

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

Published by the Secretary of State, in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature, approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act of August 6, 1930.

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE
1931

PUBLIC LAWS
OF THE
STATE OF MAINE

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the grand jury, made returnable to said May term, shall, when no grand jury is in attendance, be continued to and have day in the next term of the court held in said county.'

Sec. 3. Provisions for return of writs, etc., issued before effective date of this act. All writs, processes and precepts issued, and recognizances taken, before this act shall take effect and returnable into said superior court at the October term of said court in Androscoggin county and at the September term of said court in Franklin county, shall have day and date in said court in the respective terms of said superior court provided for by this act.

Approved March 30, 1931.

Chapter 97.

AN ACT Relating to Close Time on Damariscotta River.

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

R. S., c. 50, sec. 79, amended, relating to close time on Damariscotta River. Section seventy-nine of chapter fifty of the revised statutes is hereby amended by striking out the last sentence in said section and by adding after the word "ledge" the words 'or to the Damariscotta river below the bridge at Damariscotta,' so that said section as amended shall read as follows:

'Sec. 79. Weekly close time for salmon, shad, alewives, and bass; how observed; penalty; exceptions. Between the first day of April and the fifteenth day of July there shall be a weekly close time of forty-eight hours from sunrise on each Saturday morning to sunrise on the following Monday morning, during which no salmon, shad, alewives, or bass, shall be taken. During the weekly close time all seines, nets, and other movable apparatus shall be removed from the water. Every weir shall have, in that part where the fish are usually taken, an opening three feet wide, extending from the bottom to the top of the weir, and the netting or other material which closes the same while fishing, shall be taken out, carried on shore and there remain during the weekly close time, to the intent that during said close time the fish may have a free and unobstructed passage through such weir or other structure, and no contrivance which tends to hinder such fish shall be placed in any part thereof. If the enclosure where the fish are taken is furnished with a board floor, an opening extending from the floor to the top of the weir is equivalent to one extending from the bottom to the top. The penalty for the violation of this section is

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twenty dollars for each offense. This section does not apply to the Kennebec, Androscoggin or Penobscot rivers or their tributaries, or to the Saint Croix river below the breakwater at the ledge, or to the Damariscotta river below the bridge at Damariscotta.'

Approved March 30, 1931.

Chapter 98.

AN ACT Relating to Legal Holidays.

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

R. S., c. 91, sec. 77, relative to legal holidays, amended. Section seventy-seven of chapter ninety-one of the revised statutes is hereby amended by adding to said section the following: When any one of the above named holidays falls on Sunday, the Monday following shall be observed as a holiday, with all the privileges applying to any of the days above named,' so that said section, as amended, shall read as follows:

'Sec. 77. Monday observed when holidays fall on Sunday. No court shall be held on Sunday, or any day designated for the annual thanksgiving, or for the choice of presidential electors, Washington's birthday, February twenty-second, the nineteenth day of April, the thirtieth day of May, the fourth day of July, the first Monday of September, the day of the state election, Armistice day, November eleventh, or on Christmas day; and when the time fixed for a term of court falls on either of said days, it shall stand adjourned until the next day which shall be deemed the first day of the term for all purposes. The public offices in county buildings may be closed to business on the above named holidays. When any one of the above named holidays falls on Sunday, the Monday following shall be observed as a holiday, with all the privileges applying to any of the days above named.'

Approved March 30, 1931.

Chapter 99.

AN ACT Relating to Fish Hatcheries and Feeding Stations.

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

R. S., c. 38, sec. 10; relating to fish hatcheries and feeding stations, amended. Section ten of chapter thirty-eight of the revised statutes is hereby amended by striking out the first sentence thereof and inserting in lieu thereof the following: 'The commissioner of inland fisheries and game