

WALTER WILSON et al.

v.

DEBORAH ROBERGE

Submitted on Briefs February 28, 2001
Decided March 5, 2001

Panel: WATHEN, C.J., and CLIFFORD, RUDMAN, DANA, SAUFLEY,
ALEXANDER, and CALKINS, JJ.

MEMORANDUM OF DECISION

Walter Wilson, Doris Wilson, and Sandra Shiers appeal from a judgment entered in the Superior Court (York County, *Fritzsche, J.*) following a jury waived trial awarding them damages on their common law trespass claims and their statutory claims for injury to land, *see* 14 M.R.S.A. §§ 7552(4)(A) and (5) (Supp. 2000), but denying recovery on their statutory claims for trespass damages. *See* 14 M.R.S.A. § 7551-B(1)(A) (Supp. 2000). The court determined that the Wilsons and Shiers had not proven the intent element of their section 7551-B(1)(A) claim, and a contrary finding is not compelled by the evidence. *See Westleigh v. Conger*, 2000 ME 134, ¶ 12, 755 A.2d 518, 520.

The entry is:

Judgment affirmed.

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