

HOUSE No. 259.

[New draught of House, No. 226.]

Commonwealth of Massachusetts.

HOUSE OF REPRESENTATIVES, April 5, 1887.

The Committee on Bills in the Third Reading, to whom was referred the Bill to prohibit the use of seines, purses and nets in the waters of the town of Westport, report a substitute Bill, without material change.

For the Committee,

JOHN F. BROWN.

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Eighty-seven.

AN ACT

For the Protection of the Fisheries in the Waters of
the Town of Westport.

*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. Whoever draws, sets, stretches or
2 uses any net, purse or seine of any kind for tak-
3 ing fish in the waters of the town of Westport
4 shall be punished by fine not exceeding one hun-
5 dred dollars, or by imprisonment in the house of
6 correction not exceeding three months, or by both
7 fine and imprisonment. All fish so taken shall be
8 forfeited to the Commonwealth.

1 SECT. 2. All nets, purses and seines in actual
2 use, set or stretched in violation of this act, are
3 declared to be common nuisances.

1 SECT. 3. Nothing contained in this act shall
2 apply to the taking of mackerel in any way in any

3 of the said waters, nor to the taking by hand-nets
4 of smelts, herring or alewives in any of said
5 waters, nor to the taking of smelts, herring, ale-
6 wives or perch in that part of Westport River
7 north of a line drawn east and west from the
8 south end of Cadman's Neck in said river.

1 SECT. 4. The town of Westport shall, at its
2 next annual meeting, choose by ballot three suit-
3 able persons in said town, one for the term of one
4 year, one for the term of two years, and one for
5 the term of three years from said annual meeting;
6 and at every annual meeting thereafter, one for
7 the term of three years, who shall be sworn to
8 enforce the provisions of this act.

1 SECT. 5. All fines received under this act
2 shall be paid one-half to the complainant and the
3 other half to the Commonwealth.

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

HOUSE OF REPRESENTATIVES, April 5, 1887.

Passed to be engrossed,
Sent up for concurrence.

EDWARD A. McLAUGHLIN,
Clerk.

