

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-ninth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

At The

SPECIAL SESSIONS, OCTOBER 28-31, 1957,

JANUARY 13-16, 1958,

MAY 6-8, 1958

officers or agents attempt to pay out such money for such purpose, the court shall have equity jurisdiction on petition or application of not less than 10 taxable inhabitants thereof, briefly setting forth the cause of complaint.'

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

Effective January 16, 1958

Chapter 444

AN ACT Closing Certain Fishways and Waters Near Hatcheries and Feeding Stations to Fishing.

Emergency preamble. Whereas, under the laws of Maine fishing is permitted at dams without fishways; and

Whereas, fishways have been installed in certain dams in the State and will be in operation for the first time this year; and

Whereas, fishing within 150 feet of any dam in which a fishway is located is prohibited; and

Whereas, the following legislation is vitally necessary to prevent unjust hardship on fishermen, both resident and nonresident; 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:

R. S., c. 37, § 42, amended. Section 42 of chapter 37 of the Revised Statutes, as revised, is amended to read as follows:

'Sec. 42. Closing fishways and waters near hatcheries and feeding stations to fishing. No person shall fish within 150 feet of any dam in which a fishway is located. Except at Upper Dam in Richardsontown (T4 R1) at the outlet of Mooselookmeguntic Lake in Oxford County, at Middle Dam in T C at the outlet of Lower Richardson Lake in Oxford County and at East Outlet Dam in Sapling (T1 R7) in Somerset County and in Big Squaw Mountain in Piscataquis County at the outlet of Moosehead Lake, the fishway and the area within 50 feet of any part of these fishways shall be closed to fishing at all times. This section shall not include the taking of alewives and smelts in the manner provided under the laws regulating sea and shore fisheries.

All pools, beginning at a point 200 feet above and running to a point 200 feet below all state fish hatcheries and feeding stations, shall be closed to all fishing at all times.'

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

Effective May 8, 1958