

MAINE STATE LEGISLATURE

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SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 235

In Senate, Feb. 27, 1915.

Ordered, That five hundred copies be printed and that the same be referred to the Committee on Judiciary.

Committee on Reference.

Presented by Mr. Conant of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND FIFTEEN

AN ACT entitled an act to amend Section 14 of Chapter 130 of the Public Laws of 1913 relating to the method of settling damages caused by opening, altering, widening or changing the grade of state or state aid highways.

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

Section 14 of chapter 130 of the public laws of 1913 is hereby amended by striking out all of said section after the word "provided" in the eighth line thereof and adding thereto the following: 'Whenever the commission shall alter, widen or change the grade of any state or state aid highway as herein provided, to the injury of an owner of adjoining land he may within six months apply in writ-

8 ing to the commission setting forth the injury complained
9 of and the damages claimed therefor and they shall view
10 such way and assess the damages, if any, that have been
11 occasioned thereby to be apportioned by the commission as
12 law and justice may require and shall be paid accordingly
13 and any person aggrieved by said assessment may have the
14 damages determined on complaint to the Supreme Judicial
15 Court. The proceedings of said complaint shall be as
16 described in section 8 of chapter 23 of the revised statutes.
17 Said complaint shall be filed at the term of the Supreme
18 Judicial Court next to be held within the county where
19 the land is situated after sixty days from the date of as-
20 sessment of damages by the commission,' so that said sec-
21 tion as amended shall read as follows:

'Sect. 14. The commission may alter, widen or change the
23 grade of any state or state aid highway whenever in its
24 judgment the public exigency may require, and it may lay
25 out, establish and open a new highway as a state or state
26 aid highway. It may also discontinue a highway as a state
27 or state aid highway and the same shall be thereafter main-
28 tained by the town or county originally liable therefor ex-
29 cept as herein otherwise provided. Whenever the commis-
30 sion shall alter, widen or change the grade of any state or
31 state aid highway as herein provided, to the injury of an
32 owner of adjoining land he may within six months apply in
33 writing to the commission setting forth the injury complained
34 of and the damages claimed therefor and they shall view

35 such way and assess the damages, if any, that have been
36 occasioned thereby to be apportioned by the commission as
37 law and justice may require and shall be paid accordingly
38 and any person aggrieved by said assessment may have the
39 damages determined on complaint to the Supreme Judicial
40 Court. The proceedings on said complaint shall be as de-
41 scribed in section 8 of chapter 23 of the revised statutes.
42 Said complaint shall be filed at the term of the Supreme
43 Judicial Court next to be held within the county where the
44 land is situated after sixty days from the date of assess-
45 ment of damages by the commission.'