

MAINE STATE LEGISLATURE

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(New Title)
NEW DRAFT OF: S. P. 365; L. D. 1132

ONE HUNDRED AND SECOND LEGISLATURE

Legislative Document

No. 1451

S. P. 488

In Senate, April 7, 1965

Reported by Senator Norris from Committee on Highways. Printed under
Joint Rules No. 10.

EDWIN H. PERT, Secretary

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-FIVE

AN ACT Relating to Discontinuance of Highways and Town and County Roads.

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

Sec. 1. R. S., T. 23, § 3004, amended. Section 3004 of Title 23 of the Revised Statutes is amended by adding after the first sentence, a new sentence, as follows:

‘The discontinuance of a town way shall be presumed to relegate the town way to the status of a private way unless the town meeting article shall specifically state otherwise.’

Sec. 2. R. S., T. 35, § 2347-A, additional. Title 35 of the Revised Statutes is amended by adding a new section 2347-A to read as follows:

‘§ 2347-A. Discontinuance of public ways

In proceedings for the discontinuance of public ways, such public ways may be discontinued in whole or in part. The discontinuance of a town way shall be presumed to relegate the town way to the status of a private way unless the town meeting article shall specifically state otherwise. Unless an order discontinuing the same shall specifically otherwise provide, a utility may continue to maintain, repair and replace its installations within the limits of such way for a period not exceeding 3 years from the date of discontinuance.’