

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

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Legislative Document

No. 1352

S.P. 408

In Senate, March 5, 2001

**Resolve, Authorizing the Adjutant General to File a Finalized Declaration of Covenants and Restrictions with the Kennebec County Registry of Deeds in the Veterans' Memorial Cemetery Located on the Mount Vernon Road in Augusta.**

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Submitted by the Department of Defense, Veterans and Emergency Management pursuant to Joint Rule 204.

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator DOUGLASS of Androscoggin.  
Cosponsored by Representative BROOKS of Winterport and  
Representatives: COTE of Lewiston, O'BRIEN of Lewiston, PATRICK of Rumford.

2           **Preamble. Whereas,** the Department of Defense, Veterans and  
Emergency Management acquired a parcel of land on the Mount  
4           Vernon Road in Augusta for a new veterans' memorial cemetery on  
August 17, 1998; and

6           **Whereas,** the Department of Environmental Protection reviewed  
the proposal to develop a veterans' memorial cemetery under the  
8           site location of development natural resources protection laws  
and issued a Water Quality Certification Findings of Fact and  
10           Order dated January 18, 2000 that ordered the Department of  
Defense, Veterans and Emergency Management, Bureau of Maine  
12           Veterans' Services to file a finalized Declaration of Covenants  
and Restrictions for the compensation area, referencing the final  
14           construction plans, with the Kennebec County Registry of Deeds  
prior to June 30, 2000. Evidence of filing must be submitted to  
16           the Department of Environmental Protection, Bureau of Land and  
Water Quality, Division of Land Resources Regulation within 30  
18           days of the filing date. Evidence consists of copies of the  
restrictions stamped with the book and page numbers or  
20           accompanied by a letter from the register of deeds; and

22           **Whereas,** the Department of Defense, Veterans and Emergency  
Management, Bureau of Maine Veterans' Services is without  
24           authority to convey said interest in state land; and

26           **Whereas,** the Department of Environmental Protection has  
agreed to extend the time period until June 30, 2001 to file the  
28           Declaration of Covenants and Restrictions; now, therefore, be it

30           **Sec. 1. Convey interest. Resolved:** That the Adjutant General  
shall convey interest in the land located on the Mount Vernon  
32           Road in Augusta that Lucille T. McGuire conveyed to the State by  
deed dated August 17, 1998 and recorded in Book 5729, page 274 of  
34           the Kennebec County Registry of Deeds to comply with special  
condition #6 of the Department of Environmental Protection Order  
36           #L-20153-26/31-A/B-N to the Department of Environmental  
Protection for the Veterans' Memorial Cemetery.  
38

## 40                                   SUMMARY

42           This resolve authorizes the Adjutant General to convey  
interest in land that was conveyed to the State to the Department  
44           of Environmental Protection for the Veterans' Memorial Cemetery.