

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SIXTIETH LEGISLATURE.

HOUSE.

No. 75.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY-ONE.

AN ACT to amend section thirteen, chapter twenty-two, of the revised statutes, relating to partition fences.

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

SECTION 1. Section thirteen, of chapter twenty-two, of the revised statutes, is hereby amended by adding thereto the following: "But all partition fences divided by parol agreement and actually built in pursuance of such agreement, including fences so built heretofore, shall be deemed legal fences as if divided by fence viewers or written agreement; and the adjoining owners shall support their respective portions of fence under such agreement until otherwise ordered by the fence viewers

11 on application to them by either party," so that
12 said section as amended shall read as follows:

13 *Sect. 13.* When a fence between owners of
14 improved lands is divided either by fence viewers,
15 or by the written agreement of the parties recorded
16 in the town clerk's office where the land lies, the
17 owners shall erect and support it accordingly; but
18 if any person lays his land common, and deter-
19 mines not to improve any part of them adjoining
20 such fence, and gives six months' notice to all
21 occupants of adjoining lands, he shall not be
22 required to maintain such fence while his land so
23 lie common and unimproved. But all partition
24 fences divided by parol agreement and actually
25 built in pursuance of such agreement, including
26 fences so built heretofore, shall be deemed legal
27 fences as if divided by fence viewers or written
28 agreement, and the adjoining owners shall sup-
29 port their respective portions of fence under such
30 agreement until otherwise ordered by the fence
31 viewers on application to them by either party.

SECT. 2. This act shall take effect when ap-
2 proved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 16, 1881. }

Reported by Mr. FLINT, from Committee on Judiciary, and
ordered printed under Joint Rule.

ORAMANDAL SMITH, *Clerk.*