

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

## Ninety-fourth Legislature

OF THE

# STATE OF MAINE

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**Private and Special Laws**  
OF THE  
**STATE OF MAINE**

As Passed by the Ninety-fourth Legislature

**1949**

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## Chapter 113

### AN ACT Relating to the Taking of Smelts from Cobscook River, Cobscook Bay, Orange River, Denny's River and Their Tributaries.

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

**Sec. 1.** Taking of smelts from Cobscook river, Cobscook bay, Orange river, Denny's river and their tributaries, regulated. During the months of April and May of each year it shall be lawful to take smelts in the tidal waters of Cobscook river, Cobscook bay, Orange river, Denny's river and their tributaries, all in the county of Washington, by use of hook and line, bare hands or an ordinary dip net, provided that no person shall take in any 1 day from any or all of these waters more than 4 quarts of smelts, and provided also, that smelts so taken shall not be sold.

The open season for commercial fishing for smelts in these waters shall be from September 1 to March 31, of the following year, both days inclusive.

**Sec. 2.** Inconsistent rules and regulations repealed. All rules and regulations that are inconsistent with these provisions are hereby repealed.

Effective August 6, 1949

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## Chapter 114

### AN ACT Regulating the Digging of Clams for Commercial Purposes in the Town of Roque Bluffs, Washington County.

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

**Digging of clams in Roque Bluffs, regulated; penalty.** It shall be unlawful for any person, not a resident of Roque Bluffs, to dig clams for commercial purposes within the following described limits of said town of Roque Bluffs, in the county of Washington: All clam flats beginning on the northerly side of Bear Cove Point on the westerly side of Little Kennebec Bay and extending southerly, westerly and northerly to the waters of Neps Point Narrows.

Persons not residents of the town of Roque Bluffs may be permitted to dig for clams for fish bait or home consumption within the above described limits; provided, however, that no such person shall dig for said purposes more than 1 bushel of clams in any 1 day.

For the purposes of this chapter, the term "a resident" shall mean a person who has resided in this state for the term of at least 6 consecutive months and in the town of Roque Bluffs for at least 3 months immediately prior to the date when a claim of such residence is made.

Whoever violates the provisions of this chapter shall for each offense be punished by a fine not exceeding \$25, or by imprisonment for not more than 30 days.

Effective August 6, 1949

## Chapter 115

### AN ACT Regulating the Digging of Clams in the Town of Southport, Lincoln County.

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

Digging of clams in town of Southport, regulated; penalty. It shall be unlawful for any person to dig any clams within the limits of the town of Southport, in the county of Lincoln, without first having obtained a license therefor from the municipal officers of said town of Southport, who are hereby authorized to grant and issue such licenses and fix the fee therefor. No license shall be issued to any person except a resident of said town or a person who is assessed and pays a real estate tax therein. Provided, however, that nothing herein shall prohibit such resident or taxpayer from digging not to exceed  $\frac{1}{2}$  bushel of clams in any 1 day for the use of himself and family or a riparian owner of shores or flats in said town of Southport from digging and taking clams therefrom for food for himself and family without a license. For the purposes of this chapter, the term "a resident" shall mean a person who has resided in this state for the term of at least 6 consecutive months and in the town of Southport for at least 3 months immediately prior to the date when a claim of such residence is made.

Whoever digs clams in violation of the provisions of this chapter shall be punished by a fine of not less than \$10, nor more than \$100, or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

Effective August 6, 1949

## Chapter 116

### AN ACT to Incorporate the Lincoln Water District.

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

**Sec. 1. Territorial limits; corporate name; purposes.** That part of the town of Lincoln in the county of Penobscot and the people and territory