

MAINE STATE LEGISLATURE

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NEW DRAFT.

SEVENTY-SEVENTH LEGISLATURE

SENATE

NO. 336

In Senate, March 12, 1915.

*Reported by Sen. Colby from Committee on State Lands and
Forest Preservation, and ordered printed under joint rules.*

W. E. LAWRY, Secretary.

STATE OF MAINE

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

AN ACT requiring the disposition of inflammable material
along the railroads and highways of the State.

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

Section 1. Any person, firm, corporation or agent cutting
2 any forest growth on property adjacent to the right of way
3 of any railroad, highway within the state shall leave the
4 growth uncut on the land within fifty feet of the limit of
5 the right of way of a railroad, center of wrought portion
6 of any plantation, town, city, county or state road, or shall
7 dispose of slash and debris caused by cutting in such a man-
8 ner that inflammable material shall not remain on the ground
9 within fifty feet of the limit of the right of way of a rail-

10 road, center of wrought portion of any plantation, town,
11 city, county or state road.

Sect. 2. Slash and debris accumulating by the construc-
2 tion and maintenance of railroads, highways, or telegraph
3 or telephone lines, shall be disposed of in such a manner
4 that inflammable material shall not be left on the ground.

Sect. 3. When any person, firm, corporation or agent
2 shall have failed to dispose of slash and debris as ordered
3 by this act, the forest commissioner shall cause such slash
4 and debris to be so disposed of. He shall pay the expense
5 of so disposing of such slash and debris from any funds
6 at his disposal, legally applicable to such purpose; and he
7 or his successor in office shall be entitled to recover double
8 the amount of such expenditures in an action of debt, to
9 be prosecuted by the attorney general in the supreme judi-
10 cial court in the county of Kennebec, against the person,
11 firm, corporation or agent whose duty it was to dispose of
12 such slash or debris; and there shall be a lien on the land
13 on which the cutting of the forest growth took place, to
14 secure any judgment recovered in such action, to be en-
15 forced by attachment in said action, made within six months
16 after such expenditures were made. The sum recovered
17 and collected in such action shall be returned to and become
18 a part of the fund from which the expenditures were made.

Provided, however, that any person, firm, corporation or
20 agent cutting wood or timber during the winter, after No-

21 vember first, shall have until May first following in the
22 Maine Forestry District, and until April first in the remain-
23 der of the state, to remove such slash and debris. If such
24 slash and debris are destroyed by burning, such burning
25 shall be done with the permission of the forest commissioner.