

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
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1893.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1893.

SECT. 1. Whenever not less than thirty of the teachers and school officers of any county shall have formed an association under rules of government approved by the state superintendent of common schools, for the purpose of mutual improvement in the science and art of teaching, and of creating popular interest in, and diffusing a knowledge of the best methods of improving our public school system, by the holding of conventions at least once every year under the supervision of the state superintendent, the state shall defray the necessary expenses attending the holding such conventions, for which purpose the sum of one thousand dollars is hereby annually appropriated to be deducted and set aside therefor by the treasurer of state from the annual school fund of the state; provided, however, that no more than two such associations shall be formed in any county, and that the expenses as aforesaid of no more than two conventions of any such association in any year shall be defrayed by the state.

Teachers and school officers may form association for improvement in art of teaching.

—may hold conventions.

—expenses, how paid.

—proviso.

SECT. 2. All acts and parts of acts inconsistent herewith, are hereby repealed.

Inconsistent acts, repealed.

SECT. 3. This act shall take effect when approved.

Approved March 28, 1893.

Chapter 284.

An Act additional to chapter eighteen of the Revised Statutes, relating to Ways in places not incorporated.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. When it is necessary for any person or persons, by themselves, men or teams, to cross or enter upon any tract of land not within any town, for the purpose of hauling supplies, wood, bark, logs or lumber, or to yard or land the same, such person or persons shall not be liable in an action of trespass therefor, provided, the bond is furnished as provided in section two, but the person or persons carrying on said lumbering operation, shall be liable for all the actual damage done to said land by said men and teams so crossing said land.

Persons cross- or entering upon land in places not incorporated for purpose of hauling supplies, etc., shall not be liable for trespass.

—liable for damage.

SECT. 2. Should the person or persons carrying on said lumbering operation, and the owners of said land, be unable to agree upon said damages, such person or persons before

Damages, how ascertained in case of disagreement.

CHAP. 284

-bond.

-amount of bond, and hearing thereon, when part of owners of land are unknown.

Damages may be fixed by county commissioners.

-tender may be made.

-costs, how paid.

crossing, or entering upon said land for the purposes aforesaid, as provided by this act, shall give bond to the owners of said land with sufficient sureties, and in such sum as the county commissioners in the county in which said land lies, shall determine and approve, conditioned to pay such sum as said owners of said land may recover as damages, and costs as provided by this act. In case all or a part of the owners of said land are unknown, the county commissioners shall before fixing the amount of the bond, appoint a time and place for hearing thereon, and give notice thereof by publication in the county paper two successive weeks, the last publication to be seven days before said hearing, and in such case the bond shall be given to the treasurer of the county for the use and benefit of all the owners in proportion to their respective rights in the land.

SECT. 3. Should the person or persons carrying on said lumbering operation, and the owners of said land be unable to agree upon said damages, either party may, within twelve months from the time said bond is approved, apply to the county commissioners of the county in which said land lies and cause said damages to be ascertained and determined in the same manner and under the same conditions and restrictions as are prescribed by law in the laying out of railroads. Failure to apply for damages within said one year shall be held to be a waiver of the same. The person or persons liable for said damages may make a tender to any land owner damaged under the provisions of this act, and if such land owner recovers more damages than the amount tendered him for such, he shall recover costs and the expenses of the county commissioners; otherwise the person or persons liable for said damages shall recover costs and the expenses of the county commissioners. A tender made to any person who owns an undivided interest in land thus damaged shall be sufficient under this act.

SECT. 4. This act shall take effect when approved.