

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.

county, from term to term, until and including the term of said court next after the certificate of decision shall be received from said justices, and shall abide the decision and order of said court, and not depart without license, then this recognizance shall be void.' If he does not so recognize, the court, on request of the defendant upon whom sentence is imposed may allow stay of execution of sentence, in which case commitment shall be to await final decision; otherwise, such commitment shall be in execution of sentence. When a verdict of guilty is rendered against any person for an offense punishable by imprisonment in the state prison, or any person is committed pending decision on report or exceptions, as herein provided, and remains imprisoned after the adjournment of court, he shall be admitted to bail only by the justice trying him, by some person by him appointed therefor, or by some justice of the supreme judicial court. If a person shall be so admitted to bail after commitment in execution of sentence, as above provided, such admission to bail shall vacate the effect of the original commitment, and the full term of imprisonment shall commence from the date of commitment after final decision.'

—stay of execution of sentence may be had.

Approved March 21, 1905.

Chapter 107.

An Act to amend the Revised Statutes, Chapter one hundred and twenty-five, Section fifty-three, relating to Cruelty to Animals.

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

Section fifty-three of chapter one hundred and twenty-five of the revised statutes is hereby amended by striking out from the eighth, ninth and tenth lines the words, "for their travel and services, in conducting such investigations, such agents shall be paid by the county in which such services are rendered, the same fees as are now allowed officers by law for the service of a warrant for arrest," and inserting instead thereof the following: 'for services and expenses in conducting such investigations such agents shall be paid a reasonable sum by the county in which such services are rendered and expenses incurred, and for their travel the same fees as are now allowed officers, by law, for the service of a warrant for arrest,' so that the said section as amended, shall read as follows:

Section 53, chapter 125, amended.

'Section 53. Sheriffs, deputy sheriffs, police officers, constables and agents appointed under the provisions of the follow-

Duty of officers to prosecute for violations.

CHAP. 108

—fines, how
disposed of.

—services,
how paid.

ing section, shall investigate all cases of cruelty to animals coming to their knowledge, and shall cause offenders to be prosecuted in all cases in which the offense may appear to be of a sufficiently aggravated nature to require prosecution; all fines imposed for the punishment of such offenses, shall be paid over to the county treasurer of the county in which the offense may have been committed. For services and expenses in conducting such investigations such agents shall be paid a reasonable sum by the county in which such services are rendered and expenses incurred, and for their travel the same fees as are now allowed officers, by law for the service of a warrant for arrest; provided, however, that all claims of such agents for such travel and services shall first be audited and approved by the county commissioners of the county liable to pay the same.'

Approved March 21, 1905.

Chapter 108.

An Act to amend Section three of Chapter forty-one of the Revised Statutes of nineteen hundred and three, relating to Sea and Shore Fisheries.

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

Section 3,
chapter 41,
R. S.,
amended.

Section 1. Section three of chapter forty-one of the revised statutes of nineteen hundred and three is hereby amended so that the same, when amended, shall read as follows:

Wardens
shall enforce
laws relating
to sea and
shore
fisheries.

'Section 3. The fish wardens shall enforce all laws relating to the sea and shore fisheries within the counties in which they respectively reside, but they shall not exercise jurisdiction in any other county unless so instructed in writing by the commissioner of sea and shore fisheries.

—commis-
sioner and
wardens may
seize fish and
lobsters.

The commissioner of sea and shore fisheries and fish wardens may with or without a warrant arrest any person whom they may have reasonable grounds to believe guilty of violating any of the provisions of this chapter, and may with or without a warrant enter upon, open and search any vessel, boat, building, car, trap or other receptacle or place where they have reasonable grounds to believe that fish or lobsters liable to seizure are to be found, and seize and carry away all fish or lobsters liable to seizure found therein, and any lobster car, trap, net, barrel, box or package in which the same are found or which are liable to seizure under any of the provisions of this chapter, the fish, lobsters or other property thus seized to be disposed of according to law, but no dwelling house or hotel shall be searched without