

MAINE STATE LEGISLATURE

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February 25, 1958

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To Ernest H. Johnson, State Tax Assessor
Re: Mason Schoolhouse

. . . You inquire if the Mason school house in Mason township can be considered property of the State and whether that property can be transferred by you to the Maine Forest Service under the provisions of Section 13 of Chapter 102, R. S. 1954, as amended.

It is our opinion that the school house in question is not such property of the State as can be transferred under the above quoted section of law and Section 181 of Chapter 41 of the Revised Statutes.

Property to be disposed of through your department with the permission of the Commissioner of Education would be that property considered in Section 181 of Chapter 41. Said section deals with school property in unorganized territory and states in part:

"All school buildings not privately owned in unorganized territory are declared to be the property of the State."

We have caused a search to be made in the Registry of Deeds in Oxford County and do not find that the property or building in this case had ever been transferred or conveyed to the town. It is therefore our opinion that the land and building in question were privately owned and are not subject to be declared to be the property of the State.

For the above reasons we feel that the property should not be disposed of under the above cited sections of law.

James Glynn Frost
Deputy Attorney General

jgf/c