

# MAINE STATE LEGISLATURE

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# ONE - HUNDRETH LEGISLATURE

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**Legislative Document**

**No. 822**

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H. P. 602

House of Representatives, January 25, 1961

Referred to the Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Tweedie of Mars Hill.

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## STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SIXTY-ONE

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**RESOLVE, Authorizing Clifford E. Grass to Bring Civil Action Against the State of Maine.**

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**Clifford E. Grass; authorized to sue the State of Maine. Resolved:** That Clifford E. Grass of Mars Hill, County of Aroostook, and State of Maine, who claims to have suffered damage by reason of action of the State Highway Commission in establishing the right-of-way of State Highway "K" Federal Aid Project F 051-1(2) in such a manner as to include within said right-of-way parts of his house and potato house cellar for which he has not been justly compensated by the State, is authorized to bring a civil action for such claimed compensation within one year from the effective date of this resolve in the Superior Court for the County of Aroostook. The complaint issuing out of said Superior Court under the authority of this resolve shall be served on the Secretary of State by true copy by the sheriff or either of his deputies in any county of the State of Maine, and the conduct of said action shall be according to the practices of actions and proceedings between individual parties and suitors in said Superior Court, and the substantive rights and liabilities of the parties shall be the same as rights and liabilities between individuals.

Any recovery in said action shall not exceed the sum of \$10,000. The Attorney General is hereby authorized and designated to appear, answer and defend said action. Any judgment that may be recovered in said civil action shall be payable from the Highway Fund of the State on final process issued by said Superior Court, or, if appealed, the Supreme Judicial Court, and costs may be taxed to said Clifford E. Grass if he recovers in said action. Hearing thereon shall be before 3 Justices of the Superior Court, without a jury; said justices to be assigned by the Chief Justice of the Supreme Judicial Court.