

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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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  
KENNEBEC JOURNAL PRINT  
1909

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth  
Legislature

1909

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**CHAP. 305**

—unlaw-  
ful to kill  
more than  
one deer.

Penalty for  
violation.

Incon-  
sistent acts  
repealed.

first to October thirty-first, inclusive, following of each year. It shall be unlawful to hunt, chase, catch or kill more than one deer in said county during the month of November in each year, and it shall be unlawful to have in possession in one open season more than one deer which has been killed in said county.

Section 2. Whoever violates any of the provisions of this act shall be subject to the same penalty as is provided in the general law of the state for illegal hunting, chasing, killing and having possession of deer.

Section 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Approved March 24, 1909.

**Chapter 305.**

An Act regulating the taking of Alewives in Patten's Pond Stream in the town of Surry, Hancock County, Maine.

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

Close time  
on ale-  
wives in  
Patten's  
Pond  
stream for  
three  
years.

Section 1. It shall be unlawful for any person to fish for, catch, take, kill or destroy in any manner, any alewives in the waters of Patten's pond stream, in the town of Surry, Hancock county, Maine, for a period of three years from the first day of April, in the year of our Lord nineteen hundred and nine.

Control  
over fish-  
ways in  
said stream  
granted to  
inhabi-  
tants of  
Surry.

Section 2. The entire control and authority over the fishways already constructed in said stream, and the right to take alewives therein, is hereby granted to the inhabitants of said town of Surry. Said town, at any legal town meeting, when an article shall be duly inserted in the warrant for that purpose, is hereby authorized and empowered to take such action as shall be necessary to protect said town in the entire right of the alewife fishery in said stream, and for that purpose may authorize the selectmen there chosen, or they may elect a special committee therefor, to have entire control of the alewife fishery in said stream, and said town may raise money to construct and maintain fishways, instead of requiring the owners of dams to do it, as they deem best.

After  
January 1,  
1912, select-  
men may  
dispose of  
right to  
take ale-  
wives in  
said  
stream.  
—may  
designate  
days when

Section 3. From and after January first, nineteen hundred and twelve, the selectmen or committee may make such disposition of the right to take alewives in said stream as it is deemed most expedient for said town, and they may designate certain days in each week when alewives may be taken by them, as selectmen, or as a committee, or they may sell the right to take alewives upon certain days in each week to such

## CHAP. 306

person or persons as they deem best for the interest of said town. Any person who shall take any alewives contrary to the provisions of this act shall be liable to a fine of not less than ten dollars for each offense, to be recovered by a complaint.

fish may be taken.  
—may sell right to take alewives on certain days.  
—penalty.

Approved March 24, 1909.

### Chapter 306.

An Act to amend an Act entitled "An Act to incorporate the City of Gardiner."

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

Section 1. The judge of the municipal court for the city of Gardiner, in the county of Kennebec, shall receive an annual salary of eight hundred dollars, payable quarterly out of the county treasury of the county of Kennebec, on the first days of July, October, January and April, in lieu of the compensation now given him by law.

Salary of judge fixed.

Section 2. The governor, by and with the consent of the council and upon the recommendation of the judge, shall appoint a recorder of said court, who shall reside in said Gardiner, and hold office for the term of four years. In case of the absence of the judge from the court room, or when said judge shall be an interested party, the recorder shall have and exercise all the powers of the judge, including the authority to sign original writs and processes. In case of the death or resignation of said judge, said recorder shall act and be paid the salary of said judge until his successor is appointed and qualified. The said recorder shall receive an annual salary of three hundred dollars in full for all services, payable quarterly on the first days of July, October, January and April, from the treasury of the county of Kennebec.

Recorder, appointment of.

—tenure.

—powers of recorder.

—salary.

Approved March 24, 1909.

### Chapter 307.

An Act to amend the Charter of the City of Auburn.

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

Section 1. Elections for the choice of a mayor, four aldermen and members of the superintending school committee, of the city of Auburn shall be held in the year one thousand nine hundred and ten, and biennially thereafter, on the first Monday of March.

Elections for choice of officers, when to be held.