

MAINE STATE LEGISLATURE

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August 20, 1946

To E. L. Newdick, Secretary, Seed Potato Board
Re: Retention of Seed

Your letter enclosing agreement between the State Seed Potato Board and Allen & Parsons has been received.

Your question is whether the State Seed Potato Board must leave with Allen & Parsons enough seed to plant the 1947 acreage from potatoes which the Board contracted to purchase in 1946 under the above agreement, dated January 30, 1946.

The terms of this agreement very plainly state that Allen & Parsons were to grow and harvest seed potatoes during the season of 1946 on approximately 110 acres and deliver and sell the same to the Board for the consideration therein provided. No reservation of any of these potatoes from this acreage is made by the seller, consequently none can be retained, but the total produced on said acreage belongs to the Board. Our answer, therefore, to your question is in the negative.

Abraham Breitbard
Deputy Attorney General

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