

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SEVENTY-SECOND LEGISLATURE

OF THE  
STATE OF MAINE

1905.

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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  
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

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**Chapter '75.**

An Act to amend Section thirteen of Chapter thirty-two of the Revised Statutes, relative to the manner of hunting and catching Wild Hares or Rabbits.

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

Section thirteen of chapter thirty-two of the revised statutes is hereby amended by adding after the words "Hancock county" at the end of said section the words, 'and in Oxford, Penobscot and Piscataquis counties it may and shall be lawful to catch wild hares or rabbits in box traps,' so that the last sentence of said section, as amended, shall read as follows: 'This section shall not apply to Hancock county; and in Oxford, Penobscot and Piscataquis counties it may and shall be lawful to catch wild hares or rabbits in box traps.'

Section 13,  
chapter 32,  
R. S.,  
amended.

—rabbits may  
be caught  
in box traps  
in Hancock,  
Oxford,  
Penobscot  
and  
Piscataquis  
counties.

Approved March 15, 1905.

**Chapter '76.**

An Act to regulate the purchase of Milk or Cream by Creameries.

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

Section 1. On and after July first, in the year nineteen hundred and five, all milk or cream purchases by any person, firm or corporation, for use in or to be resold by any creamery in this state, shall be weighed and shall be tested by the Babcock test to ascertain the amount of butter fat per pound therein contained; and the value of the cream or milk thus purchased shall be determined by the amount of butter fat per pound as thus ascertained. The test herein provided shall be made by the owners or operators of the creamery purchasing as aforesaid, but upon petition in writing, signed by twenty-five per cent or more of the patrons of any creamery and addressed to the commissioner of agriculture, or upon petition in writing signed by the owner or operator of any creamery and addressed to said commissioner, one or more tests shall be made by, or under the direction of said commissioner, and the finding of said commissioner shall be conclusive upon all parties therein concerned. Provided, however, that when the total number of patrons of any one creamery exceeds one hundred then the number of petitioners herein required by patrons need not exceed thirty. All samples of cream treated by said test shall be weighed and the standard unit for testing shall be eighteen grams.

Milk shall  
be weighed  
and tested  
by the  
Babcock test.

—test shall  
be made  
by owners  
or operators  
of creamery.

—upon  
petition tests  
may be  
made by  
commis-  
sioner of  
agriculture.

—proviso.

**CHAP. 77**

Penalty for violation of this act.

Section 2. Any person, firm or corporation, or the servant or agent of any person, firm or corporation, who shall violate the provisions of the preceding section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by fine not exceeding fifty dollars or by imprisonment not exceeding thirty days for every such violation.

Approved March 15, 1905.

**Chapter 77.**

An Act against the wilful destruction of Fish in the bays, harbors or rivers of this state.

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

Dead or injured fish shall not be cast on shores, nor released in harbors.

Section 1. It shall be unlawful to cast or deposit upon the shores, or release and deposit in the bays, harbors or rivers of this state any dead fish, or fish that have been smothered or injured so that they will die.

Penalty for violation of this act.

Section 2. All persons wilfully violating the provisions of this act, or aiding therein, shall be liable to a penalty of one hundred dollars, or by imprisonment not exceeding thirty days, or both, as the court before which the complaint or indictment for the violation of the preceding section may be instituted, shall determine.

Penalty, how recovered.

Section 3. The penalty provided for by the preceding section may be recovered in the county where the offense is committed, by complaint, indictment or action of debt brought in the name of the person making the complaint; and all fines and penalties recovered by this act shall go, one-half to the person making the complaint, and the other half to the treasurer of the county in which the proceedings are commenced, and by said treasurer paid to the state treasurer to be added to, and made a part of the appropriation for sea and shore fisheries.

—disposal of fines.

Section 4. This act shall take effect when approved.

Approved March 15, 1905.