

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1326

S. P. 474

In Senate, February 13, 1963

Referred to Committee on Judiciary. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Cram of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Interference or Destruction of Transit Points and
Monuments.

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

Sec. 1. R. S., c. 124, § 10-A, additional. Chapter 124 of the Revised Statutes is amended by adding a new section 10-A, to read as follows:

'Sec. 10-A. Negligent interference, removal or destruction of monuments. Whoever negligently disturbs, removes or destroys any lawfully established transit point, reference point, stake, plug, hub, guard-stake, bench mark, pipe, iron, concrete post, stone post or other monument of any railroad, highway, public utility or other engineering location or survey or any such monument marking the bounds of public or private property shall be liable to the person injured in a civil action for the amount of damage done, which shall be measured by the cost of replacing such monument, including necessary engineering services.'

Sec. 2. R. S., c. 131, § 20, amended. Section 20 of chapter 131 of the Revised Statutes, as amended by section 455 of chapter 317 of the public laws of 1961, is further amended to read as follows:

'Sec. 20. Interference, removal or destruction of transit points, etc. Whoever willfully or maliciously disturbs, removes or destroys any lawfully established transit point, reference point, stake, plug, hub, guard-stake, bench mark, pipe, iron, concrete post, stone post or other monument of any railroad, highway, public utility or other engineering location or survey or any such monument marking the bounds of public or private property shall be punished by a fine of not more than ~~\$25~~ \$100 or by imprisonment for not more than 30 days; and

in addition thereto shall be liable in a civil action for the amount of damage done, **which shall be measured by the cost of replacing such monument, including necessary engineering services.**'