

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

OF THE

SEVENTY-FIRST LEGISLATURE

OF THE

STATE OF MAINE

1903.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1903

PUBLIC LAWS

OF THE

STATE OF MAINE.

1903.

Chapter 152.

An Act to amend Section forty-three of Chapter two hundred eighty-four, Public Acts of nineteen hundred one, relating to migratory fish in Mill River.

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

Section 43 of chapter 234, public laws of 1901, amended.

Section forty-three of chapter two hundred and eighty-four of the public laws of nineteen hundred one, is hereby amended by inserting after the words "Augusta dam," in the sixth line, the words, 'nor in Mill river, a tributary of Georges river, in Thomaston, Maine, between said Georges river and the old dam at head of tide waters, in said Mill river,' so that said section, as amended, shall read as follows:

Migratory fish, taking of, in certain waters prohibited.

'Section 43. 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 works dam at Treat's falls on said river, nor between the Augusta highway bridge over the Kennebec river and the Augusta dam, nor in Mill river, a tributary of Georges river, in Thomaston, Maine, between said Georges river and the old dam at head of tide waters in said Mill river, nor any salmon five hundred feet 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 a private and special law of Massachusetts, passed March six, eighteen hundred two, and amendments thereof passed by the legislature of this state; nor shall it apply to the taking of alewives by the town of Woolwich in Nequasset stream; 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. But this section shall not apply to the Laconia falls and the Lower falls, so called, of the Saco river, located at Biddeford and Saco; and upon the first three days of each week, from the first of June to the first of September of each year, all persons may dip for salmon, shad, and alewives at the falls last named above. But it shall be lawful for any person to take any salmon, shad or alewives in the waters of Orange river, in the town of Whiting, in the county of Washington, up to one hundred and thirty yards of the fishway at the lower dam in said river, subject, however, to all the

—exceptions.

—restrictions.

laws of the state, and laws regulating the taking of such fish in said river. The penalty for any 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.'

—penalty.

Approved March 26, 1903.

Chapter 153.

An Act to amend Section five of Chapter seventeen of the Revised Statutes as amended by Chapter one hundred eighty-eight of the Public Laws of eighteen hundred and ninety-three, relating to Nuisances.

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

Section 1. Section five of chapter seventeen of the revised statutes as amended by the public laws of eighteen hundred and ninety-three is hereby amended by striking out all of said section after the words "exceptions hereafter mentioned" in the fifteenth and sixteenth lines thereof and substituting the following: 'Any fence or other structure in the nature of a fence, unnecessarily exceeding six feet in height, maliciously kept and maintained for the purpose of annoying the owners or occupants of adjoining property, shall be deemed a private nuisance.'

Section 5 of chapter 17, R. S. as amended by public laws of 1893, further amended.

—fences maliciously maintained, unnecessarily over six feet high, a private nuisance.

Section 2. This act shall take effect when approved.

Approved March 26, 1903.

Chapter 154.

An Act to repeal so much of Chapter thirty of the Revised Statutes, as amended by Section five of Chapter forty-two of the Public Laws of eighteen hundred ninety-nine, and as amended by Chapter two hundred thirty of the Private and Special Laws of nineteen hundred one, as prohibits fishing through the ice in Large Greenwood pond in Elliottsville and Willimantic, in Piscataquis County.

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

Section 1. So much of chapter thirty of the revised statutes, as amended by section five of chapter forty-two of the public laws of eighteen hundred ninety-nine, and as amended by chapter two hundred thirty of the private and special laws of nineteen hundred one, as prohibits fishing through the ice in Large Greenwood pond, in Elliottsville and Willimantic, in Piscataquis county, is hereby repealed.

Fishing through the ice in Large Greenwood pond, prohibition repealed.

Section 2. This act shall take effect when approved.

Approved March 26, 1903.