

MAINE STATE LEGISLATURE

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NEW DRAFT.

Seventieth Legislature.

HOUSE.

No. 349

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND ONE.

AN ACT to allow larger lots to be taken for school purposes
and to shorten the time allowed owners thereof for appeal.

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

Section 1. Section 57 of chapter 11 of the Revised
2 Statutes is hereby amended by striking out the words "one
3 hundred square rods" in the sixth line thereof, and inserting
4 in their place the words 'three acres,' so that said section as
5 amended shall read as follows:

6 Sect. 57. When a location for the erection or removal
7 of a schoolhouse and requisite buildings has been
8 legally designated, and the owner thereof refuses to sell,
9 or, in the opinion of the municipal officers, asks an

10 unreasonable price for it, or resides without the state and
11 has no authorized agent or attorney therein, they may lay
12 out a schoolhouse lot, not exceeding three acres, and
13 appraise the damages therefor; and on payment or tender
14 of such damages, or if such owner does not reside in the
15 state, upon depositing such damages in the treasury of such
16 town or district for his use, the town or district designating
17 it may take such lot to be held and used for the purposes
18 aforesaid; and when such schoolhouse has ceased to be
19 thereon for two years, said lot reverts to the owner, his heirs
20 or assigns. And any town or city may take real estate for
21 the enlargement or extension of any location designated for
22 the erection or removal of a schoolhouse and requisite
23 buildings and play grounds, as herein provided; but no real
24 estate shall be so taken within fifty feet of a dwelling house.'

Sect. 2. Section 58 of chapter 11 of the Revised Statutes
2 is hereby amended by striking out the words "one year" in
3 the third line thereof and inserting in their place the words
4 'six months' so that said section as amended shall read as
5 follows:

'Sect. 58. If the owner is aggrieved at the location of the
7 lot, or the damages awarded, he may apply to the county
8 commissioners within six months, who may change the
9 location and assess the damages, and the proceedings shall
10 be conducted as in section eight, of chapter eighteen. If
11 the damages are increased, or the location changed, such
12 town or district shall pay the damages and costs; otherwise
13 the cost shall be paid by the applicant.'

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES,

AUGUSTA, March 8, 1901.

Reported by Mr. ALLEN of Sanford, from Committee on Legal
Affairs, and ordered printed under joint rules.

W. S. COTTON, *Clerk.*