

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. 1061

H. P. 973

House of Representatives, February 24, 1953.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Smith of Farmingdale by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-THREE

AN ACT Establishing Right of Way to Great Ponds of the State.

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

R. S., c. 33, § 130, additional. Chapter 33 of the revised statutes, as revised, is hereby amended by adding thereto a new section to be numbered 130, to read as follows:

'Right of Way to Great Ponds

Sec. 130. Right of way to great ponds. The waters of all ponds or lakes within the state, known as great ponds, having already been established by statute as the property of the people of the state, there is hereby established by right of eminent domain a right of way not less than 20 feet in width, running from the nearest main traveled road to the shore of each such pond, to be and hereafter remain forever the property of the municipality, town, or in the case of unorganized townships, the county, in which such great ponds are situated.

No person, firm or corporation shall abrogate this title as vested in the municipality, town or county by the establishment of any fence, wall or other obstruction which prevent the free access of any person or persons to such ponds, except that owners of surrounding forest lands, may in

time of fire hazards, control such entry by permit or registration for the purposes of fire prevention. Provided, however, that nothing in the foregoing will permit any such person, firm or corporation to prohibit access to any such pond to any person or persons except in such times when all persons are so prohibited, to decrease the danger of forest fires.'