

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-FIFTH LEGISLATURE

OF THE
STATE OF MAINE.

1911

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1911

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fifth
Legislature

1911

CHAP. 73**Chapter 73.**

An Act to amend Chapter seventy of the Public Laws of nineteen hundred and seven, entitled "An Act amending Chapter one hundred and sixty-four of the Public Laws of nineteen hundred and five, relating to location and assessment of damages for property taken for Public Uses."

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

Section 1,
chapter 70,
public laws
1907,
amended.

Section one of chapter seventy of the public laws of nineteen hundred and seven, is hereby amended by inserting the words "or to street railroad corporations" severally in lines three and four thereof, so that said section as amended shall read as follows:

Shall not ap-
ply to steam
or street rail-
roads.

'Section 1. The provisions of chapter one hundred and sixty-four of the public laws of nineteen hundred and five shall not apply to steam railroads or to street railroad corporations, and all acts and parts of acts relating to or applying to steam railroads or to street railroad corporations repealed by said chapter one hundred and sixty-four are hereby revived.'

Approved March 22, 1911.

Chapter 74.

An Act to amend Section forty-three of Chapter one hundred and six of the Revised Statutes, relating to Real Actions.

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

Section 43,
chapter 106,
R. S.,
amended.

Section forty-three of chapter one hundred and six of the revised statutes is hereby amended by striking out of said section the words "one year" in the eleventh line, and inserting in the place thereof the words 'three years' so that said section when amended shall read as follows:

If tenant is
ousted, after
six years'pos-
session, he
may recover
for improve-
ments.

'Section 43. When a person makes entry into lands or tenements, of which the tenant in possession, or those under whom he claims, have been in actual possession for six years or more, and withholds from such tenant, the possession thereof, the tenant may recover of the person so entering, or of his executor or administrator, in an action of assumpsit for money laid out and expended, the increased value of the premises by reason of the buildings and improvements made by the tenant, or by those under whom he claims, to be ascertained by the principles hereinbefore provided; these provisions extend to the grantee or assignee of the tenant in dower and of any other life estate; and a lien is created on the premises in favor of such claim, to be enforced by an action commenced within three years after such entry; and it is no bar to such action, if the tenant, to avoid cost, yields to the superior title.'

Approved March 22, 1911.