

MAINE STATE LEGISLATURE

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N I N E T Y - F O U R T H L E G I S L A T U R E

Legislative Document

No. 162

H. P. 487

House of Representatives, January 26, 1949.

Referred to Committee on Mines and Mining. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Maxwell of Wilton.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FORTY-NINE

AN ACT Relating to Mining.

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

R. S., c. 36, §§ 12-15, additional. Chapter 36 of the revised statutes is hereby amended by adding thereto 4 new sections to be numbered 12 to 15, inclusive, to read as follows:

'Sec. 12. Owner may record. Within 90 days from the effective date of sections 12 to 15, inclusive, the owners of unfenced and unimproved land shall record the mining deposits thereon, in accordance with the provisions of section 14.

Sec. 13. Authority to prospect. Any person, a citizen of the United States, may enter upon the unfenced and unimproved land in the state held in private ownership, excepting mining claims and mining property already located or occupied for mining purposes, and may prospect for any valuable minerals or metals, being responsible to the owner of the land for all damages done thereon.

Sec. 14. Recording of claim; notice to owner. After 90 days from the effective date of sections 12 to 15, inclusive, and within 90 days after discovery of the deposits, the prospector shall give written notice thereof to the Maine development commission, describing particularly the nature

and situation of the mine and the date of discovery. After such notice is given, the prospector shall then notify the owner of the land upon which such deposits are found.

Sec. 15. Percentage of profits to prospector; land conveyed. If the owner of said land develops the claim discovered and recorded, he shall be obliged to pay to the prospector 10% of the net profits derived from the operation of the claim.

For 50 years after the date of recording the claim, no conveyance of the land in fee simple, fee tail, or for life, or lease for more than 6 months or for an indefinite term shall be effective against the prospector's right to claim his proportion of the net profits as provided in this section.'