

MAINE STATE LEGISLATURE

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Fifty-Seventh Legislature.

HOUSE.

No. 104.

STATE OF MAINE.

RESOLVE in favor of John Carver and George S. Ames.

Resolved, That there be paid out of any money in
2 the treasury, not otherwise appropriated, to John
3 Carver and George S. Ames, an amount sufficient to
4 reimburse said Carver and Ames for the sum they paid,
5 the state for Lassell island, in Penobscot bay, with in-
6 terest from the date of purchase.

STATEMENT OF FACTS.

In the year 1864, John Carver and Isaac Ames of Lincolnville, bought of the heirs of one Ellison Lassell, an island in Penobscot Bay, known as Lassell island. Said Carver and Ames afterwards sold said island to James R. Maker by warrantee deed. Under authority of resolve of Feb. 11, 1876, there being no record of the transfer of said island on the books of the land office, it was sold by the State. Said John Carver and George S. Ames, heir of said Isaac Ames, to protect their covenants in their warrantee deed, were forced to purchase said island, and paid the State four hundred and forty dollars for the same at public auction.

Said Carver and Ames now show by depositions and competent evidence that the father of said Ellison Lassell occupied said island before the war of the Revolution and continued to live there till his death; that Ellison Lassell was born on the island and lived there till his death, and that his children held possession till the date of transfer to said John Carver and Isaac Ames in 1864.

It was further shown by Greenleaf's Statistical Survey of Maine and accompanying maps, that the island in question was included in the limits of the grant made to Beauchamp and Leverett in 1629, and was included in that part of this grant that was known as the Waldo patent. That the island in question was thus the property of individuals from 1629 to the present time, and should not have been sold by the State under the Resolve of February 11, 1876.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 4, 1878. }

Reported from the Committee on Claims, by Mr. STIMPSON of Windsor, and ordered printed, with Statement of Facts, under the Joint Rule.

ORAMANDAL SMITH, *Clerk.*