

MAINE STATE LEGISLATURE

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NINETY-SEVENTH LEGISLATURE

Legislative Document

No. 1147

H. P. 999

House of Representatives, March 2, 1955

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

HARVEY R. PEASE, Clerk

Presented by Mr. Charles of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
FIFTY-FIVE

AN ACT Relating to Bonds for Slum Clearance and Redevelopment Authority of Portland.

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

Sec. 1. P. & S. L., 1951, c. 217, § 8, sub-§§ (b) and (c), amended. Subsections (b) and (c) of section 8 of chapter 217 of the private and special laws of 1951 are hereby amended to read as follows:

(b) Upon the filing of the copy of such resolution, plat and statement in said registry of deeds, the filing in the superior court of the statement, and the depositing in said superior court, to the use of persons entitled thereto, of ~~such~~ ~~sum~~ **bonds with surety satisfactory to the clerk of said court in such amounts** as the court shall determine to be amply sufficient to satisfy the claims of all persons interested in said real property, and the court may, in its discretion, take evidence on the question to determine the ~~sum~~ **amounts of the bonds** to be deposited, title to such real property, or interest therein, shall vest in the Authority in fee simple absolute and said Authority thereupon may take possession of said real property, or interest therein.

(c) After the filing of such copy, plat and statement, notice of the taking of such real property, or interest therein, shall be served upon the owners of and persons having an estate in and interested in such real property by a sheriff or his deputies by leaving a true and attested copy of such description and statement with each of such persons personally, or at their last and usual place of abode in this state with some person living there. If any such persons are non-residents of the state, a true and attested copy of the notice shall be sent

by registered mail, return receipt requested, to such persons at their last known address. In the event that ownership or interest in the real property can not be ascertained after due and diligent search, an award shall be made to persons unknown for the value of said property and **bonds for said amount amounts running to the treasurer of said county for the use of persons entitled thereto** shall be deposited in said superior court. If, during the period of 2 years after the depositing of such ~~fund~~ **bonds**, no person has been able to prove ownership of such real property, or interest therein, the superior court shall ~~return said sum~~ **order the bonds so deposited to be cancelled and delivered up** to the Authority. After the filing of such resolution, plat and statement, the Authority shall cause a copy of such resolution and statement, which statement shall set forth the names of the persons having an estate in such real property and the amount awarded to them, to be published in some newspaper published in the city of Portland at least once a week for 3 successive weeks. ~~If~~ **When** any person shall agree with the Authority for the price of the real property, or interest therein, so taken, **and the sum agreed upon is paid by the Authority**, the court ~~upon the application of the parties in interest may~~ shall order the bond so deposited to be cancelled and delivered up to the Authority that the sum agreed upon be paid forthwith from the money deposited, as the just compensation to be awarded in said proceeding.

Sec. 2. P. & S. L., 1951, c. 217, § 8, sub-§ (f), repealed. Subsection (f) of section 8 of chapter 217 of the private and special laws of 1951 is hereby repealed.