

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

SECOND SPECIAL SESSION

September 25, 1981

AND

THIRD SPECIAL SESSION

December 9, 1981

AND

SECOND REGULAR SESSION

January 6, 1982 to April 13, 1982

AND AT THE

FOURTH SPECIAL SESSION

April 28, 1982 to April 29, 1982

AND AT THE

FIFTH SPECIAL SESSION

May 13, 1982

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co.
Augusta, Maine
1981

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND SPECIAL SESSION
and
SECOND REGULAR SESSION
and
FIFTH SPECIAL SESSION
of the
ONE HUNDRED AND TENTH LEGISLATURE
1981

CHAPTER 42

H.P. 1745 - L.D. 1734

**RESOLVE, Authorizing the Transfer of the Care and
Custody of Certain Property of Grand Falls Township
to the Bureau of Public Lands.**

Preamble. Whereas, Grand Falls Plantation was deorganized by act of the Legislature, Public Law 1981, chapter 39; and

Whereas, title to certain real estate, more specifically a lot with 2 buildings and a one acre parcel adjacent to this lot, was in Grand Falls Plantation at the time of its deorganization; and

Whereas, Title 30, section 5702 provides that the State Tax Assessor shall have authority to sell or otherwise dispose of any property, other than property formerly used or still being used for school purposes, the title of which rests in the town at the time of deorganization and provides in Title 30, section 5704 that when the incorporation of a municipality is repealed, the care and custody of the school lands herein, including the public reserved lands, if not previously disposed of, revert to the State Director of Public Lands to be held by him subject to the same powers and responsibilities as apply to other lands in his custody; and

Whereas, property owned by a municipality which is deorganized is then held by the State in trust for the inhabitants of the deorganized municipality; and

Whereas, the lot containing the 2 buildings is small and the 2 buildings are located in close proximity of each other; and

Whereas, one of the 2 buildings was used as a schoolhouse and the other is in a state of disrepair such that it has little saleable value, and there is some ambiguity as to whether land and the schoolhouse should revert to the Bureau of Public Lands or whether the State Tax Assessor has authority to dispose of the building; and

Whereas, the parcel of land behind the buildings was given to Grand Falls Plantation by Robert L. Benson on

November 27, 1979 through a deed which contains a reversionary interest in Robert L. Benson's heirs if the parcel is not used as a public park, thereby greatly inhibiting its resale value; and

Whereas, because of these factors, the Legislature has concluded that its fiduciary obligations can best be carried out by delegating the continual care, custody and control of all the above described property to the Bureau of Public Lands; now, therefore be it

Care, custody and control of certain real property delegated to the Bureau of Public Lands. Resolved: That the Bureau of Public Lands is authorized to assume care, custody and control of the following real property formerly held by Grand Falls Plantation and now held by the State because of the deorganization of Grand Falls Plantation:

"A certain parcel of land and buildings thereon, in Grand Falls Plantation, Penobscot County, Maine bounded as follows: Beginning at a point on the Bryant Ridge Road 20 feet north of the school house, thence easterly 40 feet; thence southerly to the Harvey Stickney Road, thence westerly on said road to the Bryant Ridge Road; thence northerly along said road to point of starting. Being part of Lot No. --- Range --- and containing 1/2 acre more or less being same lot on which the school house now stands; and"

A certain lot or parcel of land, situated in Grand Falls Plantation, County of Penobscot and State of Maine, bounded and described as follows:

"Commencing at the intersection of the southerly line of Bryant Ridge Road with the northerly line of the Stickney Road; thence easterly on and along the northerly line of said Bryant Ridge Road, 150 feet to the easterly side of a driveway, so-called, being the northwesterly corner of the Saponac School lot; thence continuing easterly on and along said Bryant Ridge Road 40 feet to a stake, being the northeasterly corner of the Saponac School lot and being the point of beginning of the herein conveyed premises; thence from said point of beginning easterly on and along the southerly side line of said Bryant Ridge Road 140 feet to a large rock; thence continuing easterly on and along the southerly side line of said Bryant Ridge Road 90 feet to a stake; thence southwesterly 300 feet, more or less, to the northerly side line of said Stickney Road; thence northwesterly on and along the northerly side line of said Stickney Road 125 feet to the southeasterly corner of said Saponac School lot, so-called; thence northeasterly on and along the easterly line of said Saponac School lot 125 feet to the point of beginning."

Being a part of Lot 25, Range 3, referred to as Parcel 2 in a deed from Leroy N. Bowers to Robert L. Benson, which deed is dated June 20, 1952 and recorded in the Penobscot County, Maine Registry of Deeds in Book 1354, Page 307.

Effective July 13, 1982.

CHAPTER 43

H.P. 1831 - L.D. 1813

RESOLVE, Authorizing the State Tax Assessor to Convey the Interest of the State in Certain Real Estate in the Unorganized Territory.

State Tax Assessor authorized to convey real estate. Resolved: That the State Tax Assessor is authorized to convey by sale the interest of the State in real estate in unorganized territory as noted in this resolve. The sale, except as otherwise directed in this resolve, shall be made to the highest bidder; provided:

1. That notice of the sale be published 3 times prior to the sale, once each week for 3 consecutive weeks in some newspaper in the county where the real estate lies; except in those cases in which the sale is to be made to a specific individual or individuals as authorized in this resolve, in which case no notice shall be published; and

2. That no parcel may be sold for less than the amount as authorized in this resolve. In the event of identical high bids, that bid postmarked earliest shall be considered the highest bid.

In the event bids in the minimum amount as recommended in this resolve are not received after the notice, the State Tax Assessor may thereafter sell the property for not less than the minimum amount, without again asking for bids, provided that the property is sold on or before November 1, 1982.

The State Tax Assessor shall, upon receipt of payment as specified in this resolve, record the deed in the appropriate registry at no additional charge to the purchaser,