

MAINE STATE LEGISLATURE

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N I N E T Y - S E V E N T H L E G I S L A T U R E

Legislative Document

No. 985

H. P. 877

House of Representatives, February 24, 1955

Referred to the Committee on Highways, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Jack of Topsham.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

**AN ACT Relating to the Relocation of Water Pipes in State and State Aid
Highways.**

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 23, § 22, amended. Section 22 of chapter 23 of the revised statutes is hereby amended to read as follows:

'Sec. 22. Proceedings on damage claims. Whenever the Commission shall alter, widen or change the grade of any State or State aid highway as provided in this chapter, to the injury of an owner of adjoining land, ~~he~~ **or to the injury of an owner of water pipes, hydrants or appurtenances legally located in or under said highway, such owner** may within 6 months after completion of the work apply to the Commission in writing for a determination and assessment of his **or its** damages; and if the Commission is unable to settle such damages at what it deems a reasonable amount, the Commission or interested parties may apply to the joint board in writing for a determination and assessment of the damages. The proceedings shall then be the same as in condemnation cases.

In the case of injury to an owner of water pipes, hydrants or appurtenances legally located in or under said highway, the damages shall be either the cost of said water pipes, hydrants or appurtenances less depreciation or the reasonable cost of relocating said water pipes, hydrants or appurtenances exclusive of improvements, whichever is the lesser.'