

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 1175

H. P. 987

House of Representatives, March 9, 1981

Referred to the Committee on State Government. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Lund of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

RESOLVE, Authorizing and Directing the Bureau of Public Lands to Convey a Perpetual Easement and Right-of-way in a Certain Parcel of Land in Augusta to Mobil Pipe Line Company, Subject to Certain Conditions.

Director of Bureau of Public Lands authorized to transfer an easement and right-of-way in public domain lands, subject to conditions. Resolved: That the Director of the Bureau of Public Lands is authorized and directed to convey to Mobil Pipe Line Company, a Texas corporation, a perpetual easement and right-of-way in a certain parcel of land in Augusta owned by the State by the Bureau of Public Lands, as described in Exhibit A, attached, and incorporated in this resolve. The Director of the Bureau of Public Lands, in this resolve called "director," shall convey title to the parcel upon the following conditions.

1. The sale and conveyance of the perpetual easement and right-of-way shall be to Mobil Pipe Line Company and its successors and assigns, in consideration of payment of the sum of \$1 by Mobil Pipe Line Company to the director.
2. The perpetual easement and right-of-way conveyed shall be for the purposes of constructing, laying, maintaining, operating, altering, repairing and moving one or more pipelines for the transportation of petroleum products by pipe over and through the lands subject to the easement and right-of-way.
3. The easement shall be 50 feet in width, and shall be located as described in Exhibit A of this resolve.

4. Responsibility for the one or more pipelines to be located within the easement, including their construction, maintenance and repair, shall rest with Mobil Pipe Line Company and its successors and assigns. Mobil Pipe Line Company and its successors and assigns shall be responsible for damage caused by reason of its negligent failure to meet any of its responsibilities as described in this resolve.

5. The easement and right-of-way shall be of perpetual duration and shall terminate if and when the easement and right-of-way cease to be used as the location for one or more pipelines for the transportation of petroleum products.

EXHIBIT A

The easement to be conveyed shall run over and through a parcel of real property owned by the State through the Bureau of Public Lands, and bounded by State Route 17 on the north, Cony Road on the east, State Route No. 9 on the west, and by certain private property on the south, being the very same parcel referred to as the Augusta State Hospital property in 1949 Resolves, chapter 62.

The easement shall follow the course of the existing Mobil Pipe Line Company pipeline across said parcel, extending 25 feet on either side of said pipeline, up to the westerly boundary of the property described in Exhibit A to 1979-80 Resolves ch. 55. Thereafter the easement shall run along the said westerly boundary in a northerly direction to a point sixty feet on the northerly side of Piggery Road, thence in an easterly direction parallel to Piggery Road to the westerly boundary of the so-called Alice Ripley tract.

STATEMENT OF FACT

The purpose of this resolve is reflected in the title.