

MAINE STATE LEGISLATURE

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EIGHTY-THIRD LEGISLATURE

House Document

No. 194

H. P. 721 House of Representatives, Feb. 17, 1927.

Referred to Committee on Judiciary and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Varnum of Westbrook.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-SEVEN

AN ACT Relating to School House Lots Acquired by
Condemnation.

Be it enacted by the People of the State of Maine, as follows:

Section three of chapter sixteen of the revised statutes, as
2 amended by chapter ten of the public laws of nineteen hun-
3 dred and twenty-one, is hereby amended by striking out in
4 the twelfth line thereof the words "thereon for two years,"
5 and inserting in place thereof the words 'used for school
6 purposes for two successive years,' and by inserting after
7 the word "assigns" in the thirteenth line thereof, the words,
8 'subject to the right of the town to enter upon said lot and

9 remove said school house at any time within six months after
10 said reversion,' so that said section, as amended, shall read
11 as follows:

'Sect. 3. When a location for the erection or removal of
2 a school house and requisite buildings has been legally desig-
3 nated, by vote of the town at any town meeting called for
4 that purpose, and the owner thereof refuses to sell, or, in
5 the opinion of the municipal officers, asks an unreasonable
6 price for it, or resides without the state and has no author-
7 ized agent or attorney therein, they may lay out a school
8 house lot and playgrounds, not exceeding five acres, and
9 appraise the damages as is provided for laying out town
10 ways, and appraising the damages therefor; and on payment
11 or tender of such damages, or if such owner does not reside
12 in the state, upon depositing such damages in the treasury
13 of such town for his use, the town designating it may take
14 such lot to be held and used for the purposes aforesaid; and
15 when such school house has ceased to be used for school
16 purposes for two successive years, said lot reverts to the
17 owner, his heirs or assigns, subject to the right of the town
18 to enter upon said lot and remove said school house at any
19 time within six months after said reversion. And any town
20 or city may take real estate for the enlargement or extension
21 of any location designated for the erection or removal of
22 a school house and requisite buildings and playgrounds, as
23 herein provided; but no real estate shall be so taken within
24 fifty feet of a dwelling house, and all schoolhouse lots and

25 playgrounds that require fencing shall be fenced by the town
26 or city.'