

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 527

H. P. 398

House of Representatives, January 31, 1973

Referred to Committee on Legal Affairs. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mr. Hodgdon of Kittery.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

**RESOLVE, to Reimburse Otis Smith of Kittery for Motor Vehicle Damage
Due to Highway Maintenance.**

Otis Smith; reimbursed. Resolved: That there is appropriated from the General Highway Fund the sum of \$269.58 to be paid to Otis Smith of Kittery for damage to his motor vehicle by a defective culvert as he drove over it.

STATEMENT OF FACT

Mr. Smith was driving north on Route 220 with his wife and daughter on August 7, 1971. As he approached North Waldoboro at 25 to 30 mph, he struck a culvert, 2 to 3 ft. wide and 5 to 6 inches deep that extended the full width of the road. As the car slammed into the culvert, the cooling fan was rammed into the radiator and the exhaust system was broken loose. Mr. Smith called the State Police and none were available to come so he called the North Waldoboro Road Commissioner and he came. Mr. Smith spent the next 2 hours removing the radiator and fan and awaiting transportation to their lodging at St. George Lake in Liberty, Maine. Mr. Smith was unable to get the radiator repaired on Sunday and had to wait all day Monday, the 9th for Johnsons Auto Body in Belfast, Me. to make temporary repairs to the radiator. Mr. Smith drove his car home to Kittery Point, Me. to a local dealer, Graces Auto Service, who did the estimate on the remaining repairs. The following reflects the expenses for damages done to Mr. Smith's 1967 MGB-GT car caused by culvert.

LEGISLATIVE DOCUMENT No. 527

Johnsons Auto Body	\$ 35.00
Graces Auto Service	140.63
1 day (8 hrs.) pay	33.40
Towing	25.00
Rented transportation	35.55
	<hr/>
Total	\$269.58