

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 66

'Section 20. No person shall can lobsters less than four and three-fourths inches in length, alive or dead, measured in accordance with section seventeen of chapter forty-one of the revised statutes, as amended by chapter forty-nine of the public laws of nineteen hundred and seven; and for every lobster canned contrary to the provisions of this section, every person, firm, association or corporation so canning shall be liable to a penalty of one dollar for every lobster so canned contrary to the provisions of this section, and a further penalty of three hundred dollars for every day on which such unlawful canning is carried on.'

Length of lobsters that may be canned, how measured.

—penalty.

Approved March 12, 1909.

Chapter 66.

An Act authorizing towns and cities to elect Fish Wardens in certain cases.

Be it enacted by the People of the State of Maine, as follows:

Any city, town or plantation in which there is a lake or a pond that has been stocked with fish by the state and screened partly by the state and partly by the town or by private subscription, may, at its annual election, elect a fish warden, with all the powers of other fish wardens, whose duty it shall be to care for and protect said screen.

Town or city may annually elect fish warden.

Approved March 12, 1909.

Chapter 67.

An Act to amend Section seventeen of Chapter forty-one of the Revised Statutes of nineteen hundred and three as amended by Chapter forty-nine of the Public Laws of nineteen hundred and seven, relating to Sea and Shore Fisheries.

Be it enacted by the People of the State of Maine, as follows:

Section seventeen of chapter forty-one of the revised statutes of nineteen hundred and three as amended by chapter forty-nine of the public laws of nineteen hundred and seven is hereby further amended by inserting after the word "be" in the eighth line the word 'immediately;' by inserting after the word "ships" in the fifteenth line the words 'transports, carries;' by striking out after the word "so" in the eighteenth line the words "bought, sold, given away, exposed for sale or shipped" and inserting in place thereof the words 'shipped, transported, carried, bought, given away, sold or

Section 17, chapter 41, R. S., as amended by chapter 49, public laws, 1907, further amended.

CHAP. 68

exposed for sale;' by striking out after the word "illegally" in the twenty-fourth line the words "bought, shipped, sold, given away, exposed for sale or transported" and inserting in place thereof the words 'shipped, transported, carried, bought, given away, sold or exposed for sale,' so that said section as amended shall read as follows:

Unlawful to have in possession lobsters less than 4 3-4 inches long. how measured.

—short lobsters to be liberated.

—possession of mutilated lobsters, evidence.

—must be sold in shell.

—penalty.

—liability of common carriers.

—meat liable to seizure.

—exception.

'Section 17. No person shall buy or sell, give away or expose for sale or possess for any purpose any lobster less than four and three-fourths inches in length, alive or dead, cooked or uncooked, measured in manner as follows: Taking the length of the back of the lobster measured from the end of the bone of the nose to the center of the rear end of the body shell; and any lobster shorter than the prescribed length when caught shall be immediately liberated alive at the risk and cost of the parties taking them, under a penalty of one dollar for each lobster so caught, bought, sold, given away, or exposed for sale or in possession. The possession of mutilated lobsters, cooked or uncooked, shall be prima facie evidence that they are not of the required length. All lobsters or parts of lobsters sold for use in this state or for export therefrom must be sold and delivered in the shell under a penalty of twenty dollars for each offense, and whoever ships, transports, carries, buys, gives away, sells or exposes for sale lobster meat after the same shall have been taken from the shell shall be liable to a penalty of one dollar for each pound of meat so shipped, transported, carried, bought, given away, sold or exposed for sale. Any person or corporation in the business of a common carrier of merchandise, who shall knowingly carry or transport from place to place lobster meat after the same shall have been taken from the shell shall be liable to a penalty of fifty dollars upon each conviction thereof. All lobster meat so illegally shipped, transported, carried, bought, given away, sold or exposed for sale shall be liable to seizure and may be confiscated. Nothing contained herein shall be held to prohibit the sale of lobsters that have been legally canned.'

Approved March 13, 1909.

Chapter 68.

An Act to provide for retiring and pensioning Prison Officers.

Be it enacted by the People of the State of Maine, as follows:

Officers of state prison may be re-

Section 1. The warden may, with the approval of the governor and council, retire from active prison service and