

MAINE STATE LEGISLATURE

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SEVENTY-FIFTH LEGISLATURE

HOUSE

NO. 532

House of Representatives, March 10, 1911.

Introduced by Mr. Woodside of Webster, who moved its reference to the Committee on Legal Affairs. By Mr. Andrews of Norway tabled for printing pending reference to a committee.

C. C. HARVEY, Clerk.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ELEVEN.

AN ACT to amend Section 8 of Chapter 20 of the Revised Statutes of 1903, as amended by Chapter 60 of the Laws of 1907, relating to burying grounds.

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

Section 1. Section eight of chapter twenty of the Revised
2 Statutes of 1903, as amended by chapter sixty of the Laws
3 of 1907, is hereby further amended by adding thereto the
4 following words: "Lands of adjacent owners," as used in this
5 section, shall be construed to apply to land lying on the oppo-
6 site side of any state, county or town, road on which any cem-
7 etery abuts, as well as to land actually touching some bound-
8 ary of said cemetery; provided, however, that some portion
9 of the land taken so lying on the opposite side of any state,

10 county or town road, shall be directly opposite said cemetery,'
11 so that said section as amended shall read as follows:

'Sect. 8. The municipal officers of any town, may on peti-
13 tion of ten voters, enlarge any public cemetery or burying
14 ground or incorporated cemetery or burying ground within
15 their town by taking land of adjacent owners, to be paid for
16 by the town or otherwise as the municipal officers may direct,
17 when in their judgment public necessity requires it, provided,
18 that the limits thereof shall not be extended nearer any
19 dwelling house or well from which the water is used for
20 domestic purposes within twenty-five rods, against the writ-
21 ten protest of the owner, made to said officers at the time
22 of the hearing on said petition. Nor shall any person, cor-
23 poration or association establish, locate or enlarge any ceme-
24 tery or burying ground by selling or otherwise disposing of
25 land, so that the limits thereof shall be extended nearer any
26 dwelling house or well within twenty-five rods, against the
27 written protest of the owner, provided, that nothing in this
28 section shall prohibit the sale or disposition of lots within
29 the limits of any existing cemetery or burying ground, nor
30 the extension thereof away from any dwelling house or well.
31 "Land of adjacent owners," as used in this section, shall be
32 construed to apply to land lying on the opposite side of any
33 state, county or town road on which any cemetery abuts, as
34 well as to lands actually touching some boundary of said
35 cemetery, provided, however, that some portion of the land
36 taken so lying on the opposite side of any state, county or
37 town road, shall be directly opposite said cemetery.'