

MAINE STATE LEGISLATURE

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FIFTY-SECOND LEGISLATURE.

HOUSE.

No. 5.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SEVENTY-THREE.

AN ACT to amend chapters fifty-one and two of the revised statutes, concerning railroads and steam navigation.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

SECTION 1. Section thirty-six of chapter fifty-one of
2 the revised statutes is amended so as to read as follows :
3 *Sect. 36.* When the life of any person in the exer-
4 cise of ordinary care, has been lost by the negligence
5 of a railroad corporation, or by that of its servants or
6 agents while employed in its business, his widow if he
7 leaves any, or if none, his children or the guardian of
8 his minor children, or if he leaves neither widow nor
9 children, the executor or administrator on his estate,
10 may recover reasonable damages of said corporation in

11 an action on the case, commenced at any time within
12 three years after such death ; wholly to the use of the
13 widow, if no children ; and to the children if no
14 widow ; if both, to her and them equally ; if neither,
15 for the benefit of the estate.

SECT. 2. The last clause of section seven of chapter
2 fifty-two of the revised statutes, is also amended to
3 conform to the provisions of the preceding section of
4 this act.

SECT. 3. This act shall not affect any pending
2 indictment, and shall take effect when approved.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
January 17, 1873. }

Reported from the Committee on Judiciary, by Mr. KNOWLTON, and ordered to be printed under the rules.

S. J. CHADBOURNE, *Clerk.*