

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-EIGHTH LEGISLATURE

OF THE

STATE OF MAINE

1897

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PUBLIC LAWS
OF THE
STATE OF MAINE.

1897.

Chapter 269.

An Act to amend Sections six and nine of Chapter eighteen of the Revised Statutes, relating to Ways.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Section 6,
chapter 18,
R. S.,
amended.

Sect. 1. Section six of chapter eighteen of the revised statutes is hereby amended by adding at the end thereof the words: 'But the provisions of this section shall not apply when a location has been determined by a committee of the supreme judicial court upon appeal from the decision of the county commissioners thereon. In such a case proceedings regarding the location shall become effectual as if no appeal for increase of damages had been taken,' so that said section, as amended, shall read as follows:

Proceed-
ings before
and after
decision re-
specting in-
crease of
damages.

'Sect. 6. When a notice of appeal for increase of damages is presented within the time allowed, the case shall be further continued until a final decision respecting damages is made. If they then are of opinion that their proceedings, or any part thereof, ought not to take effect, subject to such damages as have been assessed, they shall enter a judgment that the prayer of the petitioners, or any part thereof, designating what part, is not granted for that reason. Upon such judgment no damages shall be allowed for that part of the prayer of the petitioners not granted, but the costs shall be paid by the county; or if of opinion that such increase of damages should prevent a confirmation of a part or parts only of their proceedings, they shall designate such part or parts, and enter judgment accordingly; and the whole proceedings shall be recorded and become effectual. But the provisions of this section shall not apply when a location has been determined by a committee of the supreme judicial court upon appeal from the decision of the county commissioners thereon. In such case proceedings regarding the location shall become effectual as if no appeal for increase of damages had been taken.'

—provis-
ions of this
act shall
not apply,
when loca-
tion has
been deter-
mined upon
appeal to
supreme
judicial
court.

Section 9,
amended.

Sect. 2. Also section nine of said chapter eighteen is hereby amended by adding after the word "allowed," in the first line thereof, the words 'not exceeding;' also after the word "proceedings," in the second line thereof, the words 'regarding the location;' also by substituting the word 'two' in place of "three" in the third line thereof, so that said section, as amended, shall read as follows:

'Sect. 9. The owners of land taken shall be allowed not exceeding one year after the proceedings, regarding the location, are finally closed to take off timber, wood or any erection thereon. A time not exceeding two years shall be allowed for making and opening the way.'

Sect. 3. This act shall take effect when approved.

Approved March 24, 1897.

CHAP. 270

Time allowed for removing growth, and opening way.

Chapter 270.

An Act relating to the transportation by common carriers, of property, the title to which is disputed.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Sect. 1. When property is delivered to a common carrier, for transportation, and any person other than the consignor or consignee shall claim the title to such property and shall forbid its transportation, he shall forthwith give written notice to the carrier forbidding its transportation, and thereupon the carrier shall be authorized to delay the transportation for the space of five days, and unless within such five days such claimant shall replevy such property, or if he shall fail to give such written notice the carrier is authorized to proceed with the transportation of such property and shall not be liable for so transporting.

Transportation of property, when the title is in dispute.

—proceedings.

Sect. 2. This act shall take effect when approved.

Approved March 25, 1897.

Chapter 271.

An Act to establish the salary of the Judge of Probate in the County of Piscataquis.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

From and after the first day of April, in the year of our Lord one thousand eight hundred and ninety-seven, the salary of the judge of probate of the county of Piscataquis shall be five hundred dollars per annum, instead of the sum now allowed by law.

Salary of judge of probate, Piscataquis county, established.

Approved March 25, 1897.