

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

## SIXTY-SEVENTH LEGISLATURE

OF THE

## STATE OF MAINE

1895.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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OF THE  
STATE OF MAINE.

1895.

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ing on its face that he is authorized to do so. The inspectors shall account for all such sums to the governor and council, and pay the same into the state treasury. The accounts of the inspectors for compensation and expenses under this act, shall be audited by the governor and council.'

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Inspectors shall account for money received.

Accounts to be audited by governor and council.

Approved March 26, 1895.

**Chapter 147.**

An Act establishing the salary of the County Attorney for the County of Androscoggin.

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

SECT. 1. The county attorney for the county of Androscoggin shall receive an annual salary from the treasurer of state, of eight hundred dollars payable quarterly on the first days of January, April, July and October, in each year, beginning on the first day of April eighteen hundred and ninety-five, instead of the salary now provided by law.

Salary of Co. attorney of Androscoggin county, fixed.

SECT. 2. All acts and parts of acts inconsistent with this act, are hereby repealed.

Inconsistent acts, repealed.

Approved March 26, 1895.

**Chapter 148.**

An Act to amend sections forty-one and forty-three of chapter forty of the Revised Statutes, relating to Fisheries.

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

SECT. 1. Section forty-one of chapter forty of the revised statutes is hereby amended by inserting after the words "Augusta dam" the following : 'nor any salmon above Ferry Point bridge on the Saint Croix river in Calais,' so that said section, as amended, shall read as follows :

Sec. 41, ch. 40, R. S., amended.

'SECT. 41. No salmon, shad or other migratory fish shall be taken or fished for within five hundred yards of any fishway, dam, or mill race; nor in the Penobscot river between the mouth of the Kenduskeag stream and the water

Salmon, shad, etc., not to be taken, at certain points on Penobscot, Kennebec and St. Croix, and

CHAP. 148

other waters, from April 1 to Nov. 1, except by ordinary angling.

—no fishing near any fish way.

—penalty.

Sec. 43, amended.

Weekly close time of forty-eight hours, from Apr. 1 to July 15.

—seines, nets, etc., to be removed; weirs to be open.

works dam at Treat's falls on said river; nor between the Augusta highway bridge over the Kennebec river and the Augusta dam; nor any salmon above Ferry Point bridge on the Saint Croix river in Calais, between the first days of April and November, 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 fishway, dam or mill race; but this section shall not apply to the taking of alewives by the town of Warren in the Georges river, and by the town of Waldoboro in Medomak river, under the authority granted said towns by the private and special laws of Massachusetts, passed March six, eighteen hundred and two, and amendments thereto, passed by the legislature of this state; nor shall it apply to the taking of alewives by the town of Woolwich in Nequasset stream; provided, that fly fishing shall be allowed up to the bridge across the Denny's river at Lincoln's mill, but not between said bridge and Lincoln's mill dam; and provided also, that fishing with an artificial fly or single baited hook and line shall be allowed up to within fifty feet of the dam across the Aroostook river in the town of Caribou. The penalty for violation of this section is 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 and one dollar for each shad so taken.'

SECT. 2. Section forty-three of chapter forty of the revised statutes is hereby amended by striking out the words "or to the Saint Croix river below the breakwater at the ledge," so that said section, as amended, shall read as follows:

'SECT. 43. Between the first day of April and the fifteenth day of July, there shall be a weekly close time of forty-eight hours, from sunrise on each Saturday morning to sunrise on the following Monday morning during which no salmon, shad, alewives or bass shall be taken. During the weekly close time all seines, nets and other movable apparatus shall be removed from the water. Each weir shall have, in that part where the fish are usually taken, an opening three feet wide extending from the bottom to the top of the weir, and the netting or other material which closes the same while fishing, shall be taken out, carried on shore, and there remain during the weekly close time; to the intent that during said close

time, the fish may have a free and unobstructed passage through said weir or other structure, and no contrivance which tends to hinder such fish, shall be placed in any part thereof. If the enclosure where the fish are taken, is furnished with a board floor, an opening extending from the floor to the top of the weir is equivalent to one extending from the bottom to the top. The penalty for the violation of this section is twenty dollars for each offense. This section does not apply to the Kennebec, Androscoggin or Penobscot rivers or their tributaries, or to the Aroostook river and its tributaries.'

—close time not to apply to certain rivers.

SECT. 3. The above section does not apply to the Penobscot and Belfast bays.

—not to apply to Penobscot and Belfast bays.

Approved March 26, 1895.

### Chapter 149.

An Act to prohibit the taking or killing certain Game Birds for a term of years.

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

SECT. 1. It shall be unlawful for a term of five years to hunt for, take, catch, kill or destroy any of the following named birds under a penalty of fifty dollars for the offense, and twenty-five dollars for each bird so taken, caught, killed or destroyed. The capercailzie, or cock of the woods, so called, black game, so called, or any species of the pheasant, except the partridge, so called.

Hunting capercailzie, black game, prohibited for five years.

—penalty.

SECT. 2. All fines and penalties under this act, shall be enforced in the same manner, as for the violation of laws relating to the illegal killing of game.

Penalties, how enforced.

Approved March 26, 1895.