

**§6503. Damages for property owners; security**

**1. Owners entitled to damages.** The owners are entitled to damages for all property taken by eminent domain as if the land were taken for highway purposes under Title 23, chapter 3.

[PL 1987, c. 141, Pt. A, §6 (NEW).]

**2. Application procedure.** Upon written application of either party made within 3 years after the taking, the county commissioners shall estimate the damages and the taker shall pay the damages.

[PL 1987, c. 141, Pt. A, §6 (NEW).]

**3. Commencement of new proceedings.** If proceedings commenced fail for causes not affecting the merits, new proceedings may be commenced within one year. When no estimate is made within this time, the owner may maintain a civil action or have any remedy provided.

[PL 1987, c. 141, Pt. A, §6 (NEW).]

**4. Guardian may give release, interested persons.** The guardian of a person incapable of giving a valid conveyance whose property is taken may settle and give a valid release for damages. Persons having an interest in the property have the rights and remedies of owners to the extent of their interest.

[PL 1987, c. 141, Pt. A, §6 (NEW).]

**5. Owner may request security.** When requested by the owner, the county commissioners shall require the taker to give security for the payment of damages and costs by depositing at its risk, with the clerk, within 30 days, specie, notes or obligations of a state or public corporation, or other security satisfactory to the county commissioners.

[PL 1987, c. 141, Pt. A, §6 (NEW).]

**6. Satisfaction of judgment.** When the owner is entitled to it, the owner must be paid as much of the specie deposited as will satisfy the owner's judgment. Notes or obligations deposited by the taker must be delivered to the officer having a warrant of distress, to sell as personal property is sold on execution, to satisfy the warrant and fees. Any balance must be paid to the taker.

[RR 2021, c. 1, Pt. B, §427 (COR).]

**SECTION HISTORY**

PL 1987, c. 141, §A6 (NEW). RR 2021, c. 1, Pt. B, §427 (COR).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

*All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the Second Regular Session of the 131st Maine Legislature and is current through January 1, 2025. The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.*

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.