

ROBERT J. GOULET et al.

v.

LOWELL & COMPANY

Submitted on Briefs February 11, 2002
Decided March 11, 2001

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

MEMORANDUM OF DECISION

Lowell & Company appeals from a judgment entered in the Superior Court (Hancock County, *Marsano, J.*) in favor of Robert Goulet, Kathleen Goulet, Peter Prince, and Carol Prince, enjoining Lowell & Company from building a road on its lot for the purpose of connecting an adjoining parcel of land. Contrary to Lowell's contentions the court did not err in concluding that, when read together, the covenants applicable to owners in the Corea-by-the-Sea subdivision in Goldsboro prohibit the use of Lowell's lot for a roadway to connect with a large adjoining lot, *Bennett v. Tracy*, 1999 ME 165, ¶ 7, 740 A.2d 571, 573, *3W Partners v. Bridges*, 651 A.2d 387, 389 (Me. 1994); and there was no error nor an abuse of discretion in the court's consideration of extrinsic evidence, *Chase v. Burrell*, 474 A.2d 180, 181-82 (Me. 1984).

The entry is:

Judgment affirmed.

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