

MAINE STATE LEGISLATURE

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128th MAINE LEGISLATURE

FIRST REGULAR SESSION-2017

Legislative Document

No. 1635

H.P. 1128

House of Representatives, June 7, 2017

**Resolve, Authorizing Certain Land Transactions by the Department
of Agriculture, Conservation and Forestry, Bureau of Parks and
Lands**

Reference to the Committee on Agriculture, Conservation and Forestry suggested and ordered printed pursuant to Joint Rule 218.

Handwritten signature of Robert B. Hunt in cursive.

ROBERT B. HUNT
Clerk

Presented by Representative MARTIN of Eagle Lake. (GOVERNOR'S BILL)
Cosponsored by Senator JACKSON of Aroostook and
Representative: TIMBERLAKE of Turner.

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 Agriculture, Conservation and Forestry may sell or exchange lands or interests in lands
8 with the approval of the Legislature in accordance with the Maine Revised Statutes, Title
9 5, section 6209 and Title 12, sections 1814, 1837 and 1851; now, therefore, be it

10 **Sec. 1. Resolve 2013, c. 56, §4, first paragraph amended. Resolved:** That
11 Resolve 2013, c. 56, §4, first paragraph is amended to read:

12 **Sec. 4. Director of Bureau of Parks and Lands authorized, but not**
13 **directed, to convey certain land in Adamstown Township, Oxford County.**
14 **Resolved:** That the Director of the ~~Division~~ Bureau of Parks and ~~Public~~ Public Lands within
15 the Department of Agriculture, Conservation and Forestry may by quitclaim deed without
16 covenant convey for an appraised fair market value that is the higher of 2 appraisals or
17 the highest of more than 2 appraisals and on such other terms and conditions as the
18 director may direct certain lots or parcels of land, with a total of approximately 24 acres,
19 to the ~~West Richardson Pond Public Lot Association~~ individual lessees of each lot or
20 parcel.

21 ; and be it further

22 **Sec. 2. Director of Bureau of Parks and Lands authorized to grant an**
23 **access easement to the Town of Fort Kent across the Fort Kent State Historic**
24 **Site. Resolved:** That the Director of the Bureau of Parks and Lands within the
25 Department of Agriculture, Conservation and Forestry may grant an access easement to
26 the Town of Fort Kent for the purposes of crossing over land owned by the bureau as the
27 Fort Kent State Historic Site. This easement is required by the United States Army Corps
28 of Engineers as part of the project to heighten and strengthen the earthen flood barrier
29 along the St. John River and would extend the barrier to protect the Fort Kent
30 Blockhouse, a state-owned National Historic Landmark, from future flooding.

31 **SUMMARY**

32 This resolve amends Resolve 2013, chapter 56, which authorizes the Director of the
33 Division of Parks and Public Lands within the Department of Agriculture, Conservation
34 and Forestry to convey certain lots or parcels of land in Adamstown Township in Oxford
35 County to the West Richardson Pond Public Lot Association. The resolve instead
36 authorizes the Director of the Bureau of Parks and Lands to convey these lots or parcels
37 of land to the individual lessees of each lot or parcel.

38 The resolve also authorizes the Director of the Bureau of Parks and Lands within the
39 Department of Agriculture, Conservation and Forestry to grant an access easement to the

- 1 Town of Fort Kent across the Fort Kent State Historic Site to allow for strengthening and
- 2 heightening of the earthen flood barrier along the St. John River and protect the Fort Kent
- 3 Blockhouse, a National Historic Landmark, from flooding.