

MAINE STATE LEGISLATURE

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EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 447

H. P. 956 House of Representatives, Feb. 11, 1931.

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

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Burkett of Portland.

STATE OF MAINE

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

AN ACT Relative to Vacating Location of Streets.

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

Section 34 of Chapter 27 of the Revised Statutes is hereby amended by adding thereto the following words:

'The action on the report of the municipal officers of such town or city shall be filed, within ten days after the action on such report is taken, in the office of the town or city clerk and made a part of the record. Such clerk shall furnish an attested copy of such action on the report to any one, upon payment of a fee of seventy-five cents therefor, which attested copy may be recorded in the registry of deeds of the district or county where the land of said proposed streets is located, and such attested copy need not be acknowledged for the purpose of such record. The fee at the registry of deeds for such record shall be the same as fees for recording therein miscellaneous instruments.'

So that said section, when amended, shall read as follows:

'Sec. 34. When land has been plotted and a plan thereof made, whether recorded or not, showing the proposed location of streets thereon, and lots have been sold by reference to said plan, the municipal officers of the town or city where such land is situated, may on petition of owners of the fee in such of said proposed streets as are named in the petition, vacate

in whole or in part the proposed location of any or all such streets as have not been accepted and located as public ways. The proceedings shall be the same as in case of the location of town ways. All damages thereby occasioned shall be paid by the petitioners, and parties aggrieved by the estimate of damages may have them determined in the manner provided respecting damages caused by the location of town ways and with the same right of appeal. The action on the report of the municipal officers of such town or city shall be filed within ten days after the action on such report is taken in the office of the town or city clerk and made a part of the record. Such clerk shall furnish an attested copy of such action on the report to any one, upon payment of a fee of seventy-five cents therefor, which attested copy may be recorded in the registry of deeds of the district or county where the land of said proposed streets is located, and such attested copy need not be acknowledged for the purpose of such records. The fee at the registry of deeds for such record shall be the same as fees for recording therein miscellaneous instruments.'