

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE

OF THE
STATE OF MAINE

1905.

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

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PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

Chapter 91.

An Act to amend Section forty-four of Chapter forty-one of the Revised Statutes, relating to close time for Smelts.

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

Section I. Section forty-four of chapter forty-one of the revised statutes is hereby amended as follows: by adding in the twentieth line after the word "bridge" the words 'or in Narraguagus bay or river,' and by striking out the word "Taunton" in the twenty-fourth line and inserting in its place the word 'Franklin,' and by adding in the twenty-sixth line after the word "called," the words 'or in Narraguagus bay or river,' and by adding to the section the words 'nor to smelts taken in West Bay and West Bay stream, so called, in the town of Gouldsboro, Hancock county, between the first and fifteenth days of April, nor to smelts taken in Passamaquoddy bay between the first day of September and the first day of October;' so that said section as amended, shall read as follows:

Section 44,
chapter 41,
R. S.,
amended.

'Section 44. No smelts shall be taken or fished for in tidal waters, except by hook and line, between the first days of April and October; under a penalty of not less than ten, nor more than thirty dollars for each offense, and a further penalty of twenty cents for each smelt so taken; and all weirs for the capture of smelts shall be open and so remain, and all nets used in the smelt and tomcod fishery shall be taken from the water on or before said first day of April, under a penalty of not less than twenty, nor more than fifty dollars, and a further fine of five dollars for each day that any such weir or net remains in violation of law. But weirs with catch pounds covered with nets, the meshes of which are one inch square in the clear, or greater, are not subject to this section. But no smelts caught in such weirs after the first day of April, shall be sold or offered for sale in this state, nor shall smelts caught in any manner between the first day of April and the first day of October following be offered for sale, sold or shipped from the state under a penalty of twenty-five dollars for each offense; provided, however, that dip nets may be used between the first day of April and the first day of May, and all smelts caught by dip nets between said days may be lawfully offered for sale and sold in this state; provided, further, that this section does not apply to smelts taken in the Androscoggin river above the Merrymeeting bay bridge, or in Narraguagus bay or river between the first days of October and November, nor to smelts taken in the Penobscot river and its

Close time
for smelts.

—penalty for
violation.

—weirs shall
be open
and nets
removed.

—penalty.

—certain
weirs
excepted.

—sale of
smelts
restricted.

—use of
dip nets.

—Androscog-
gin river.

—Penobscot
river.

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—Casco bay. tributaries between the first and thirtieth days of April, nor to smelts taken in Casco bay between the fifteenth day of September and the first day of October, nor to smelts taken in Franklin bay between the first day of April and the first day of May, nor to smelts taken in Little Kennebec bay, so called, or in Narraguagus bay or river, in the county of Washington, between the first day of April and the first day of May, nor to smelts taken in West Bay and West Bay stream, so called, in the town of Gouldsboro, Hancock county, between the first and the fifteenth days of April, nor to smelts taken in Passamaquoddy bay between the first day of September and the first day of October.'

Approved March 18, 1905.

Chapter 92.

An Act to provide for the better enforcement of the laws against the manufacture and sale of Intoxicating Liquors.

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

Commission, of whom to be composed.

Section 1. The governor is hereby authorized to appoint a commission consisting of three persons, one of whom shall be a lawyer, two members of said commission shall be from the dominant political party and one from the political party casting the next highest vote at the last state election.

—salary of members of.

Each member of said commission shall be paid a salary of fifteen hundred dollars per year and actual expenses.

—salary, how payable.

The salary shall be payable in four quarterly payments on the first days of January, April, July and October.

—shall have office at state capitol.

Said commissioners shall be provided with an office at the state capitol, with suitable furniture, stationery and other necessary facilities for transacting the business of the commission, and may employ a clerk at the expense of the state.

—may employ clerk.

Shall be known as enforcement commissioners.

Section 2. Said commissioners shall be known as enforcement commissioners and with the advice and under the direction of the governor shall have, and are hereby authorized to exercise in any part of the state, all the common law and statutory powers of sheriffs in their respective counties in the enforcement of the law against the manufacture and sale of intoxicating liquors.

—powers of commission.

May appoint deputy enforcement commissioners

Section 3. Said commission shall appoint such number of deputy enforcement commissioners as in its judgment may be necessary, who shall have the same powers as are given said commissioners under the preceding section. Such deputies shall