

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 297**

H. P. 269

House of Representatives, February 3, 1953

Referred to the Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Dennis of Litchfield

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FIFTY-THREE

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**AN ACT Relating to Acquisition of Schoolhouse Lots by Condemnation.**

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

**R. S., c. 37, § 10, amended.** Section 10 of chapter 37 of the revised statutes is hereby amended to read as follows:

**‘Sec. 10. Schoolhouse lots by condemnation; damages; reversion to owner.** When a location for the erection or removal of a schoolhouse and requisite ~~building~~ ~~has~~ **buildings has** been legally designated by vote of the town at any town meeting called for that purpose, and the owner thereof refuses to sell, or, in the opinion of the municipal officers, asks an unreasonable price for it, or resides without the state and has no authorized agent or attorney therein, they may lay out a schoolhouse lot and playgrounds, not exceeding **5 25** acres **for any one project**, and appraise the damages as is provided for laying out town ways, and on payment or tender of such damages, or if such owner does not reside in the state, upon depositing such damages in the treasury of such town for his use, the town designating it may take such lot to be held and used for the purposes aforesaid; and when such schoolhouse lot has ceased to be used by the town for school purposes for 2 successive years, said lot reverts to the owner, his heirs or assigns, on demand by him or them in writing made to the municipal officers of the town, subject to the right of the town to enter upon said lot and

remove said schoolhouse at any time within 6 months after said demand. Any town or city may take real estate for the enlargement or extension of any location designated for the erection or removal of a schoolhouse and requisite buildings and playgrounds, as herein provided; ~~but no real estate shall be so taken within 50 feet of a dwelling house~~ and all schoolhouse lots and playgrounds that require fencing shall be fenced by the town or city.'