

such civil engineer, surveyor, or assistant and against the State, its instrumentality, or the body politic or corporate upon whose behalf the person inflicting such damage was acting.

(d) Any land owner or other person who wilfully obliterates, damages, or removes any stake, marker, monument, or other landmark set by any such civil engineer or surveyor acting pursuant to this section, except where such stake, marker, monument or other landmark interferes with the proper use of the property, shall be guilty of a misdemeanor and upon conviction shall be fined not more than five hundred dollars (\$500.00).

Section 12.

(a) When real property or a chattel real has been acquired, in whole or in part, by condemnation or by purchase in lieu of condemnation, any person at whose expense any personal property, dead body, grave marker or monument must be removed as a reasonably necessary consequence of such condemnation or purchase in lieu of condemnation, shall be entitled to receive from the condemnor or purchaser a pecuniary allowance for the reasonable costs of removing and placing the same to another location within a reasonable distance, provided such removal and relocation are effected within one year after the acquisition of such real property or a chattel real by purchase or condemnation. SUCH PERSON HAS SUBMITTED HIS CLAIM FOR SUCH ALLOWANCE TO SUCH CONDEMNOR OR PURCHASER WITHIN SIX MONTHS AFTER THE REMOVAL OF THE PERSONAL PROPERTY, DEAD BODY, GRAVE MARKER OR MONUMENT WITH RESPECT TO WHICH HE CLAIMS PECUNIARY ALLOWANCE. Such allowance shall not include any compensation for loss of profit or of good will or for the acquisition of such other location.

(b) Where personal property is removed from leased premises from which the reversioner could have required its removal on the termination of the lease, the allowance provided for in this section shall be diminished by one-fifth for each year by which five years exceeds the number of full years remaining in the term at the time when the premises were acquired. Any option to renew or extend such lease shall be treated as having been exercised, and the term shall be deemed to include such renewal term or extension. The adjustment herein provided may not be used to reduce the allowance provided for in this section below twenty-five hundred dollars (\$2,500.00).

(c) Where personal property is removed, the allowance provided for in this section shall not exceed the fair market value of such personal property.

(C) WHEN PERSONAL PROPERTY IS REMOVED, THE ALLOWANCE PROVIDED FOR IN THIS SECTION SHALL NOT EXCEED THE FAIR MARKET VALUE OF SUCH PERSONAL PROPERTY, BUT NOTHING IN THIS SUBSECTION SHALL REQUIRE A CONDEMNOR TO OBTAIN AN EXPERT OR DETAILED APPRAISAL OF ANY SUCH PERSONAL PROPERTY BEFORE ALLOWING OR PAYING MOVING COSTS.

(d) When any personal property, dead body, grave marker, or monument is removed to another location at an unreasonable dis-