

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES
OF THE
SEVENTY-FIFTH LEGISLATURE

OF THE
STATE OF MAINE.

1911

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1911

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth
Legislature

1911

CHAP. 70

and may in an action of tort recover treble damages of any person who, without his or their consent, digs or takes clams or other shellfish in the territory covered by the license or removes the same therefrom. Whoever so digs, takes or removes clams or other shellfish shall, in addition, be subject to a penalty of twenty dollars for each offence.

—penalty.

Section 8. All acts and parts of acts inconsistent herewith are hereby repealed.

Inconsistent acts repealed.

Approved March 22, 1911.

Chapter 70.

An Act to regulate the number of Ruffed Grouse (commonly called Partridge) and Woodcock which may be taken or had in possession by one person in any one day during open season.

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

Section 1. No person shall, in any one day, take, catch, kill or have in possession more than five ruffed grouse (commonly called partridge) nor more than ten woodcock during open season on said birds.

Number of ruffed grouse and woodcock that may be taken in one day.

Section 2. Whoever violates any provision of this act shall be subject to a penalty of not less than five dollars nor more than ten dollars and costs for each bird killed or had in possession in violation of any provision of this act.

Penalty for violation of this act.

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 All acts or parts of acts inconsistent with this act are hereby repealed.

Inconsistent acts repealed.

Approved March 22, 1911.

Chapter 71.

An Act to amend Section twenty-seven of Chapter six of the Revised Statutes, relating to Distinguishing Marks on Ballots.

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

Section twenty-seven of chapter six of the revised statutes is hereby amended by adding to said section the following: 'No marks, other than those authorized by law, shall be placed upon the ballot by the voter but no ballot, after having been received by the election officers, shall be rejected as defective because of marks, other than those authorized by law, having been placed upon it by the voter, unless such marks are deemed to have been made with fraudulent intent, and no ballot shall be rejected as defective because of any irregularity in the form of the cross in the square at the head of the party column

Section 27. chapter 6. R. S., amended.

CHAP. 72

unless such irregularity is deemed to have been intentional and made with a fraudulent purpose' so that said section shall read as follows:

When ballot shall not be counted.

'Section 27. If a voter marks more names for any one office than there are persons to be elected to such office, or if for any reason it is impossible to determine the voter's choice for an office to be filled, his ballot shall not be counted for such office. No ballot without the official indorsement shall, except as herein otherwise provided, be allowed to be deposited in the ballot box, and none but ballots provided in accordance with the provisions of this chapter shall be counted. Ballots not counted shall be marked defective on the back thereof, and shall be preserved, as required by section twenty-five. No marks, other than those authorized by law, shall be placed upon the ballot by the voter but no ballot, after having been received by the election officers, shall be rejected as defective because of marks, other than those authorized by law, having been placed upon it by the voter, unless such marks are deemed to have been made with fraudulent intent, and no ballot shall be rejected as defective because of any irregularity in the form of the cross in the square at the head of the party column unless such irregularity is deemed to have been intentional and made with a fraudulent purpose.'

—ballots not counted.

—marks on ballots.

—ballots shall not be rejected as defective.

Approved March 22, 1911.

Chapter 72.

An Act to amend Section forty-one of Chapter thirty-two of the Revised Statutes, relating to Fishways.

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

Section 41, chapter 32, R. S., amended.

Section forty-one of chapter thirty-two of the revised statutes is hereby amended by inserting the word 'or' after the word "shad" in the second line of said section, and by striking out the words "or land-locked salmon" in the third line of said section, so that said section, as amended, shall read as follows:

Fishways to be provided.

'Section 41. The owner or occupant of every dam or other artificial obstruction in any river or stream frequented by salmon, shad, or alewives, shall provide the same with a durable and efficient fishway, of such form and capacity, and in such location as may, after notice in writing to one or more of said owners or occupants and a hearing thereon, be determined by the commissioners of inland fisheries and game by

—notice and hearing.