

§1584. Validity

A trail easement is valid and enforceable even if: [PL 1999, c. 371, §1 (NEW).]

1. Not appurtenant to interest in real property. It is not appurtenant to or does not run with an interest in real property;

[PL 1999, c. 371, §1 (NEW).]

2. Assigned to another holder. It can be or has been assigned to another holder;

[PL 1999, c. 371, §1 (NEW).]

3. Not recognized at common law. It is not of a character that has been recognized traditionally at common law;

[PL 1999, c. 371, §1 (NEW).]

4. Negative burden. It imposes a negative burden;

[PL 1999, c. 371, §1 (NEW).]

5. Affirmative obligations. It imposes affirmative obligations upon the owner of an interest in the burdened property or upon the holder;

[PL 1999, c. 371, §1 (NEW).]

6. Benefit does not touch or concern real property. The benefit does not touch or concern real property;

[PL 1999, c. 371, §1 (NEW).]

7. No privity of estate or of contract. There is no privity of estate or of contract; or

[PL 1999, c. 371, §1 (NEW).]

8. Does not run to successors or assigns. It does not run to the successors or assigns of the holder.

[PL 1999, c. 371, §1 (NEW).]

SECTION HISTORY

PL 1999, c. 371, §1 (NEW).

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