



Town of Falmouth Community Development Department  
271 Falmouth Road  
Falmouth, ME 04105  
☎ 207.781.5253  
📠 207.781.8677  
💻 [www.town.falmouth.me.us](http://www.town.falmouth.me.us)

## Memorandum

Date: January 8, 2013  
To: Town Council  
From: Amanda L. Stearns, Community Development Director  
Cc: Nathan A. Poore, Town Manager  
Ellen Planer, Town Clerk/Tax Collector  
Re: Parcel U18-023, Municipal Release Deed

---

This matter has been pending prior to Nathan Poore and I being on staff.

The history of this issue is as follows:

1. The Town has joint title with Deborah Zimmerman for a parcel known as U18-023 on Underwood Road. It appears that the town exercised its authority to acquire the property because of unpaid taxes in March 1999.
2. Subsequently Walter Libby, abutter, claimed rights in the lot. The court awarded a portion of lot 23 (U18-023) to Walter, but chose not to address the town's interest in the lot.
3. Jay Edwards (Casco Bay Ltd Partnership), owner of lots U18-20 and U18-25, is interested in acquiring the remainder of the lot. The resolution proposed includes Mr. Edwards compensating the town in the amount of \$1,000 for back taxes and a grant of an easement to the town for any rights he possesses in the Underwood right-of-way to the water.

I recommend that you consider the following:

1. Acceptance of \$1,000 as a good will payment for any back taxes accrued.
2. Release of the property to Deborah Zimmerman. Property is owned by Ms. Zimmerman and Mr. Edwards has Power of Attorney
3. Acceptance of a quitclaim easement deed from Edwards for any access rights he retains in Underwood Road between Glen Road and the ocean.