

	FIRST	F REGULAR	SESSION	
(ONE HUNDRED	AND TWELF	TH LEGISLAT	JRE
Legislative D	Document			No. 953
H.P. 670		House	of Representative	es, March 7, 1985
	to the Committe and ordered print		vernment. Sent u	p for
			EDWIN	H. PERT, Clerk
	Representative M ored by Represen			
	SI	TATE OF MA	INE	
		E YEAR OF JNDRED AND	OUR LORD EIGHTY-FIVI	2
AN AC		to Disposa by the Sta	l of Propert te.	ty taken
Be it ena follows:	cted by the	People of	the State (of Maine as
1 MRS	A c. 22 is e	enacted to	read:	
		CHAPTER 2	2	
DISPO	SAL OF PROPE	ERTY TAKEN	BY EMINENT	DOMAIN
§821. Sa	le			
purchased or agency is subsect through s the State	or taken by of the Stat quently to ale of all of e shall, p estate to th	y the Stat te by mean be disp or any par orior to t	s of eminent osed of by t of the re	department t domain and y the State eal estate, ffer to sell

1 <u>§822</u>. Price

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2 Any real estate offered for sale to a prior owner 3 under section 821 shall be offered at a price equal 4 to: 5 1. Real estate offered for sale in entirety. 6 The price paid by the State to the prior owner at the 7 time of the purchase or taking, plus interest, where 8 the same real estate purchased or taken is being offered for sale in its entirety; or 9 10 2. Portion of real estate offered for sale. The price paid by the State to the prior owner at the 11 12 time of the purchase or taking, less the value, at the time of the purchase or taking, of the portion of 13 14 real estate not being offered for sale, plus inter-15 est, where only a portion of the real estate pur-16 chased or taken is being offered for sale. 17 §823. Notice of offer; response 18 If any real estate is to be offered for sale pursuant to this chapter, the State shall notify the prior owner by registered mail, sent to his last 19 20 known address, of the offer and the price of the real 21 estate. If the prior owner fails to respond to the offer within 30 days of notice or responds in the 22 23 negative, the real estate may be disposed of by the 24 25 State in any manner not contrary to law. 26 STATEMENT OF FACT The purpose of this bill is to require that, if 27

28 the State takes land by means of eminent domain and 29 later proposes to dispose by sale of that property, 30 then the property must first be offered to the person 31 from whom the property was taken.

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Page 2-L.D. 953