

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**FIRST SPECIAL SESSION**  
**November 28, 1995 to December 1, 1995**

**SECOND REGULAR SESSION**  
**January 3, 1996 to April 4, 1996**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 4, 1996**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1995**

**CHAPTER 79**

**H.P. 1316 - L.D. 1800**

**Resolve, to Recognize the Maine School for the Arts and the Maine High School for the Arts**

**Sec. 1. Prohibition. Resolved:** That the Legislature intends that no other organization may operate or incorporate using a name that is the same as, or deceptively similar to, the Maine School for the Arts/Maine High School for the Arts unless or until the corporate name is no longer protected under the Maine Revised Statutes, Title 13-B.

See title page for effective date.

**CHAPTER 80**

**H.P. 1329 - L.D. 1821**

**Resolve, Authorizing the Commissioner of Administrative and Financial Services to Sell or Lease the Interests of the State in Certain Real Estate and Personal Property Held by Various State Agencies at 6 Locations**

**Sec. 1. Definitions. Resolved:** As used in this resolve, unless the context otherwise indicates, the following terms have the following meanings.

1. Commissioner. "Commissioner" means the Commissioner of Administrative and Financial Services.
2. State property. "State property" means the real estate described in section 3 of this resolve with the buildings and improvements, together with all appurtenant rights and easements, and all personal property located on that property, including vehicles, machinery, equipment and supplies; and be it further

**Sec. 2. Authority to convey real estate. Resolved:** That the State, through the commissioner, may:

1. Enter into a lease or leases or to convey by sale the interests of the State in state property;
2. Negotiate, draft, execute and deliver any documents necessary to settle any boundary line discrepancies;
3. Exercise, pursuant to the Maine Revised Statutes, Title 23, chapter 3, the power of eminent domain to quiet for all time any possible challenges to ownership of the state property;

4. Negotiate, draft, execute and deliver any easements or other rights that, in the commissioner's discretion, may contribute to the value of a proposed sale or lease of the State's interests; and

5. Release any interests in the state property that, in the commissioner's discretion, do not contribute to the value of the remaining state property; and be it further

**Sec. 3. Property interests that may be conveyed. Resolved:** That the state properties authorized to be sold or leased are the following:

1. Oak Grove Coburn School Property, Vassalboro, Kennebec County Registry of Deeds Book 3976, Page 35 and Book 4153, Page 326;
2. 3 St. John Street, Portland, Cumberland County Registry of Deeds Book 1513, Page 233;
3. Wade Street, Augusta, Kennebec County Registry of Deeds Book 1450, Page 406, designated Lot 97 on City of Augusta Tax Map 27;
4. Cony Road, Augusta, Kennebec County Registry of Deeds, portion of Book 229, Page 374, portion of Lot 32 on City of Augusta Tax Map 10;
5. Winthrop Street, Hallowell, Kennebec County Registry of Deeds Book 560, Page 536; Book 731, Page 325; Book 1483, Page 784; and designated Lot 23, on Town of Hallowell Tax Maps 6 and 7; and
6. Bath Children's Home Property, originally known as the "Bath Military and Naval Orphans' Asylum," reference Resolves, 1869, chapter 86 and Sagadahoc County Registry of Deeds Book 33, Page 59; Book 33, Page 60; Book 33, Page 444; Book 33, Page 270; Book 33, Page 268; Book 64, Page 328; and Book 72, Page 576, pursuant to Resolves 1887, chapter 95.

The state property may be sold in whole or in part, in the discretion of the commissioner, subject to such permits or approvals as may be required by law; and be it further

**Sec. 4. Property to be sold "as is." Resolved:** That the commissioner may negotiate and execute leases and purchase and sale agreements upon those terms the commissioner considers appropriate; however, the state property must be sold "as is," with no representations or warranties.

Title must be transferred by quitclaim deed without covenant (release deed) and executed by the commissioner; and be it further

**Sec. 5. Exemptions. Resolved:** That any lease or conveyance pursuant to this resolve is exempt from any statutory or regulatory requirement that the