

MAINE STATE LEGISLATURE

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December 13, 1940

Frans U. Burkett, Attorney General

Raymond F. Rendall, Forest Commissioner

After examining with you this morning, a deed from the United States of America to the State, dated December 20th, 1927, that conveyed to the State certain lands at Lamoine, Hancock County, it is my opinion, as I expressed the same to you orally, that the limitation in the deed which states:

"That the said property herein conveyed shall be limited to its retention and use for public purposes and upon cessation of such retention and use, shall revert to the United States of America without notice, demand or action brought,"

prohibits the State from selling this property and if it should attempt to part with this title, the property would revert to the Federal government.

However, it is also my opinion that the use which has been made of this property, that is, the turning over of it to the University of Maine for educational purposes, is a proper use within the contemplation of the limitation, and as long as the University continues to use it for educational purposes for the good of the public, such use is not in violation of the limitation.

Attorney General

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