

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.

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

a warrant issued for that purpose, and then only in the day time and no lobster car, marked with the name of the owner as required by law shall be opened or bailed by any officer without a warrant, until notice of such intended search has been given to the owner of such car or person having the same in charge or such notice has been left at the residence or place of business of such owner or person. Any magistrate may issue warrants to search within his jurisdiction any dwelling house or hotel in the day time, or any building, vessel, boat, or receptacle for fish or lobsters, or any place or places used therefor to the commissioner of sea and shore fisheries, or fish warden appointed and qualified as provided in this chapter. Such warrants shall issue subject to the requirements of section thirteen of chapter one hundred and thirty-three.'

—magistrates
may issue
search
warrants.

—how
warrants
shall issue.

Section 2. This act shall take effect when approved.

Approved March 21, 1905.

Chapter 109.

An Act to amend Section four of Chapter one hundred and forty-one of the Revised Statutes, relating to State Prison.

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

Section 1. Section four of chapter one hundred and forty-one of the revised statutes shall be amended by adding, after the word "commissary" in the fourth line thereof, the words 'night watchman,' so that said section, as amended, shall read as follows:

Section 4,
chapter 141,
R. S.,
amended.

'Section 4. The supervision of the state prison is vested in the governor and council, but its government and direction are in a board of three prison and jail inspectors, one warden, one deputy warden, one clerk, eleven guards, one of whom shall perform the duties of commissary, night watchman and such number of overseers and aids as the inspectors determine to be necessary.'

Night
watchman
added to
list of
subordinate
officers.

Section 2. This act shall take effect when approved.

Approved March 21, 1905.