

MAINE STATE LEGISLATURE

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(New Title)
New Draft of : S. P. 77, L. D. 185

ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1468

S. P. 542

In Senate, March 14, 1963

Reported by Senator Boardman of Washington from Committee on Judiciary
and printed under Joint Rules No. 10.

CHESTER T. WINSLOW, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Power of Eminent Domain of Maine State Park and
Recreation Commission.

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

R. S., c. 36, § 34, sub-§ I, amended. Subsection I of section 34 of chapter 36 of the Revised Statutes, as amended, is further amended to read as follows:

I. Acquire land; license. With the consent of the Governor and Council, to acquire in behalf of the State, land or any interests therein within this State, with or without improvements, by purchase or gift, ~~and by eminent domain subject to provide hereinafter set forth~~ and with like consent to sell and convey such lands or interests therein, or lease the same, or by revocable license or agreement, or grant to any person, firm or corporation exclusive rights and privileges to the use and enjoyment of portions of such lands; ~~provided, however, that no lease hereunder shall be for a term longer than 5 years, and any.~~ Any such license, lease or agreement granted or entered into hereunder shall be canceled or revoked after due notice of intention to cancel or revoke the same by action of the commission, when the use for which said license was given shall have been abandoned, materially modified, or whenever the conditions imposed in any license, lease or agreement shall have been broken; ~~provided, however, that the right of eminent domain shall not be exercised to take any area or areas in any park which singly or collectively exceeded 200 acres, nor shall it be exercised to take any developed or undeveloped mill site or water power privilege in whole or in part or any land used or useful in connection therewith, or any land being utilized for any industrial enterprise.~~

Sec. 2. R. S., c. 36, § 34, sub-§ IX, repealed. Subsection IX of section 34 of chapter 36 of the Revised Statutes is repealed as follows:

~~'IX. When land is taken by eminent domain, the proceedings for such purpose shall be in accordance with the provisions of sections 12 to 22, inclusive, of chapter 52'~~