

SENATE No. 191.

[To accompany the petition of the Boston Fish Bureau and others for legislation to permit the taking of menhaden in Buzzard's Bay. Fisheries and Game.]

Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Two.

AN ACT

To regulate the Taking of Menhaden with Purse Seines from the waters of Buzzard's Bay, and requiring a License therefor.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. No person or corporation shall
2 take with purse or shirred seines or gill nets any
3 menhaden in the waters of Buzzard's bay, either
4 on his own account and benefit or on account and
5 benefit of his employer, unless such person or cor-
6 poration shall have first complied with the pro-
7 visions of this act, regulating such fishing with
8 purse or shirred nets, and requiring a license
9 therefor.

1 SECTION 2. Whenever any person or corpora-
2 tion may intend to take menhaden with such purse
3 or shirred seines, in the waters above specified,
4 such person or corporation shall make an applica-
5 tion therefor to the board of commissioners on
6 fisheries and game.

1 SECTION 3. Upon the receipt of such applica-
2 tion the board shall, upon the payment to the said
3 board as a license fee of the sum of one hundred
4 dollars for each steam vessel of not more than
5 fifty tons net tonnage, one hundred and twenty-
6 five dollars for each steam vessel of over fifty tons
7 and not more than one hundred tons net tonnage,
8 two hundred dollars for each steam vessel of over
9 one hundred tons net tonnage, said net tonnage
10 to be determined by custom house measurement,
11 twenty-five dollars for each sailing vessel with
12 tenders, and ten dollars for each sailing vessel
13 without tenders, to be so employed in the taking
14 of menhaden by means of such shirred or purse
15 seines or gill nets, issue to such person or corpo-
16 ration, a license duly signed by the secretary of
17 said board, which said license shall be valid and
18 in force for the term of one year from the date
19 thereof, and no license shall be issued for a space
20 of time less than one year.

1 SECTION 4. Whoever violates or aids and
2 abets in the violation of the provisions of the first
3 section of this act shall be punished by a fine of
4 two hundred dollars for each offence, and the

5 vessel or vessels used or employed in such viola-
6 tion, with all the fish, tackle, nets, seines and
7 apparatus found therewith, shall be forfeited. An
8 inhabitant of a town bordering on said bay may
9 seize and detain for not more than forty-eight
10 hours any net or seine found in use in violation
11 of the provisions of the preceding section, and
12 any boat, craft, fishing apparatus and fish found
13 therewith, so that they may be seized and libelled.

1 SECTION 5. All acts and parts of acts incon-
2 sistent with the provisions of this act are hereby
3 repealed.

1 SECTION 6. This act shall take effect upon its
2 passage.

