

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

Transmitted by Director of Legislative Research pursuant to joint order.

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

Legislative Document

No. 661

S. P. 310

In Senate, February 14, 1951

Referred to the Committee on Natural Resources. Sent down for concurrence and ordered printed.

CHESTER T. WINSLOW, Secretary

Presented by Senator Boyker of Oxford.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-ONE

AN ACT Relating to Prospecting for Minerals and Metals.

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

Sec. 13. Authority to prospect. Any citizen of the state may enter upon state-owned land, including lands held in trust, when the trust is such as to be consistent with mineral developments, on receipt of a permit from the Maine mining bureau, and may enter upon all unfenced and unimproved land held in private ownership, on receipt of permission from the owner thereof, for the purpose of prospecting for any valuable minerals and metals. The said prospectors shall be liable in an action on the case for any and all damages caused to the property by the entry and prospecting.

Sec. 14. Procedure after discovery of a deposit. After 30 days from the effective date of sections 12 to 15, inclusive, and within 30 days after discovery of any deposits, the prospector shall give written notice thereof to the Maine mining bureau, describing particularly the nature and situation of the deposit, and the date of discovery, and shall also record the discovery in the manner provided in section 5 for recording claims in the registry of deeds in the county where the discovery was made. After giving such notices and making the recording the prospector shall notify the owner of the land.

Sec. 15. Prospector to have vested interest. The discovery of a deposit, and the filing and recording and giving notice, as required by section 14, shall vest in the prospector, his heirs and assigns an interest in the deposits to the extent of 5% of the net profits derived by any person, firm or corporation who shall mine the deposit.