

# MAINE STATE LEGISLATURE

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**ACTS AND RESOLVES**  
AS PASSED BY THE  
**Ninety-second and Ninety-third**  
**Legislatures**  
OF THE  
**STATE OF MAINE**

**From April 22, 1945 to May 14, 1947**  
**AND MISCELLANEOUS STATE PAPERS**  
**From May 25, 1945 to May 14, 1947**

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Published by the Revisor of Statutes in accordance  
with Chapter 10 of the Revised Statutes of 1944.

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**KENNEBEC JOURNAL**  
**AUGUSTA, MAINE**  
1947

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**Private and Special Laws**

OF THE

**STATE OF MAINE**

As Passed by the Ninety-third Legislature

**1947**

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## Chapter 104

### AN ACT Relating to Protection of Alewives in Town of Orland.

**Emergency preamble.** Whereas, there is imminent danger of the complete destruction of alewives in the town of Orland; and

Whereas, certain people in this community derive support from this industry; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Protection of alewives in town of Orland.** No person shall take, catch or kill any alewives in the Eastern river in the town of Orland, in Hancock county, between sunrise on Sunday of each week and sunrise on the following Monday of each week. Whoever violates this provision shall be liable to a fine of \$25 for each and every offense.

All weirs on said river now built or that shall be built shall be constructed with a suitable gate which shall be at least 18 inches wide and shall extend from the top of the weir to the bottom of the floor and located at its upper end, which gate the owner or occupant of said weir shall keep open from sunrise on Sunday of each week until sunrise on the following Monday of each week. Whoever violates this provision shall be liable to a fine of \$10 for each and every offense.

All materials used in building weirs shall be removed from said river on or before the 1st day of October of each year, and if any owner or occupant of a weir shall refuse or neglect to remove said material he shall be liable to a fine of \$25 for each day of refusal or neglect.

No person shall take, catch or kill any alewives in the Eastern river in the town of Orland, in Hancock county, above a point 500 yards below the lower dam in said town, except that the said town of Orland by its authorized representatives may build a weir or trap for the purpose of taking said fish in said river, above a point 500 yards below the lower dam in said town on Mondays, Tuesdays, Wednesdays and Thursdays of each week from the 15th day of April to the 15th day of July. Whoever violates this provision shall be liable to a fine of \$10 for each and every offense.

The town may vote at any annual meeting to so take said fish for a period of not exceeding 5 years in succession. A committee may be chosen

or appointed as the said town may vote, to superintend the taking and disposal of said fish.

Below a point 500 yards below the lower dam no person shall build or place in or across said river below the extreme low water mark any boxes or traps, weirs or nets so as to prevent said fish from passing up or down said river. Whoever violates this provision shall be liable to a fine of \$25 for each and every offense.

The St. Regis Paper Company or its successors shall be required from the 15th day of April to the 1st day of December of each year, at their own expense, to keep the fishways at the lower and upper dams of said river in repair and such order at all times so that the passage of said fish into, or out of, Lake Alamoosook, so called, will not be hindered.

No person shall take, catch or kill any young alewives on their way down through said fishways or river. Whoever violates this provision shall be liable to a fine of \$10 for each and every offense.

**Emergency clause.** In view of the emergency cited in the preamble, this act shall take effect when approved.

Effective April 10, 1947

## Chapter 105

### AN ACT Relating to Qualifications of the Recorder of the Gardiner Municipal Court.

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

P. & S. L., 1911, c. 247, § 2, amended. The 1st sentence of section 2 of chapter 247 of the private and special laws of 1911 is hereby amended to read as follows:

'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 who shall be an attorney at law.~~'

Effective August 13, 1947