

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE
1923

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-First Legislature

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CHAP. 187

than three pounds, or any fish less than eight inches in length, in the portion of said river in which fishing is permitted by virtue of this act.

Sec. 5. Perpetual close time for fishing in certain waters in Oxford county; exceptions. It shall be unlawful for any person to fish for, take, catch or kill, any kind of fish at any time, in the pool at Upper Dam, so-called, between Mooselucmaguntic and Upper Richardson lake, or in the river leading from said pool to Upper Richardson lake, or in Rapid river between Lower Richardson and Umbagog lakes, or in Pond-in-the-River, so-called, on said Rapid river, in the county of Oxford, except it shall be lawful to fish in said waters in the ordinary way of casting with artificial flies or fly fishing, so-called, from the time the ice is out of said waters in the spring until the thirtieth day of September following of each year, both days inclusive; provided, however, that in said Pond-in-the-River it shall also be lawful to fish by trolling, so-called, from the time the ice goes out of said Pond-in-the-River in the spring until July first following of each year, both days inclusive; provided further, it shall be unlawful for any person to catch and kill more than one fish in any one day in said pool at Upper Dam, or in the river leading from said pool to Upper Richardson lake, or in said Rapid river, or in said Pond-in-the-River, from September fifteenth to September thirtieth of each year, both days inclusive.

Sec. 6. Possession of fish taken in violation of this act, prohibited. It shall be unlawful for any person to have in possession at any time any kind of fish taken in violation of any provision of this act.

Sec. 7. Penalties. Whoever violates any provision of this act shall be subject to a fine of not less than ten dollars nor more than thirty dollars and costs of prosecution for each offense, and in addition thereto one dollar for each fish, or pound of fish, taken, caught, killed, or had in possession in violation of any provision of this act.

Sec. 8. Inconsistent acts, rules and regulations repealed. All acts or parts of acts, or rules and regulations promulgated by the commissioner of inland fisheries and game which are now in force, which are inconsistent with the provisions of this act, are hereby repealed.

Approved April 4, 1923.

Chapter 187.

An Act Entitled "An Act to Encourage Co-operative Marketing."

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

Corporations and associations engaged in marketing of fish or agricul-

tural products not to be deemed in restraint of trade. No association or corporation organized for the sole purpose of marketing fish, shellfish or any of the fish products or agricultural products of this state, the members of, or stockholders in which are actually engaged in the production of such products, or in the selling, canning or otherwise preserving of the same, shall be deemed to be a conspiracy or a combination or in restraint of trade or an attempt to lessen competition or to fix prices arbitrarily; nor shall the marketing contracts and agreements between such association or corporation and its members or stockholders be considered illegal as such or in unlawful restraint of trade or as a part of a conspiracy or combination to accomplish an improper or illegal purpose.

Approved April 4, 1923.

Chapter 188.

An Act to Amend Section Twenty-one of Chapter One Hundred and Twenty-seven of the Revised Statutes, as Amended by Chapter Two Hundred and Thirty-five of the Public Laws of Nineteen Hundred and Nineteen, Relating to Intoxicating Liquors.

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

R. S., c. 127, sec. 21; P. L., 1919, c. 235; relating to sale of intoxicating liquors and defining term, amended. Section twenty-one of chapter one hundred and twenty-seven of the revised statutes, as amended by chapter two hundred and thirty-five of the public laws of nineteen hundred and nineteen, is hereby further amended, by striking out the words "a percentage of alcohol, which by federal enactment, or by decision of the supreme court of the United States, now or hereafter declared, renders a beverage intoxicating," in the sixth, seventh and eighth lines thereof, and inserting in place thereof the words 'one-half of one per cent of alcohol by volume,' so that said section, as amended, shall read as follows:

'Sec. 21. Any beverage containing one-half of one per cent alcohol declared intoxicating. No person shall at any time, by himself, his clerk, servant or agent, directly or indirectly, sell any intoxicating liquors, of whatever origin; wine, ale, porter, strong beer, lager beer and all other malt liquors, and cider when kept or deposited with intent to sell the same for tipping purposes, or as a beverage, and all distilled spirits, as well as any beverage containing one-half of one per cent of alcohol by volume, are declared intoxicating within the meaning of this chapter; but this enumeration shall not prevent any other pure or mixed liquors from being considered intoxicating.'

Approved April 4, 1923.