acts and parts of acts inconsistent with this act, are hereby repealed.

Inconsistent acts, repealed.