MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

One Hundredth Legislature

OF THE

STATE OF MAINE

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Private and Special Laws

OF THE

STATE OF MAINE

As Passed by the One Hundredth Legislature

1961

territorial limits of said Vinalhaven, and being that certain island in Penobscot Bay, County of Knox, known as Hurricane Island, including all land appurtenant thereto to the low water mark.

Sec. 2. **Taxes assessed before this act becomes effective.** The owners and inhabitants of Hurricane Island shall be holden to pay all taxes which have been legally assessed upon them by the Town of Vinalhaven.

Sec. 3. **Apportionment of liabilities and obligations.** Upon the effective date of this act, the existing liabilities and obligations of the Town of Vinalhaven shall be borne by the inhabitants and owners of Hurricane Island in the proportion that the valuation of said Hurricane Island bears to the total valuation of the Town of Vinalhaven as taken by the assessors of said town in April of the year immediately preceding the year in which this act shall become effective. The foregoing liabilities and obligations shall be enforceable by said town in an action of debt.

Referendum; effective date; certificate to Secretary of State. This act shall take effect 90 days after adjournment of the Legislature, only for the purpose of permitting its submission to the legal voters of the Town of Vinalhaven at a regular town meeting held within 2 years of the effective date of this act.

The town clerk shall reduce the subject matter of this act to the following question: "Shall the Act to Remove Hurricane Island from the Territorial Limits of the Town of Vinalhaven, passed by the 100th Legislature, be accepted?" and the voters shall indicate by a cross or check mark placed against the words "Yes" or "No" their opinion of the same.

This act shall take effect for all the purposes hereof immediately upon its acceptance by a majority of the legal voters voting at said meeting; provided the total number of votes cast for and against the acceptance of this act at said meeting equaled or exceeded 20% of the total vote cast for all candidates for Governor in said town at the next preceding gubernatorial election.

The result of the vote shall be declared by the municipal officers of the Town of Vinalhaven and due certificate thereof shall be filed by the town clerk with the Secretary of State.

<center>Effective September 16, 1961</center>

Chapter 179

AN ACT Regulating the Taking of Alewives in East Machias.

Emergency preamble. Whereas, acts of the Legislature do not become effective until 90 days after adjournment of the Legislature unless enacted as emergencies; and

Whereas, the taking of alewives in the various waters of the State is a vital and important industry in Maine; and

Whereas, the following legislation is vitally necessary for the conservation and promotion of the alewife industry in the East Machias River; 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:

P. & S. L., 1959, c. 155, § 108, repealed and replaced.   Section 108 of chapter 155 of the private and special laws of 1959 is repealed and the following enacted in place thereof:

'Sec. 108.   Taking of alewives in East Machias.   Exclusive rights to the taking of alewives from all the waters in the Town of East Machias, Washington County, shall be optional with the town.

The town, at its annual meeting, may determine by vote whether the alewife fishing in these waters shall be operated by the town, through its selectmen or a committee appointed for that purpose or the privilege offered for sale by the said selectmen or committee; and likewise may provide for regulations, compatible with good conservation practices, to govern the times when and the manner in which alewives shall be taken therein.   There shall be a 24-hour weekly closed season on alewives in all such waters from sunrise on each Sunday morning until sunrise on the following Monday morning.

Whenever such regulations are thus provided for, they shall be promulgated by the selectmen of the Town of East Machias and a copy of the same filed immediately with the clerk of said town and the Commissioner of Sea and Shore Fisheries.

If in any year said town shall fail to act as provided for, the taking of alewives in said waters shall be in accordance with the provisions of the general laws of the State and any regulations adopted under authority of this section shall be enforced by the municipal officers of the Town of East Machias.

If, after thorough investigation, it is the opinion of the Commissioner of Sea and Shore Fisheries that the town is not following sound conservation principles in its management of the fishery, said commissioner shall notify the town officials of his findings and they shall take immediate corrective measures to prevent destruction of the fishery.'

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

<div align="center">Effective May 19, 1961</div>

Chapter 180

AN ACT Relating to Certain Property of Town of Union, Knox County, Acquired Under Will of Francis E. Thompson.

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

Town of Union not required to convey property.   In the event that an administrative school district for the municipality of Union, Knox County, and any