

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 969

H. P. 724

House of Representatives, February 18, 1971

Referred to Committee on State Government. Sent up for concurrence and ordered printed.

BERTHA W. JOHNSON, Clerk

Presented by Mrs. Lincoln of Bethel.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

**RESOLVE, Authorizing the Forest Commissioner to Convey Certain Land
in Franklin County.**

Forest Commissioner authorized to convey land in Franklin County. Resolved: That the Forest Commissioner is authorized to convey in fee simple to Brown Company the parcel of land in Township 6, north of Weld, in Franklin County, Maine, described as follows:

Beginning at the southwest corner of the public lots in said Township No. 6 marked by a spruce post marked "Public Lot— R 11—R 10 1928 W. P.," which post stands on the division line of the township at a point 315 rods, 18 links, S 0° 30' E from the northwest corner of said public lots marked by a spruce post marked "Public Lot— R 10 R 11—1928 W. P.;" thence N 75° 30' E, 329 rods, 17 links to the southeast corner of said public lots marked by a spruce post marked "No. 5 R. 8, R. 8, R. 9 Public Lot;" thence N 2° 15' W, 315 rods, 21 links to the northeast corner of said public lots marked by a spruce post, marked "No. 8-R, 8, Public Lot, 1928 W.P. R. 9;" thence diagonally across said public lots in a generally southwesterly direction to the southwest corner, the point of beginning, being the southeast triangle of said public lots and containing approximately 320 acres and constituting ½ of said public lots. The foregoing premises are shown on plan entitled "Plan of Public Lot, Township No. 6, Franklin County, Maine" recorded in Plan Book 5A, page 26 ½, Land Office Records, State of Maine, and reference is made to the survey thereof by "W. E. Percival and Party, September—November 1928" on file in vol. no. 8, pp. 70 and 71 of the Public Lot Field Notes in the Forestry Department of the State of Maine, including in said conveyance the right of reasonable access to said premises across the remaining ½ of said public lots, reserving to the State of Maine the right to designate from time to time a

reasonable route for such access, in exchange for a conveyance by Brown Company to the State of Maine of all of its right, title and interest in and to said remaining $\frac{1}{2}$ of said public lots, by deed in form and substance satisfactory to the Forest Commissioner and the recording of such deed in the Franklin County Registry of Deeds shall fully evidence the Forest Commissioner's approval thereof.

STATEMENT OF FACT

There is presently pending in the Superior Court for Franklin County an action entitled State of Maine vs. Brown Company requesting a declaratory judgment as to the ownership of these 2 public lots in said Township 6. The Forest Commissioner upon advice of the Attorney General's Department desires to settle such action by dividing said land equally between the State of Maine and Brown Company. Brown Company's deed to the State of Maine conveying $\frac{1}{2}$ of said land to the State has been lodged with the Forest Commissioner for final delivery in exchange for the deed to Brown Company if and when authorized by the foregoing resolve. The authority requested by such resolve is necessary to complete such settlement and thereby compromise the uncertain outcome of, and avoid the costs and delay inherent in the continuance of, such litigation.