

MAINE STATE LEGISLATURE

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CHAPTER 311

**HATCHERIES, SCREENS AND GAME
MANAGEMENT AREAS**

Sec.

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§ 2151. Acquisition of land; appeals

The commissioner for the location, construction, maintenance and convenient operation of a game management area for game, fish hatchery or fish hatcheries and feeding stations for fish may acquire in the name of the State by gift, bequest or otherwise, real and personal property; or he may purchase, lease or take and hold, for and in behalf of the State as for public uses, land and all materials in and upon it or any rights necessary for the purpose of establishing, erecting and operating game management areas, fish hatcheries or feeding stations. The commissioner may acquire by deed or grant and hold in the name of the State public access sites to Merrymeeting Bay. When the commissioner finds that a public need requires the taking of any land or rights for the purpose aforesaid, he shall cause the same to be surveyed, located and so described that the same can be identified, and a plan thereof shall be filed in the registry of deeds in the county or registry district where the land or rights are located, and there recorded. The filing of such plan and description shall vest the title to the land and right in the State or its grantees, to be held during the pleasure of the State.

The owners of property, either real or personal, taken by the commissioner under this section shall be entitled to damages equal to the reasonable value thereof, and in the event of a disagreement over the value, the reasonable value shall be determined by the county commissioners of the county in which the land is situated, upon the written application of any interested party. If any party in interest is aggrieved by the decision of the county commissioners rendered in conformity with this section, an appeal may be made to the Superior Court of the county in the same manner as is provided when land is taken by the State for highway purposes.

R.S.1954, c. 37, § 19; 1959, c. 110.

§ 2152. Federal fish culture recognized

The United States Fish and Wildlife Service and its duly authorized agents are accorded the right to conduct fish culture operations and scientific investigations in the waters of this State in such manner and at such times as may be considered necessary and proper by the said service and its agents.

R.S.1954, c. 37, § 20; 1963, c. 279, § 6.

§ 2153. Authority of commissioner over screens

The commissioner may authorize, alter and remove the screening of any inland waters and shall, upon application, make suitable provisions for the passage of logs, lumber and pulpwood in any floatable waters of the State so screened. The commissioner may prohibit fishing within 500 yards of any screen installed by authority of the department or the Legislature. No person shall take up, destroy or injure any screen unless duly authorized by the commissioner.

R.S.1954, c. 37, § 21.

§ 2154. Classification of game management areas

The following described territories shall be classified as game management areas, to be managed by the commissioner, in accordance with section 1901, subsection 7:

Bartlett's Island in Hancock County.

1957, c. 215, § 2.

Colby College Area: The Mayflower Hill Campus of Colby College comprising approximately 640 acres of land. It is located west of the center of Waterville bounded in general as follows:

From a stone marker on the west bank of Messalonskee Stream, said marker located across the stream from a point approximately 400 feet north of Riverview Avenue. Runs north along bank of Messalonskee Stream to a point approximately 2,000 feet north of Cedar Bridge (North Street), thence in a northeasterly direction to a cement marker on the Second Rangeway at a point approximately 900 feet northeast of intersection with Rice Rips Road, thence in a southwesterly direction to Rice Rips Road, thence east approximately 300 feet, thence southwesterly again approximately parallel to and west of the Second Rangeway for approximately 1,800 feet to a cement marker, thence easterly to the Second Rangeway, thence in a southerly di-

rection on east side of Second Rangeway for approximately 1,900 feet to a cement marker and college sign; thence southeast approximately 5,400 feet to Mt. Merici property line post and cement marker; thence in easterly direction to and across Mayflower Hill Drive in offset manner (east offset marked with stone or cement marker post) to and across Maine Central railroad to the point of beginning on west bank of Messalonskee Stream.

Deer Isle and Stonington: The Towns of Deer Isle and Stonington, Hancock County.

1959, c. 300, § 1.

Lake Christopher: Beginning at a boundary marker on the most easterly point of South Pond, Town of Greenwood, Oxford County, where the Grand Trunk Canadian Railway meets South Pond; thence extending southerly to the most southern tip of South Pond; thence southerly to road which runs from Locke Mills to Greenwood City; thence southerly and easterly to Rowe Hill Road; thence southerly and easterly along the Rowe Hill Road to the intersection of Rowe Hill Road and Grand Trunk Railroad; thence northerly and westerly along said railroad to the point of beginning, excepting from the above description such of the area as is within 500 feet of said South Pond beginning at a boundary marker on the Rowe Hill Road; thence in a northerly direction to a boundary marker on the Old Bryant Road and thence northeasterly following this road to the boundary marker at the intersection of the Grand Trunk Railroad.

1957, c. 255, § 1.

Oak Grove: The campus and land of Oak Grove School, in the Town of Vassalboro, County of Kennebec, situated on the east side of Route No. 100; and all the land of said school situated on the west side of Route No. 100. (1957, c. 74; c. 255, § 1.)

1957, c. 74; c. 215, § 2; c. 255, § 1; 1959, c. 300, § 1.

§ 2155. Use of game management areas

The commissioner is authorized to regulate hunting, fishing, trapping, boating, camping and other public use on game management areas and is authorized to close such areas to hunting, fishing, trapping, boating, camping and other public use or to permit the taking of any species which he shall designate for such periods, on such portions of the areas, and under such special regulations as are necessary to insure a desirable effect on game populations and provide for human safety. When game

management areas are bordered by tidal flats such authority shall extend to the low-water mark on said flats.

This authority shall apply to lakes, ponds, marshes and sections of streams lying within the boundaries of any such game management area.

On department-owned lands, the commissioner may harvest and sell natural products of the land, including hay, timber and Christmas trees, and fur-bearers may be removed from said game management areas by controlled trapping conducted under the direction of the commissioner.

Regulations may be published and filed in the same manner as rules and regulations as provided for in section 1960 and each area shall be posted with signs setting forth the regulations in effect thereon.

R.S.1954, c. 37, § 17; 1955, c. 290, § 5; 1957, c. 102, §§ 1, 2; 1963, c. 279, § 5.