

MAINE STATE LEGISLATURE

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EIGHTIETH LEGISLATURE

SENATE

NO. 19

In Senate, Jan. 25, 1921.

Presented under suspension of rules, referred to committee on State Lands and Forest Preservation. Sent down for concurrence and 1000 copies ordered printed.

L. ERNEST THORNTON, Secretary.

Presented by Senator Baxter of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND
NINE HUNDRED AND TWENTY-ONE

AN ACT to Establish the Mt. Katahdin State Park.

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

Section 1. The Commissioner of Inland Fisheries and Game,
2 the State Land Agent and Forest Commissioner, both ex-
3 officio, and three (3) citizens of the State to be appointed by
4 the Governor upon the advice and consent of the Council,
5 are hereby constituted the Mt. Katahdin State Park Board,
6 and the said Board is empowered to acquire by purchase
7 on behalf of the State, if in the judgment of said Board it
8 can be purchased at a fair valuation from the owners there-
9 of, the whole or any portion of the lands located within

10 the townships or portions of townships hereafter defined
11 which the said Board may deem suitable for the establish-
12 ment of the Mt. Katahdin State Park; and the said Board is
13 authorized to accept deeds thereof in the name of the State,
14 the aggregate purchase price of such lands not to exceed the
15 maximum amount appropriated by the Legislature for the
16 purposes of this Act. The title to all lands so purchased
17 shall be investigated and approved by the attorney general
18 before being acquired by the State under the terms of this
19 Act. The citizen of the State first appointed under this
20 Act shall hold office for one year, the citizens next ap-
21 pointed shall hold office for two years, and all appointments
22 made thereafter shall be made for two years; any vacancies
23 in the said Board shall be filled for the unexpired term by
24 the Governor upon the advice and consent of the Council.
25 The said Board is authorized to employ agents and such
26 other persons as the said Board may deem necessary to
27 carry out the provisions of this Act.

Sect. 2. The lands which the Board is authorized to
2 acquire on behalf of the State under the provisions of this
3 Act shall be located within the following described town-
4 ships or portions of townships, viz:

The northwest one-quarter (1-4) of township three (3),
2 range eight (8) W. E. L. S., township three (3), range nine
3 (9) W. E. L. S., township four (4), range nine (9) W. E.
4 L. S.; the east one-sixth (1-6) of township three (3) range
5 ten (10) W. E. L. S.; the east one-sixth (1-6) of township

6 four (4), range ten (10) W. E. L. S.; and the said Board is
7 further authorized to acquire on behalf of the State by pur-
8 chase or otherwise in the manner herein provided such other
9 lands outside and beyond the boundaries of the within
10 described townships or portions of townships, as said Board
11 shall deem necessary and suitable for roads, trails and rights
12 or way as approaches to said Park, together with such suit-
13 able camp sites adjacent to said approaches as said Board
14 shall deem necessary and suitable to carry out the provisions
15 of this Act; and said Board is further authorized to use such
16 portions of the funds appropriated under this Act as the said
17 Board shall deem suitable and necessary for exploring and
18 cruising the land herein described and for the construction
19 of roads, trails, and camps and for other improvements.

Sect. 3. In case the owner or owners of any lands deemed
2 suitable by the said Board for the purpose of this Act decline
3 to sell the same for a price deemed reasonable by the said
4 Board, said Board is hereby authorized and empowered to
5 take and appropriate the aforesaid lands or any portion
6 thereof in the name of the State and for the uses herein set
7 forth, and for this purpose the said Board shall cause the
8 said lands or portions thereof to be surveyed, located and so
9 described that the same may be identified and a plan of said
10 lands or portions thereof together with a copy of the pro-
11 ceedings of the said Board in the said taking and appropria-
12 tion under this Act shall be filed and recorded by the said
13 Board in the Registry of Deeds for the county in which the

14 land lies and also in the office of the Secretary of State,
15 wherupon title to the aforesaid lands or portions thereof shall
16 vest in the State of Maine.

Sect. 4. The owner or owners of any lands taken as pro-
2 vided under the terms of this Act shall have a just compensa-
3 tion therefor, the same to be ascertained and determined in
4 the same manner and by proceedings similar to those pro-
5 vided in chapter twenty-four (24) of the Revised Statutes of
6 Maine for ascertaining damages in the location of highways,
7 provided that application for the determination of said
8 damages shall be made within three years after the said lands
9 are taken under the provisions of this Act, either the said
10 State or the said owner or owners may make the application
11 herein provided for for the determination of said damages.

Sect. 5. Said Board may also take and appropriate in the
2 name of the State and for the use of the State lands for
3 roads, trails, rights of way and camp sites in the same
4 manner as provided in section four (4) of this Act and com-
5 pensation for such taking and appropriation shall be ascer-
6 tained and determined in the same manner as provided in
7 section four (4) of this Act.

Sect. 6. The members of the Board created under this Act
2 shall receive no compensation for their services, but shall be
3 paid their actual traveling and other expenses incurred while
4 engaged in the work of said Board; said expenses to be paid
5 on approval of the Governor and Council.

Sect. 7. All lands acquired under the provisions of this

2 Act shall be held by the State for the purposes specified
3 herein, and the care and management thereof shall be vested
4 in said Board. Such lands shall at all times be open to the
5 public, under such rules and regulations as the said Board
6 may prescribe, but no birds or wild game shall at any time be
7 hunted or killed thereon, and any person who hunts or kills
8 wild game within the limits of the land described under the
9 provision of this Act shall be liable to the penalties estab-
10 lished for hunting and killing wild game elsewhere within
11 the State during closed seasons. Said Board shall cause or
12 permit no live timber to be removed from the lands acquired
13 hereunder except for the purpose of improving the forest
14 growth thereon; but timber not needed for the purposes of
15 this Act or for the preservation of the scenic beauty of said
16 Park may be sold therefrom and the proceeds of all such
17 sales shall be paid into the State Treasury by said Board, and
18 shall constitute a special fund to be used by said Board for
19 the purpose provided for by this Act.

Sect. 8. The sum of fifty thousand dollars is hereby ap-
2 propriated for the year nineteen hundred twenty-one and
3 fifty thousand dollars for the year nineteen hundred twenty-
4 two for the purpose of carrying out the provisions of this
5 Act; and any balance of the fifty thousand dollars appro-
6 priated for the year nineteen hundred and twenty-one, which
7 on December thirty-first, nineteen hundred and twenty-one
8 remains unexpended in the State Treasury, shall be avail-
9 able for the year nineteen hundred twenty-two.