

MAINE STATE LEGISLATURE

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EIGHTY-SECOND LEGISLATURE

H. P. No. 707

H. D. No. 150

House of Representatives, Feb. 17, 1925.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Hammond of Van Buren.

STATE OF MAINE

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

AN ACT Relating to Limitation of Right to Enter on or Take
Land.

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

That section twenty-nine, chapter fifty-six of the revised
2 statutes of Maine, revision of nineteen hundred and six-
3 teen, is hereby amended by striking out the word "dwelling-
4 houses," substituting a comma for the period after the
5 words "burying-grounds," and adding the words "but no
6 dwelling-house shall be taken unless the public utilities com-
7 mission, after hearing and view of the premises as provided
8 in section twenty-six of this chapter, shall find that such
9 taking is reasonably necessary in the safe and proper oper-

10 ation of the railroad in the public interest.' So that, as
11 amended, said section shall read as follows:

'The land taken shall not be entered upon, except to make
2 surveys, before the location has been filed, and the dam-
3 ages estimated and secured as hereinafter provided; and
4 no railroad corporation shall take, without consent of the
5 owners, meeting-houses, or public or private burying-
6 grounds, but no dwelling-house shall be taken unless the
7 public utilities commission, after hearing and view of the
8 premises as provided in section twenty-six of this chapter,
9 shall find that such taking is reasonably necessary in the
10 safe and proper operation of the railroad in the public
11 interest.'