

MAINE STATE LEGISLATURE

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SIXTY-FIRST LEGISLATURE.

SENATE.

No. 76.

STATE OF MAINE.

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

AN ACT additional to chapter seventy-eight of the
public laws of eighteen hundred and seventy-six,
concerning wharves in tide waters.

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

Any person or corporation wishing to erect or
2 extend and maintain a wharf in tide waters, or
3 the approaches thereto, may make application in
4 writing to the county commissioners, stating the
5 location and boundaries thereof as near as may
6 be, and asking a license therefor. Upon receiving
7 such application, said commissioners shall, give at
8 least ten days' personal notice thereon, or thirty
9 days notice by publication, and shall therein desig-
10 nate a day on which they will meet on or near the

11 premises described in said application, and examine
12 the same. If, upon such examination and hearing
13 of all parties interested, they shall decide that the
14 erection or extension of the wharf as prayed for,
15 and the approaches thereto, would not obstruct
16 navigation, but would interfere with and injure the
17 rights of others, and also decide that public
18 necessity and convenience require the same, they
19 shall grant a license therefor and estimate the
20 damages sustained by any person so injured; and
21 either party may appeal from the decision of the
22 county commissioners, upon the question of a
23 license, to the supreme judicial court, or upon the
24 amount of damages awarded, in the same manner
25 in each case as is provided by the revised statutes,
26 chapter eighteen, concerning highways. Said
27 county commissioners may, on application of any
28 person aggrieved at the rate of wharfage charged
29 for the use of such wharves, establish the rates of
30 wharfage.

STATE OF MAINE.

IN SENATE, March 3, 1883.

Reported by Mr. STUBBS of Franklin, from the Committee on
Legal Affairs, laid on the table to be printed under the Joint Rules.

C. W. TILDEN, *Secretary*.