

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-eighth and Eighty-ninth  
Legislatures

OF THE

STATE OF MAINE

From April 24, 1937 to April 21, 1939

AND

MISCELLANEOUS STATE PAPERS

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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 Acts approved  
August 6, 1930 and April 2, 1931.

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KENNEBEC JOURNAL  
AUGUSTA, MAINE  
1939

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Eighty-ninth Legislature

1939

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## Chapter 31

### AN ACT Relative to Weekly Close Time for Salmon, Shad, Alewives, and Bass.

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

Sec. 1. P. L., 1933, c. 2, § 31, amended. Section 31 of chapter 2 of the public laws of 1933 is hereby amended by adding at the end thereof the following:

'This section shall not apply to the taking of salmon or bass by the ordinary mode of angling with single hook and line or artificial flies, and no person shall fish for, take, catch or kill any bass except that they may be taken in the ordinary mode of angling with single hook and line or artificial flies, in numbers not to exceed 6 per person per day.'

Sec. 2. Repealing clause. All acts or parts of acts inconsistent herewith, are hereby repealed.

Approved March 2, 1939.

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## Chapter 32

### AN ACT Regulating Places and Time of Taking Salmon, Shad and Alewives in Certain Waters; Penalty.

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

P. L., 1933, c. 2, § 27, amended. Section 27 of chapter 2 of the public laws of 1933, as amended, is hereby further amended to read as follows:

'Sec. 27. Regulation of places and times for taking salmon, shad and alewives in certain waters; penalty. No salmon, shad, or other migratory fish shall be taken or fished for within 500 yards of any fishway, dam, or millrace; nor in the Penobscot river between the mouth of the Kenduskeag stream and the water works dam at Treat's Falls on said river, nor between the Augusta highway bridge over the Kennebec river and the Augusta dam; nor in Mill river, a tributary of Georges river, in Thomaston, Maine, between said Georges river and the old dam at head of tidewaters in said Mill river; nor any salmon 500 feet above Ferry point bridge on the St. Croix river in Calais, between the 1st days of April and November, nor in the tidal area of the Saco river between a line drawn from the easterly point of Stage Island to Sharp's Rocks, and the southerly end of the breakwaters and from said southerly end of the breakwaters to the Laconia Falls

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and the Lower Falls, so-called, except by the ordinary mode of angling with single hook and line or artificial flies; nor shall hook and line or artificial flies be used at any time within 100 yards of any fishway, dam or millrace; but this section shall not apply to the taking of alewives by the town of Warren in the Georges river, and by the town of Waldoboro in Medomak river, under the authority granted said towns by a private and special law of Massachusetts passed the 6th day of March, 1802, and amendments thereof passed by the legislature of this state; nor shall it apply to the taking of alewives by the town of Woolwich in Nequasset stream; nor shall it apply to the taking of alewives by the West Harbor Ice Company in the water below its fishway, erected under authority given by chapter 140 of the private and special laws of 1905, nor shall it apply to the taking of eels, alewives, shad or smelts with dip nets, or live bait as prescribed by chapter 38 of the revised statutes, as revised, in the Saco river. ~~This section shall not apply to the Laconia Falls and the Lower Falls, so-called, of the Saco River, located at Biddeford and Saco, and upon the 1st 3 days of each week, from the 1st of June to the 1st of September of each year, all persons may dip for shad and alewives at the falls last named above.~~ Any person may take any salmon, shad or alewives in the waters of Orange river in the town of Whiting in the county of Washington, up to 130 yards of the fishway at the lower dam in said river; subject, however, to all the laws of the state, and laws regulating the taking of such fish in said river. Any person may take any salmon, shad or alewives in the waters of the Kennebec river in the city of Augusta between the Augusta highway bridge and the Augusta dam, by fly fishing only, from the 1st day of May to the 1st day of October of each year. The penalty for any violation of this section is a fine of not less than \$10 nor more than \$50 for each offense and a further fine of \$10 for each salmon and \$1 for each shad, alewife or other migratory fish so taken.'

Approved March 2, 1939.

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## Chapter 33

### AN ACT Relating to Adoption of Children.

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

R. S., c. 80, § 35, amended. Section 35 of chapter 80 of the revised statutes is hereby amended to read as follows:

'Sec. 35. Who may adopt a child. Any unmarried inhabitant of the state, or any husband and wife jointly, may petition the judge of probate