

MAINE STATE LEGISLATURE

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

Legislative Document

No. 391

H. P. 320

House of Representatives, February 4, 1953

Referred to the Committee on Claims, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Moulton of Sweden

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-THREE

RESOLVE, in Favor of T. E. McSherry, of Fryeburg.

T. E. McSherry; compensated. Resolved: That there be, and hereby is, appropriated the sum of \$500 from the funds of the department of inland fisheries and game to be paid to T. E. McSherry, of Fryeburg, as a full and final settlement for his claim against the state for damage to his orchard by deer.

STATEMENT OF FACTS

This accident occurred in January 1952, in Sweden. A herd of deer went into this orchard, which consists of about 1200 trees, which average 15 years old and between 10 and 15 feet high. 250 trees were severely damaged. The fruit spurs and buds were chewed off over $\frac{3}{4}$ of the trees. Between 600 and 700 trees were damaged to some extent. Fish and game department made a report on this damage. Considering that these trees averaged 3 bushels per tree, there would be a potential loss of 2 bushels per tree on the severely damaged ones. The U. S. D. A. average price for apples this crop season was \$3.20 per bushel. It takes two or three years for new fruit spurs to develop. Before this orchard is back to normal there will be a loss of several thousand dollars.