

MAINE STATE LEGISLATURE

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CHAPTER 127

TRESPASS

Sec.

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§ 3851. Lands appurtenant to state institutions

Whoever willfully trespasses upon lands which belong to the State and are appurtenant to the Pineland Hospital and Training Center, Reformatory for Women, Reformatory for Men, Stevens Training Center, Boys Training Center or the Maine State Prison, or whoever shall unlawfully interfere with the inmates of any of said institutions, or, after notice from an officer of any of said institutions to leave said lands, remains thereon, shall be punished by a fine of not more than \$50 or by imprisonment for not more than 3 months.

R.S.1954, c. 131, § 37; 1955, c. 183; 1957, c. 21, § 2; 1959, c. 342; 1961, c. 395, § 48.

§ 3852. Improved lands and fish ponds

Whoever willfully commits any trespass or knowingly authorizes or employs another to do so by entering the garden, orchard, pasture, cranberry ground, improved blueberry ground, arboretum, botanic garden or improved land of another or pond of another used for the lawful cultivation of fish, with intent to take, carry away, destroy or injure trees, shrubs, plants, flowers, grain, grass, hay, fruit, vegetables, turf or soil thereon or the fish in such pond, shall be punished by a fine of not more than \$100 and by imprisonment for not more than 90 days.

R.S.1954, c. 131, § 38; 1961, c. 199.

§ 3853. Commercial or residential property

Whoever willfully enters in and upon any land commercially used, including parking lots, or whoever willfully enters in and upon residential property or the improved lands appertaining to any farm, summer camp or cottage, or whoever parks any motor vehicle in any private drive or way in a manner to block the same or on a public highway in such a manner as to block the entrance to a private driveway, gate or barway, or whoever willfully permits his cattle, horses, sheep or swine to enter in and upon residential property, including summer residences and cottages after having been forbidden to do so by the owner or occupant thereof, either personally or by an appropriate notice posted conspicuously on the premises, shall be guilty of trespass and shall be punished by a fine of not more than \$100 or by imprisonment for not more than 90 days, or by both.

R.S.1954, c. 131, § 39; 1955, c. 165.

§ 3854. Entry of certain buildings

Whoever willfully enters any dwelling house, camp, cottage or locked building, without the permission of the owner or occupant thereof, shall be punished by a fine of not more than \$100, or by imprisonment for not more than 90 days, or by both.

1955, c. 407.

§ 3855. Entering or passing over forbidden enclosed or cultivated land; arrest of offenders

Whoever willfully enters on or passes over the garden, orchard, mowing land or other enclosed or cultivated land of another between the first days of April and December, after being forbidden to do so by the owner or occupant of said land or his agent, either personally or by notice posted conspicuously on the premises, is guilty of trespass and shall be punished by a fine of not more than \$20. The owner or occupant of said land or his agent may arrest any person found violating any provision of this section and carry him before any judge within the county where the arrest is made.

R.S.1954, c. 131, § 40.

§ 3856. Trespass on timber; removal of produce; removal of goods from wharf or landing place

Whoever, except a road commissioner acting within the scope of his lawful authority, willfully commits any trespass by

cutting, destroying or carrying away timber or wood on the land of another; by digging up, taking and carrying away therefrom earth, sand, stone, grass, corn, grain, fruit, hay or other vegetables, or by carrying away from any wharf or landing place goods in which he has no interest, shall be punished by a fine of not more than \$100 and by imprisonment for not more than 2 months.

R.S.1954, c. 131, § 41; 1955, c. 198; 1961, c. 189.

§ 3857. Limitations and jurisdiction

Prosecutions for offenses described in this chapter and chapter 83, except those set forth in sections 2353, 2354, 2403, 2499, 2502, 2504 and 2505, must be commenced within 4 years after the commission thereof.

R.S.1954, c. 131, § 42; 1963, c. 402, § 208.

§ 3858. Tampering with or destroying colonies of wild bees

No person shall willfully capture, destroy or interfere with a colony or nest of wild bees or remove honey from same, except for purposes of cultivating or self-protection from the bees, except that an owner of an apiary may destroy wild bee nests within a distance of 2 miles of his apiary for the purpose of protecting his bees from disease.

Whoever violates any of the provisions of this section shall be punished by a fine of not less than \$10 nor more than \$50 for each offense.

R.S.1954, c. 131, § 43.