

MAINE STATE LEGISLATURE

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AGRICULTURE, CONSERVATION AND FORESTRY

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
132ND LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to H.P. 320, L.D. 491, "Resolve, Authorizing the Department of Agriculture, Conservation and Forestry to Convey and Release the State's Interest in Certain Real Property Located in the Town of Richmond"

Amend the resolve by striking out the title and substituting the following:

'Resolve, Requiring the Director of the Bureau of Parks and Lands to Convey Certain Real Property in the Town of Richmond'

Amend the resolve by striking out everything after the title and inserting the following:

'Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House; and

Whereas, certain real estate authorized for conveyance by this resolve is under the designations described in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may sell, lease or exchange lands with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1837 and 1851; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands directed to convey certain land in Town of Richmond. Resolved: That, notwithstanding any provision of law to the contrary, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry shall by quitclaim deed and without covenant convey the State's interest in property described in section 2 to Wilhelmine Dennis Oakes or the estate of Wilhelmine Dennis Oakes. Any legal or closing costs of the conveyance may not be paid by the bureau.

Sec. 2. Property interests to be conveyed. Resolved: That the property required to be conveyed pursuant to section 1 is a parcel of land of approximately 7 acres with improvements thereon, located in the Town of Richmond and shown as Lot 67 on Map R6 of the Town of Richmond tax assessor maps.'

COMMITTEE AMENDMENT

ROS

1 Amend the resolve by relettering or renumbering any nonconsecutive Part letter or
2 section number to read consecutively.

3 **SUMMARY**

4 This amendment replaces the resolve and changes the title. The amendment requires
5 the Director of the Bureau of Parks and Lands within the Department of Agriculture,
6 Conservation and Forestry to convey certain property in the Town of Richmond to
7 Wilhelmine Dennis Oakes or the estate of Wilhelmine Dennis Oakes. The amendment
8 adds a preamble to the resolve specifying that the Constitution of Maine, Article IX, Section
9 23 requires that real estate held by the State for conservation or recreation purposes may
10 not be reduced or its uses substantially altered except on the vote of 2/3 of all members
11 elected to each House of the Legislature. The amendment provides that any legal or closing
12 costs related to the conveyance of the property may not be paid by the bureau. The
13 amendment also adds that the property is approximately 7 acres in size.

14 **FISCAL NOTE REQUIRED**

15 (See attached)



132nd MAINE LEGISLATURE

LD 491

LR 1264(02)

Resolve, Authorizing the Department of Agriculture, Conservation and Forestry to Convey and Release the State's Interest in Certain Real Property Located in the Town of Richmond

Fiscal Note for Bill as Amended by Committee Amendment "A" (H-66)
Committee: Agriculture, Conservation and Forestry
Fiscal Note Required: Yes

Fiscal Note

Land Transfer

Fiscal Detail and Notes

This resolve authorizes the Director of the Bureau of Parks and Lands (BPL) within the Department of Agriculture, Conservation, and Forestry to transfer a 7-acre parcel of land in the Town of Richmond to town via a quitclaim deed. This transfer is intended to resolve a discrepancy related to an unintentional assignment of ownership to the state during the deed process. The conveyance will not generate any revenue for the state and the Town of Richmond will cover the legal and closing costs.