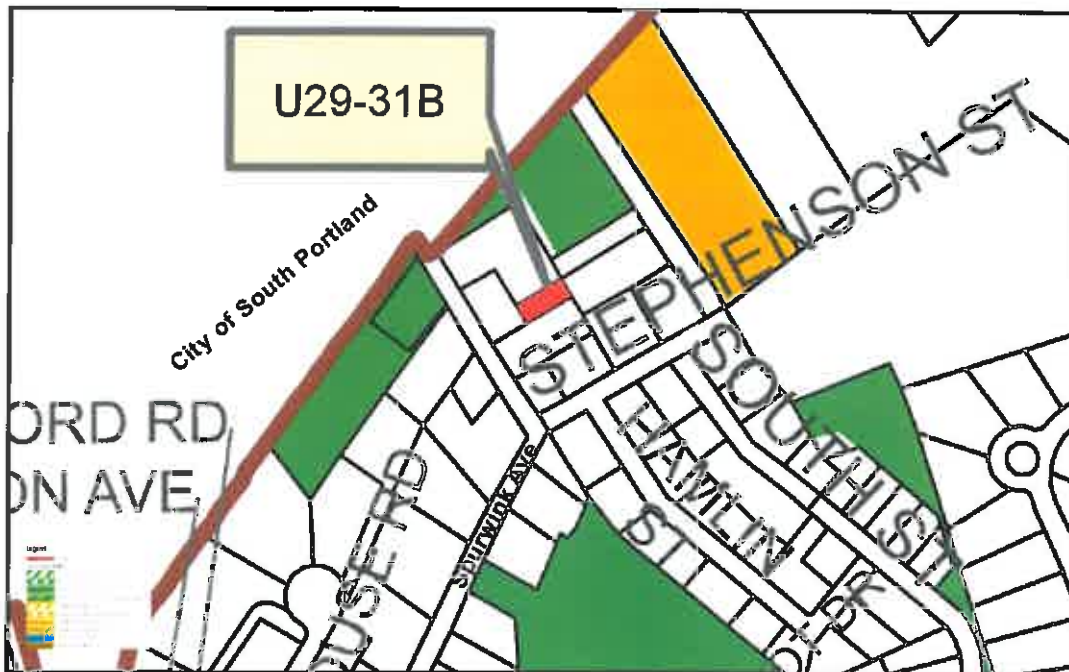


MEMORANDUM

TO: Cape Elizabeth Town Council
FROM: Conservation Commission
DATE: July 31, 2013
SUBJECT: Estate of Cynthia Rice land donation

The Town has been approached by the representative of the estate of Cynthia Rice regarding possible donation of land located off Hamlin Street (U29-31B). The land has a value of \$4,700 and is located in close proximity to land the town owns. The nearby town land, called the Ferne Peddy Lots, has been designated Group 1 in the Management of Greenbelt and Open Space Plan. Group 1 lots are dominated by significant environmental features and the town's intent is to leave the land in its natural state.

At the May 14, 2103 meeting, the Conservation Commission reviewed the donation offer. By a vote of 6-0, the Conservation Commission recommended the approval of the acquisition of land offered by the estate of Cynthia Rice.



Prepared by the Planning Office 7/31/2013



MAUREEN O'MEARA <maureen.omeara@capeelizabeth.org>

Re: Estate of Cynthia Rice, U29-31B**Maureen O'Meara** <maureen.omeara@capeelizabeth.org>

Mon, May 13, 2013 at 12:13 PM

To: Maggie Martin <mmartin@elderlawinme.com>

Bcc: Dick Bauman <northriver843@yahoo.com>, Garvan Donegan <Garvan.Donegan@maine.edu>, James Wagner <jamiewagnerlaw@gmail.com>, John Marchewka <j.marchewka@maienviromental.com>, John Planinsek <tplaninsek@myfairpoint.net>, Marti Blair <martiblair@maine.rr.com>, Mitch Wacksman <mitch_wacksman@hotmail.com>, Zach Matzkin <zmatzkin@mac.com>

Maggie,

Thank you for thinking of the town and please pass on a hello to Karlene. I have spoken with the Town Manager regarding this offer and he agrees it needs to be presented to the Conservation Commission for a recommendation to the Town Council. Since this parcel abuts a town parcel, I am hoping their will be a positive recommendation. I would like to handle this on my end with the goal to get a firm answer to you within your 4-month time frame.

Please let me know if this will not work for you.

Maureen

On Fri, May 10, 2013 at 2:21 PM, Maggie Martin <mmartin@elderlawinme.com> wrote:

Dear Maureen,

As per our telephone conversation this morning, we are in the process of probating the above referenced estate. The decedent owned a small piece of land in Cape Elizabeth. The estate would like to donate this land to the town. After the appointment of the personal representative and after the four month creditors' claim period has ended, we would prepare a QuitClaim deed to the town. Please let me know if the town is interested in this land.

Maggie Martin, Case Manager

Carlin & Associates, P.A.

178 Middle Street, Ste 401

Portland, ME 04101

www.elderlawinme.com

(207) 775-2882

(207) 775-2727 fax

DISCLAIMER: This E-Mail message together with any attachment is confidential and is subject to the Attorney-Client Privilege and every other privilege. If you have received this E-Mail in error, please immediately notify us by return E-Mail or by telephone at (207) 775-2882 and delete this message. This notice is automatically appended to each E-Mail message leaving Carlin & Associates, P.A. Thank you.

Maureen O'Meara
Cape Elizabeth Town Planner
320 Ocean House Rd
Cape Elizabeth, Maine 04107
(207) 799-0115
maureen.omeara@capeelizabeth.org

Maggie Martin <mmartin@elderlawinme.com>
To: Maureen O'Meara <maureen.omeara@capeelizabeth.org>
Cc: bcarlin@elderlawinme.com

Mon, May 13, 2013 at 2:04 PM

Hi Maureen,

That is fine. We look forward to hearing from you.

Kind Regards,

Maggie Martin, Case Manager

Carlin & Associates, P.A.

178 Middle Street, Ste 401

Portland, ME 04101

www.elderlawinme.com

(207) 775-2882

(207) 775-2727 fax

DISCLAIMER: This E-Mail message together with any attachment is confidential and is subject to the Attorney-Client Privilege and every other privilege. If you have received this E-Mail in error, please immediately notify us by return E-Mail or by telephone at (207) 775-2882 and delete this message. This notice is automatically appended to each E-

Mail message leaving Carlin & Associates, P.A. Thank you.

From: Maureen O'Meara [mailto:maureen.omeara@capeelizabeth.org]
Sent: Monday, May 13, 2013 12:13 PM
To: Maggie Martin
Subject: Re: Estate of Cynthia Rice, U29-31B

[Quoted text hidden]

Maggie Martin <mmartin@elderlawinme.com>
To: Maureen O'Meara <maureen.omeara@capeelizabeth.org>
Cc: bcarlin@elderlawinme.com

Tue, Jun 11, 2013 at 7:48 AM

Hi Maureen:

Attached hereto is a notice that Cynthia received from the tax collector in connection with the above-referenced property. Please advise if the Town has made a decision yet as to whether or not they are in agreement to receive said property as a donation from the estate or whether this matter is still pending.

Please also advise if the estate is to pay this tax or whether you can place on hold until the Town makes a decision, if one has not yet been reached.

Thank you!

Maggie Martin, Case Manager

Carlin & Associates, P.A.

178 Middle Street, Ste 401

Portland, ME 04101

www.elderlawinme.com

(207) 775-2382

(207) 775-2727 fax

DISCLAIMER: This E-Mail message together with any attachment is confidential and is subject to the Attorney-Client Privilege and every other privilege. If you have received this E-Mail in error, please immediately notify us by return E-Mail or by telephone at (207) 775-2382 and delete this message. This notice is automatically appended to each E-Mail message leaving Carlin & Associates, P.A. Thank you.

From: Maggie Martin [mailto:mmartin@elderlawinme.com]
Sent: Monday, May 13, 2013 2:05 PM
To: 'Maureen O'Meara'
Cc: 'bcarlin@elderlawinme.com'
Subject: RE: Estate of Cynthia Rice, U29-31B

Hi Maureen,

That is fine. We look forward to hearing from you.

Kind Regards,

Maggie Martin, Case Manager

Carlin & Associates, P.A.

173 Middle Street, Ste 401

Portland, ME 04101

www.elderlawinme.com

(207) 775-2882

(207) 775-2727 fax

DISCLAIMER: This E-Mail message together with any attachment is confidential and is subject to the Attorney-Client Privilege and every other privilege. If you have received this E-Mail in error, please immediately notify us by return E-Mail or by telephone at (207) 775-2882 and delete this message. This notice is automatically appended to each E-Mail message leaving Carlin & Associates, P.A. Thank you.

From: Maureen O'Meara [mailto:maureen.omeara@capeelizabeth.org]
Sent: Monday, May 13, 2013 12:13 PM
To: Maggie Martin
Subject: Re: Estate of Cynthia Rice, U29-31B

Maggie,

[Quoted text hidden]



Ltr from Tax Collector.Cape Elizabeth.06-03-13.pdf
259K