

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTH LEGISLATURE

FIRST REGULAR SESSION

January 5, 1977 to July 25, 1977

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 164, SUBSECTION 6.

PORTLAND LITHOGRAPH COMPANY
PORTLAND, MAINE
1977

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND EIGHTH LEGISLATURE

1977

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CHAPTER 3

RESOLVE, Authorizing the Bureau of Public Lands to Convey by Sale the State's Interest in Certain Real Property in Warren and Cushing, Knox County.

Director of the Bureau of Public Lands to convey land by sale. **RESOLVED**: That the Director, Bureau of Public Lands is authorized to sell, by quitclaim deed, all right, title and interest of the State in the following parcel of land: Approximately 20 acres in the towns of Warren and Cushing, Knox County, abutting the Couch Farm Road so called, and including a house, barn and garage, on former land of the Maine State Prison, together with an appropriate easement of access.

This property shall be sold for an amount determined by the Director of the Bureau of Public Lands to be fair market value. The property shall be sold to the highest bidder except where the director determines there is good cause to do otherwise and except that the director may reject any and all bids. The director shall cause notice to be published of the availability of said property in a newspaper of general circulation in the area in advance of any sale thereof.

Effective October 24, 1977

CHAPTER 4

RESOLVE, Authorizing the Commissioner of Conservation to Convey Land to Somerset County Formerly Known as the Women's Correctional Center at Skowhegan.

Commissioner of Conservation; authorized to convey land. Resolved: That the Commissioner of Conservation is authorized and directed to convey to the County of Somerset by quitclaim deed, for the purchase price of \$5,000, all right, title and interest of the State in and to a certain parcel of land situated in the County of Somerset and State of Maine, and comprising a part of the property of the State formerly occupied by the Women's Correctional Center, consisting of 9 acres more or less, bounded and described as follows:

A parcel of land situated in the Town of Skowhegan, Somerset County, containing 9 acres more or less, to wit:

Beginning at a point on the westerly side of Norridgewock Avenue where Norridgewock Avenue is intersected by land of G. William Yeaton and Hector Chabot; thence northwesterly 1,240 feet; thence southwesterly 330 feet along the boundary of other land owned by the State of Maine, thence southeasterly 1,135 feet along the boundary of other land owned by the State of Maine, to Norridgewock Avenue; thence northeasterly along Norridgewock Avenue 340 feet to point of beginning.

The quitclaim deed granted by the State through the Commissioner of Conservation shall contain a covenant that shall require that this parcel shall be used only for public purposes.

Effective October 24, 1977

CHAPTER 5

RESOLVE, Authorizing Vandelia T. Rowe to bring Action against the State.

Vandelia T. Rowe; authorized to sue State of Maine. Resolved: That Vandelia T. Rowe of Oakland, in the County of Kennebec and State of Maine, who on or about October 31, 1975, sustained serious personal injuries as the result of a fall at the Motor Vehicle Registration Office in Augusta, in the County of Kennebec and State of Maine, due to the claimed negligence of the Secretary of State of the State of Maine, is hereby authorized to bring a civil action in the Superior Court for the State of Maine within one year from the effective date of this resolve against the State of Maine for damages, if any, for negligence, if any, of the State of Maine, provided said damages are not to exceed the amount of \$30,000; and the complaint issuing out of said Superior Court under the authority of this resolve shall be served upon the Secretary of State in accordance with the Maine Rules of Civil Procedure; and the conduct of said action shall be according to the practice of actions and proceedings between parties in the Superior Court and the liability of the parties and elements of damage, if any, shall be the same as liabilities and elements of damages between individuals; provided said liabilities and elements of damage shall not exceed \$30,000, including interest, cost and fees, but not including punitive or exemplary damages. The Attorney General is authorized and designated to appear, answer and defend said action.

Any judgment that may be recovered in such action shall be payable from the Highway Fund of the State of Maine on final process issued by said Superior Court or, if appealed, the Supreme Judicial Court, and costs may be taxed by said Vandelia T. Rowe if she recovers in said action. The court shall reduce the judgment by the amount of any collateral benefits or payments, including insurance, that Vandelia T. Rowe has received or will become entitled to receive as a result of the accident. Hearing thereon shall be held before a Justice of the Superior Court sitting without a jury; said justice to be assigned by the Chief Justice of the Supreme Judicial Court of the State of Maine.

Effective October 24, 1977

CHAPTER 6

RESOLVE, Increasing to \$25,000 the Amount for which Romeo and Genevieve St. Amand or their Legal Representatives may bring a Civil Action against the State of Maine.