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An Act To Amend the Adverse Possession Law

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

Sec. 1. 14 MRSA §810-A, as enacted by PL 1993, c. 244, §1, is amended to read:

§ 810-A. Mistake of boundary line establishes hostility

If a person takes possession of land by mistake as to the location of the true boundary line and possession of the land in dispute is open and notorious, ~~under claim of right, hostile~~ and continuous for the statutory period, the ~~hostile nature~~reclaim of right element of the claim is established and no further evidence of the knowledge or intention of the person in possession is required.

SUMMARY

This bill amends the adverse possession law and makes it consistent with the original intent of the Legislature and with the holding of Dombkowski v. Ferland.