

MAINE STATE LEGISLATURE

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NEW DRAFT

E I G H T Y - T H I R D L E G I S L A T U R E

House Document

No. 406

H. P. 1159

House of Representatives, Mar. 15, 1927.

Reported by Mr. Patterson from Committee on Judiciary
and laid on table to be printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

S T A T E O F M A I N E

**I N T H E Y E A R O F O U R L O R D O N E T H O U S A N D N I N E
H U N D R E D A N D T W E N T Y - S E V E N**

**A N A C T R e l a t i n g t o S c h o o l H o u s e L o t s A c q u i r e d b y C o n -
d e m n a t i o n .**

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 twenty-one, is hereby further amended by striking out
4 in the eighth line thereof the words "and appraising the
5 damages therefor"; by adding after the word "house" in
6 the twelfth line thereof the word 'lot,' and by striking out
7 in said twelfth line the words "thereon for two years," and
8 inserting in place thereof the words 'used by the town for
9 school purposes for two successive years,' and by inserting
10 after the word "assigns" in the thirteenth line thereof, the

11 words 'on demand by him or them in writing made to the
12 municipal officers of the town, subject to the right of the
13 town to enter upon said lot and remove said school house
14 at any time within six months after said demand,' so that
15 said section, as amended, shall read as follows:

'Sect. 3. When a location for the erection or removal of a
2 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 on payment or tender of such damages, or if such
11 owner does not reside in the state, upon depositing such
12 damages in the treasury of such town for his use, the town
13 designating it may take such lot to be held and used for the
14 purposes aforesaid; and when such school house lot has
15 ceased to be used by the town for school purposes for two
16 successive years, said lot reverts to the owner, his heirs or
17 assigns, on demand by him or them in writing made to the
18 municipal officers of the town, subject to the right of the
19 town to enter upon said lot and remove said school house
20 at any time within six months after said demand. And any
21 town or city may take real estate for the enlargement or
22 extension of any location designated for the erection or re-

23 moval of a school house and requisite buildings and play-
24 grounds, as herein provided; but no real estate shall be so
25 taken within fifty feet of a dwelling house, and all school
26 house lots and playgrounds that require fencing shall be
27 fenced by the town or city.'