

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 983**

H. P. 871

House of Representatives, February 24, 1955

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

HARVEY R. PEASE, Clerk

Presented by Mr. Wadleigh of Mount Vernon.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-FIVE

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**RESOLVE, in Favor of Theodore R. DeMariano of Mount Vernon.**

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**Theodore R. DeMariano, reimbursed. Resolved:** That there be, and hereby is, appropriated from the general highway fund the sum of \$1,000 to be paid to Theodore R. DeMariano of Mount Vernon as a full and final settlement of his claim against the State for damages to his real property and business, occasioned by relocation of highway over and upon his real estate in Mount Vernon.

**STATEMENT OF CLAIM**

Theodore B. DeMariano, claimant, operates a summer camp business in Mount Vernon, Maine, under the trade name of Sunset Manor. He owns land situated on the highway leading from Mount Vernon to Farmington Falls and bordering on Flying Pond, so called.

The State of Maine, acting through the Highway Commission, took by eminent domain part of claimant's property. In the reconstruction of a highway adjacent to and over his premises, the road was moved to a point nearer the shore of Flying Pond. In settlement of all claims, the State offered to pay Mr. DeMariano the sum of \$70. He refused it. He claims that the land taken is worth far more than \$70 and that he has been further damaged by reason of the relocation of the road nearer the lake in that he has completely lost his boat rental business and is threatened with competition from a new camp operator who would use the State constructed property to enable guests to enter upon the lake and land boats.