

# HOUSE . . . . . No. 584

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Bill accompanying the petition of John B. Stone and others for legislation relative to the taking and sale of small trout in the county of Berkshire. Fisheries and Game. January 25.

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## Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Nine.

### AN ACT

Relative to the Taking and Sale of Small Trout.

*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 sixty-four of chapter ninety-one of the Revised  
2 Laws as amended by section eleven of chapter five hun-  
3 dred and forty-four of the acts of the year nineteen  
4 hundred and two, and amended by chapter one hundred  
5 and ninety of the acts of the year nineteen hundred and  
6 five, is hereby further amended by adding thereto the  
7 following: — Whoever at any time takes, catches or has  
8 in possession, or whoever sells or offers or exposes for  
9 sale in the county of Berkshire, trout less than five inches  
10 in length, shall forfeit ten dollars for each such trout  
11 taken, caught, held in possession, sold or exposed for

12 sale, but this provision shall not apply to a person who is  
13 engaged in breeding or rearing trout, or to any person  
14 who, upon taking such trout, immediately returns it  
15 alive to the water from which it was taken.

16 Section sixty-four of chapter ninety-one of the Revised  
17 Laws as amended by section eleven of chapter five hun-  
18 dred and forty-four, is hereby further amended by in-  
19 serting after the words "apply to", in the seventh line,  
20 the words:—the county of Berkshire, nor to,—so that  
21 section sixty-four of chapter ninety-one of the Revised  
22 Laws shall read as follows:—*Section 64.* Whoever at  
23 any time takes, catches or has in possession, or whoever  
24 sells or offers, or exposes for sale in this commonwealth  
25 trout less than six inches in length shall forfeit ten dol-  
26 lars for each such trout taken, caught, held in possession,  
27 sold or offered or exposed for sale, but the provisions of  
28 this section shall not affect the provisions of section  
29 twenty-eight, nor shall they apply to the county of Berk-  
30 shire, nor to a person who is engaged in breeding or  
31 rearing trout or to any person who, upon taking such  
32 trout, immediately returns it alive to the water from  
33 which it is taken.

34 Whoever at any time takes, catches or has in posses-  
35 sion or whoever sells or offers or exposes for sale in the  
36 county of Berkshire, trout less than five inches in length,  
37 shall forfeit ten dollars for each such trout taken, caught,  
38 held in possession, or sold or exposed for sale, but this  
39 provision shall not apply to a person who is engaged in  
40 breeding or rearing trout, or to any person who, upon  
41 taking such trout, immediately returns it alive to the  
42 water from which it was taken.