

# MAINE STATE LEGISLATURE

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# FIFTIETH LEGISLATURE.

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SENATE.

No. 11.

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## STATE OF MAINE.

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IN THE YEAR OF OUR LORD ONE THOUSAND·EIGHT HUNDRED AND SEVENTY-ONE.

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AN ACT to amend section thirty-three, chapter eleven of the revised statutes, relating to the location of school-houses.

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*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECTION 1. Section thirty-three, chapter eleven of  
2 the revised statutes of eighteen hundred seventy-one,  
3 is hereby amended so as to read as follows :

4 *Sect. 33.* When a location for the erection or re-  
5 moval of a school-house, and necessary buildings has  
6 been legally designated, and the owner thereof refuses  
7 to sell, or asks an unreasonable price for it, in the  
8 opinion of the municipal officers, or resides without  
9 the limits of the state, and has no authorized agent  
10 or attorney within the same, they may lay out a school-

11 house lot not exceeding eighty square rods, as is pro-  
12 vided for laying out town ways, and appraising the  
13 damages therefor; *provided*, that no lot thus taken  
14 shall infringe upon any lot described by metes and  
15 bounds upon which any dwelling house, church or  
16 other public building now stands or is in process of  
17 construction, which is of a less area than what is here-  
18 by authorized to be taken; and on payment or tender  
19 of such damages, or if such owner shall not reside  
20 within this state, upon depositing such damages in the  
21 treasury of such town or district for his use, the town  
22 or district designating it may take such lot to be held  
23 and used for the purposes aforesaid, and shall be re-  
24 quired to build and maintain a suitable fence around  
25 the same; and when such school-house, as is required  
26 by the town or district, has ceased to be thereon for  
27 two years, it shall revert to the owner, his heirs or  
28 assigns, and any incorporated city may take real  
29 estate for the enlargement or extension of any location  
30 designated for the erection or removal of a school-  
31 house and necessary buildings, and for necessary play-  
32 grounds, as herein provided; but no real estate shall  
33 be so taken within thirty feet of a dwelling house,  
34 church or other public building.

SECT. 2. This act shall take effect when approved.

STATE OF MAINE.

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IN SENATE, January 28, 1871.

Presented by Mr. FRENCH of Franklin, and printed under the  
Joint Rule.

SAMUEL W. LANE, *Secretary.*