

STATE OF MAINE

YORK, ss.

EASTBROOK TIMBER CO., INC.,

Plaintiff

v.

BRIAN DURANCEAU, as Trustee of
The Amara, Ashley Alyssa Realty Trust,

Defendant

SUPERIOR COURT
CIVIL ACTION
DOCKET NO. RE-01-095
PAF - YOR - 1/28/2003

ORDER

DONALD L. GARBRECHT
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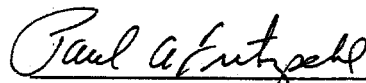
FEB 3 2003

The defendant has filed a motion for summary judgment based on 14 M.R.S.A. §816. The motion is denied as it is not sufficiently clear that the defendant's deed adequately describes the claimed property, *Solomon's Rock Trust v. Davis*, 675 A.2d 506, 510 (Me. 1996) and that the defendant has demonstrated "exclusive, peaceable, continuous and adverse possession."

The entry is:

Defendant's motion for summary judgment is denied. Plaintiff's request that summary judgment be granted to it is denied.

Dated: January 28, 2003


Paul A. Fritzsche
Justice, Superior Court

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