

MAINE STATE LEGISLATURE

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October 20, 1941

Hon. Carl R. Smith
Commissioner of Agriculture
Augusta, Maine

Dear Sir:

In response to your recent oral inquiry in regard to the signing of deeds to property acquired by foreclosure of mortgages by the Farm Lands Loan Commission, I am pleased to call your attention to Section 9 of Chapter 58 of the Revised Statutes as amended by Chapter 70, Public Laws of 1939, and by Chapter 300, Public Laws of 1940 (Special Session).

Said Section 9, as amended by Chapter 70, Public Laws of 1939, provided that the State Auditor act as Secretary of said Commission, and that on recommendation of the Commission he was authorized to "sell and convey in the name and on behalf of the state the interest of the state in property acquired by foreclosure under this section, and the net proceeds of such sale shall be credited to the fund from which such mortgage loan was originally made".

Chapter 300, Public Laws 1940 (Special Session) provides that "The commissioner of Agriculture" shall act as secretary of said commission. As such you have the same power to act in the conveyance of Farm Lands Loan property acquired by the State by foreclosure as the Auditor formerly had. Any conveyance of such properties must be in the name of the State.

Very truly yours,

Sanford L. Fogg
Deputy Attorney General

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