

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**

**R E P O R T**

**OF THE**

**ATTORNEY GENERAL**

**for the calendar years**

**1949 - 1950**

imum limit in Section 165 is \$600, provided that sum is greater than the amount to be allocated under the provisions of Section 201, Chapter 37, R. S. 1944, as amended. Subsection II of Section 201 provides for a sum of \$400 to \$450 for teaching positions when certain standards are met and in addition thereto provides for towns an increased amount in units of \$90 each "based on the effort made by the town to support its school program as determined by the school tax rate."

It is the opinion of this office that this feature of the statute, being an incentive feature, applies only to public schools and not to academies which happen to be located within the limits of any given town. Presumably, the students in attendance at any particular academy may come from various and sundry towns, so that any incentive formula to be applied to the academy would of necessity have to be worked out separately for each town with which the academy had a contract to receive students. It does not seem to us that this complication is within the contemplation of the statute as it now reads and we are therefore of the opinion that in applying the above cited sections of the statute the maximum limit to be allocated to an academy would be \$600.

JOHN S. S. FESSENDEN  
Deputy Attorney General

November 9, 1950

To Harold J. Dyer, Director of State Parks  
Re: Deed

I am returning herewith the sample deed which you transmitted to this office, which deed, if executed, would run from the City of Presque Isle to the Maine State Park Commission, purporting to cover land which would become a part of Aroostook State Park.

When, as, and if any such deed is executed by the City of Presque Isle, this office would probably be disposed to approve the same as to form for the purpose of its reception by any State Department or agency, since the proposed deed is the standard form of municipal quitclaim deed commonly known as a tax deed.

The approval of this office as to form, however, must not be construed to mean that we in any way approve the title or the adequacy of the description of the property involved, or the adequacy of the votes taken by the municipality to make the conveyance, or the propriety of the State Park Commission's accepting the same. Such approval as to form also should not be construed as expressing the approval of this office as to the validity of a municipality's making a gift to a State agency of property taken for taxes in lieu of selling the same for taxes.

JOHN S. S. FESSENDEN  
Deputy Attorney General