

therefor has been obtained from both the owner and occupier of such land, and said land owner and occupier may withdraw said approval at any time upon thirty days' notice to the committee.

5. Cooperation. Any department or agency of the state, or of any county, city or town may cooperate with the district in the program proposed hereunder.

6. Separability Clause. If any of the provisions hereof or the application of any provision to any person or circumstance is held invalid the remainder hereof and the application of such provision to other persons or circumstances shall not be affected thereby.

7. Takes Effect. This act shall take effect upon its passage.

[Approved May 10, 1945.]

CHAPTER 152.

AN ACT ESTABLISHING THE STATE MOTTO.

Be it enacted by the Senate and House of Representatives in General Court convened:

1. State Emblems. Amend chapter 13 of the Revised Laws, as amended by chapter 148, Laws of 1945, by adding at the end thereof the following new section: **6. State Motto.** The words "Live Free or Die," written by General John Stark, July 31, 1809, shall be the official motto of the state.

2. Takes Effect. This act shall take effect upon its passage.

[Approved May 10, 1945.]

CHAPTER 153.

AN ACT RELATING TO THE CONSTRUCTION AND OPERATION OF RECREATIONAL FACILITIES ON MT. SUNAPEE IN THE TOWN OF NEWBURY.

Be it enacted by the Senate and House of Representatives in General Court convened:

1. Recreational Project Authorized. Amend sections 2 to 5, inclusive, of chapter 190 of the Laws of 1941, by striking out said sections and inserting in place thereof the following:

2. **Recreational Project.** There shall be constructed on Mt. Sunapee in the town of Newbury a tramway, or other lifting device, in accordance with the following provisions.

3. **Approval of Plans; Construction.** The type of structure to be erected hereunder, the time for undertaking such project and the plans and specifications for the erection and construction of said project shall be determined by the governor and council. In making such determination, the governor and council shall approve such plans as will make the project hereunder self liquidating. The construction of the project as determined by the governor and council shall be under the supervision of the highway commissioner.

4. **Powers of Highway Commissioner.** To the extent that it may be necessary to carry out the provisions hereof for the construction of the project, the highway commissioner shall have power to acquire in the name of the state by purchase, condemnation, lease or otherwise, real property and rights of easements therein deemed by him necessary or desirable for the purposes hereof and to acquire personal property for the purposes hereof. The commissioner shall also have power to use and control public lands of the state to the extent that it may be necessary to carry out his duties hereunder. Forthwith, upon the acquisition by the commissioner in the name of the state through purchase, condemnation or otherwise of any real property or interest or easement therein, such property or rights shall without further action and by virtue of this act be and become dedicated to the recreational uses and purposes of the state.

5. **Maintenance and Operation.** Upon completion of the project as hereinbefore provided, the operation and management thereof shall be under the supervision of the forestry and recreation commission, and for the purpose of said operation and maintenance said commission shall have power to (1) charge and collect fees, fares and tolls for carriage and other services made available in connection with said tramway or other lifting device; (2) to make contracts on behalf of the state with the United States, other states, public corporations or bodies existing therein, and private corporations and individuals; (3) to accept grants, permits and cooperation from the United States or any agency thereof in the maintenance and operation of said project and its appurtenances, and to do any and all things necessary in order to avail itself of

such aid and cooperation; (4) to employ such assistants, agents and servants as it shall deem necessary or desirable for its purposes; (5) to exercise any of its powers in the public domain of the United States, unless the exercise of such powers is not permitted by the laws of the United States; (6) to do all things necessary or incidental to the foregoing powers.

2. **Extension of Time.** The appropriation made for the purposes of chapter 190 of the Laws of 1941, as extended by chapter 155 of the Laws of 1943, shall not lapse but shall be made available for the purposes of said chapter 190, as amended by this act, until June 30, 1949.

3. **Bond Issue.** The bond issue authorized by section 7 of chapter 190 of the Laws of 1941 shall be deemed to be authorized for the purpose of carrying into effect the provisions of said chapter 190, as amended and extended by this act.

4. **Tolls and Charges.** Amend section 9 of chapter 190 of the Laws of 1941 by striking out said section and inserting in place thereof the following: **9. Revenue.** There shall be collected for carriage upon the tramway or other structure constructed hereunder, and for other services made available therewith, such fares and tolls and charges as the forestry and recreation commission shall deem reasonable. Such sums as are so collected shall be deposited with the state treasurer who shall keep the same in a separate account. Operating expenses, depreciation and upkeep of said project and services shall be charged to or paid from said account and from the balance of said account after the deductions hereby authorized the governor, with the approval of the council, shall pay the interest and principal of the bonds or notes issued hereunder as the same become due and payable. From the balance of said special account after the payment of expenses, depreciation, upkeep and services, and the annual interest and bond or note charges, a sum not to exceed ten thousand dollars for each of the fiscal years ending June 30, 1947, 1948, 1949, and 1950 may be retained in said account and paid out by the commission, with the approval of the governor and council, for permanent improvements and additional facilities at the project. During the construction of the project the governor may, if necessary, draw his warrant upon the general fund to pay the interest due upon any bonds or notes that have been issued in accordance with the provisions hereof, but re-

imbursement for such payments shall be made to the general fund from revenue in the special fund herein created. When the principal and interest of all notes and bonds authorized hereunder have been paid, or sufficient money has accumulated in said special fund to pay the same, the balance of the special fund herein provided, after the payment of charges as herein authorized, shall be paid at such times as the governor and council shall direct into the general funds of the state.

5. Takes Effect. This act shall take effect upon its passage.

[Approved May 11, 1945.]

CHAPTER 154.

AN ACT RELATIVE TO WORKMEN'S COMPENSATION.

Be it enacted by the Senate and House of Representatives in General Court convened:

1. Workmen's Compensation. Amend section 14 of chapter 216 of the Revised Laws by striking out said section and inserting in place thereof the following: **14. Remedial Care.** During the first ninety days after an injury to an employee, an employer who has accepted the compensation provisions of this chapter shall furnish to the employee, or cause to be furnished, free of charge, reasonable medical and hospital services or other remedial care when needed, unless the injured employee shall decline or refuse to allow them to be furnished, and the injured employee, if he so chooses, shall have the right of selection of a duly qualified physician or other remedial care upon due notice to the employer. In the event of loss of an eye, limb, or other member by reason of said injury an employer, in addition to the foregoing care, shall, upon request, furnish, free of charge, an appropriate artificial appliance to replace such loss. Such aid shall not be considered under the provisions of section 25.

2. Takes Effect. This act shall take effect upon its passage.

[Approved May 11, 1945.]