

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## SECOND REGULAR SESSION-2008

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Legislative Document

No. 2237

H.P. 1598

House of Representatives, February 28, 2008

### **Resolve, Authorizing the Department of Conservation, Bureau of Parks and Lands To Convey Certain Lands**

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Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative PIEH of Bremen. (GOVERNOR'S BILL)

1       **Preamble.** The Constitution of Maine, Article IX, Section 23 requires that real  
2 estate held by the State for conservation or recreation purposes may not be reduced or its  
3 uses substantially altered except on the vote of 2/3 of all members elected to each House.

4       **Whereas,** certain real estate authorized for conveyance by this resolve is under the  
5 designations described in the Maine Revised Statutes, Title 12, section 598-A; and

6       **Whereas,** the Director of the Bureau of Parks and Lands within the Department of  
7 Conservation may sell or exchange lands with the approval of the Legislature in  
8 accordance with the Maine Revised Statutes, Title 12, sections 1814, 1837 and 1851;  
9 now, therefore, be it

10       **Sec. 1. Director of Bureau of Parks and Lands authorized, but not**  
11 **directed, to convey certain land in Wyman Township, Franklin County.**

12 **Resolved:** That the Director of the Bureau of Parks and Lands within the Department of  
13 Conservation may by quitclaim deed without covenant convey on such other terms and  
14 conditions as the director may direct, including maintenance and safety obligations and  
15 responsibilities, a nonexclusive linear easement for forest management purposes to  
16 benefit GMO Renewable Resources, LLC, and its successors and assigns, in the Wyman  
17 Township, Franklin County. The easement must be located entirely along the existing  
18 forest management road located on state-owned land running south from State Route 27;  
19 and be it further

20       **Sec. 2. Director of Bureau of Parks and Lands authorized, but not**  
21 **directed, to convey certain land in Moosehead Junction Township,**

22 **Piscataquis County. Resolved:** That the Director of the Bureau of Parks and Lands  
23 within the Department of Conservation may by quitclaim deed without covenant convey  
24 on such other terms and conditions as the director may direct, including maintenance and  
25 safety obligations and responsibilities, a nonexclusive linear easement for forest  
26 management purposes to benefit GMO Renewable Resources, LLC, and its successors  
27 and assigns, in the Moosehead Junction Township, Piscataquis County. The easement  
28 must be located entirely along the existing forest management road on state-owned land  
29 running southwest from State Route 15; and be it further

30       **Sec. 3. Director of Bureau of Parks and Lands authorized, but not**  
31 **directed, to convey certain land in Moosehead Junction Township,**

32 **Piscataquis County. Resolved:** That the Director of the Bureau of Parks and Lands  
33 within the Department of Conservation may by quitclaim deed without covenant convey  
34 on such other terms and conditions as the director may direct, including maintenance and  
35 safety obligations and responsibilities, a nonexclusive linear easement for forest  
36 management purposes to benefit GMO Renewable Resources, LLC, and its successors  
37 and assigns, in the Moosehead Junction Township, Piscataquis County. The easement  
38 must be located entirely along the existing forest management road on state-owned land  
39 as conveyed in a deed from Oliver L. Rowe and Lawrence O. Rowe to International  
40 Paper Company recorded in the Piscataquis County Registry of Deeds in Book 521, Page  
41 354, extending northerly from the intersection of the so-called Dyer Road and Depot

1 Street extension to the southerly line of the most southern lot as described in said deed;  
2 and be it further

3 **Sec. 4. Director of Bureau of Parks and Lands authorized, but not**  
4 **directed, to convey certain land in Coplin Plantation, Franklin County.**

5 **Resolved:** That the Director of the Bureau of Parks and Lands within the Department of  
6 Conservation may by quitclaim deed without covenant convey on such other terms and  
7 conditions as the director may direct, including maintenance and safety obligations and  
8 responsibilities, a nonexclusive linear easement for forest management purposes to  
9 benefit GMO Renewable Resources, LLC, and its successors and assigns, in Coplin  
10 Plantation, Franklin County. The easement must be located entirely along the existing  
11 forest management roads on state-owned land; and be it further

12 **Sec. 5. Director of Bureau of Parks and Lands authorized, but not**  
13 **directed, to convey certain land in Chain of Ponds Township, Franklin**

14 **County. Resolved:** That the Director of the Bureau of Parks and Lands within the  
15 Department of Conservation may by quitclaim deed without covenant convey on such  
16 other terms and conditions as the director may direct, including maintenance and safety  
17 obligations and responsibilities, 4 nonexclusive linear easements with multiple branches  
18 for forest management purposes to benefit GMO Renewable Resources, LLC, and its  
19 successors and assigns, in Chain of Ponds Township, Franklin County. The easements  
20 must be located entirely along the existing forest management roads on state-owned land  
21 running in various directions from State Route 27; and be it further

22 **Sec. 6. Director of Bureau of Parks and Lands authorized, but not**  
23 **directed, to convey certain land in the Town of Newport, Penobscot County.**

24 **Resolved:** That the Director of the Bureau of Parks and Lands within the Department of  
25 Conservation may by quitclaim deed without covenant convey, for negotiated value, and  
26 on such other terms and conditions as the director may direct, including maintenance and  
27 safety obligations and responsibilities, a trail-crossing easement in the Town of Newport,  
28 Penobscot County to benefit the properties of Maureen M. Greene, and Paul A. Greene,  
29 Jr. and Joel S. Burrill and Christine A. Burrill; and be it further

30 **Sec. 7. Director of Bureau of Parks and Lands authorized, but not**  
31 **directed, to convey certain land in the City of Augusta, Kennebec County.**

32 **Resolved:** That the Director of the Bureau of Parks and Lands within the Department of  
33 Conservation may by quitclaim deed without covenant convey, for negotiated value not  
34 less than the assessed value, and on such other terms and conditions as the director may  
35 direct, the land and buildings at 157 Hospital Street leased to Bread of Life Ministries  
36 pursuant to a Bureau of Parks and Lands lease. Said land and buildings consisting of  
37 approximately 0.82 acres of land, one building and one garage in the City of Augusta,  
38 Kennebec County are to be conveyed to Bread of Life Ministries.

39

## SUMMARY

40 This resolve allows the Director of the Bureau of Parks and Lands within the  
41 Department of Conservation to convey several nonexclusive easements to GMO

1 Renewable Resources, LLC, in various townships in Franklin County and Piscataquis  
2 County, crossing various parcels of public reserved lands. The easements are all for  
3 forest management purposes. The resolve does not specify the value of the transfer to  
4 allow the bureau to swap these easements for other easements or other consideration.

5 The resolve also allows the Director of the Bureau of Parks and Lands to convey a  
6 trail-crossing easement in Newport to benefit abutting properties. The resolve requires  
7 that the easement be granted for negotiated value.

8 The resolve also allows the Director of the Bureau of Parks and Lands to convey land  
9 and buildings on Hospital Street in Augusta to Bread of Life Ministries, which operates a  
10 homeless shelter on the abutting property and currently leases the state property for  
11 administrative and program support needs of the homeless shelter. The resolve requires  
12 that the land be transferred for negotiated value not less than the assessed value.