

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

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Legislative Document

No. 964

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H. P. 775

House of Representatives, March 10, 1977

Referred to Committee on Natural Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Byers of Newcastle.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

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**AN ACT** Relating to Conservation Restrictions.

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Be it enacted by the People of the State of Maine, as follows:

**Sec. 1.** 33 MRSA § 668, 1st ¶, 1st sentence, as enacted by PL 1969, c. 566, § 2, is amended to read:

No conservation restriction as defined in section 667 held by any governmental body **or a land conservation trust**, whose purposes include conservation of land or water areas or of a particular such area, shall be unenforceable on account of lack of privity of estate or contract or lack of benefit to particular land or on account of the benefit being assignable or being assigned to any other governmental body with like purposes.

**Sec. 2.** 33 MRSA § 668, as enacted by PL 1969, c. 566, § 2, is amended by inserting after the first paragraph the following new paragraph to read:

**A land conservation trust is defined as a corporation without capital stock organized under Title 13, chapter 81 or any other nonprofit corporation law of this state whose purposes are to acquire conservation easements to be held for the benefit of the public.**

STATEMENT OF FACT

The purpose of this bill is to qualify land conservation trusts, as recipients of conservation easements in the same manner as are governmental bodies whether or not they are owners of lands adjacent to the areas affected by the conservation easements.