

MAINE STATE LEGISLATURE

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FIFTY-EIGHTH LEGISLATURE.

HOUSE.

No. 80.

STATE OF MAINE.

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

AN ACT to modify and limit the liability of towns and cities in actions for damages by reason of defects in highways.

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

SECTION 1. No person shall recover more than
2 two thousand dollars damages against any town or
3 city, in any action on account of injury to his
4 person and property, by reason of any defect or
5 want of repair or sufficient railing, in any high-
6 way, town way, causeway, or bridge.

SECT. 2. No town or city shall be liable to any
2 action for the recovery of damages to any person
3 on foot, on account of snow or ice on any sidewalk

4 or cross walk, nor on account of any slippery con-
5 dition of any sidewalk or cross walk.

SECT. 3. No person shall recover damages of
2 any town or city in any case, on account of injury
3 to his person and property by reason of such defect
4 or want of repair, who has notice of the condition
5 of such way previous to the time of the injury,
6 unless he has previously notified the municipal
7 officers of such town or city, or some one of them,
8 of the defective condition of such way.

SECT. 4. The limitation of damages prescribed
2 in this act shall apply to pending actions.

SECT. 5. All acts and parts of acts inconsistent
2 with this act are hereby repealed.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 7, 1879. }

Reported from the Committee on the Judiciary, by Mr. BROWN
of Bangor, and ordered printed under Joint Rule.

B. L. STAPLES, *Clerk.*