

# MAINE STATE LEGISLATURE

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# FIFTY-SECOND LEGISLATURE.

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HOUSE.

No. 39.

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## STATE OF MAINE.

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

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AN ACT to extend the right of towns and school districts  
in certain cases.

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

SECTION 1. That any town or school district which  
2 by its town or district officers or by a committee have  
3 designated, located and described a lot upon which to  
4 erect, move or repair a school-house, and from any  
5 mistake or omission have so far failed to comply with  
6 the statutes as to render such location invalid, may  
7 upon application to the selectmen of said town, have  
8 the lot so designated or described re-appraised by the  
9 selectmen of said town upon petition of three legal  
10 voters and tax-payers of said district in which such

11 location has been or attempted to be made as provided  
12 by statute.

SECT. 2. The selectmen of any town to whom appli-  
2 cation has been made in writing, to appraise a lot as pro-  
3 vided in section one, shall forthwith give not less than  
4 seven nor more than twenty days notice, to the clerk  
5 of said district and to the owner of such real estate, or  
6 the person or persons having the same in charge, of  
7 the time and place by them fixed for such hearing,  
8 and shall after examination and hearing of all inter-  
9 ested, appraise the lot as set out and affix a fair value  
10 upon the same exclusive of all improvements made by  
11 said district or town, either by buildings or otherwise ;  
12 and shall as soon as practicable, notify the district  
13 clerk, and the person or persons interested in said  
14 estate, who were notified as provided in this section,  
15 of the sum at which said lot has been appraised.

SECT. 3. The sum fixed as the value of said lot  
2 shall be assessed, collected and paid over as provided  
3 in chapter eleven, section twenty-four of the revised  
4 statutes.

SECT. 4. Any sum which has been tendered and is  
2 in the hands or under the control of the persons own-  
3 ing or having charge of such land, shall be allowed in  
4 payment of said appraisal under this act.

SECT. 5. In case the district or persons owning or

2 having charge of the land on which such location is  
3 made, are dissatisfied with such appraisal, may within  
4 ten days take an appeal to the county commissioners  
5 of the county in which the land lies, by filing a copy  
6 of the proceedings with the claim of an appeal with  
7 the commissioners of the county, and the determina-  
8 tion of a majority of said commissioners not residents  
9 of the district in which said location is made, shall be  
10 final.

SECT. 6. When any school district or town shall  
2 have erected or moved upon such lot or shall have in  
3 any way improved the same, such improvement shall  
4 inure solely to the benefit of such town or district,  
5 and the same may be as completely occupied and con-  
6 trolled by such town or district as they would have if  
7 such location had been in strict conformity to the  
8 statutes.

SECT. 7. The legality of a tax assessed to build,  
2 repair or remove a school-house and to pay for a lot,  
3 shall not be affected by any mistake or error in desig-  
4 nation or location of a lot.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
February 12, 1873. }

Reported from the Committee on Judiciary, by Mr. BISBEE,  
and ordered printed under the rules.

S. J. CHADBOURNE, *Clerk.*