

MAINE STATE LEGISLATURE

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EIGHTY-FOURTH LEGISLATURE

House Document

No. 115

H. P. 390 House of Representatives, January 31, 1929.

Referred to Committee on Claims and 500 copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Hubbard of Plymouth.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-NINE

RESOLVE, in Favor of Mary E. Rogers, Compensating Her
for the Loss of a Horse.

Resolved: That there be, and hereby is, appropriated the
2 sum of three hundred dollars to be paid to Mary E. Rogers
3 to compensate her for the loss of a horse on the state high-
4 way in Carmel village, Maine, February twenty-eight, nine-
5 teen hundred twenty-eight.

STATEMENT OF FACTS

On February twenty-fourth, nineteen hundred twenty-eight, Joe D. Kimball was hauling pulpwood over the state highway in Carmel, Maine, with a pair of horses belonging to Mary E. Rogers. As the team passed over the bridge on the state highway half way between the Carmel post office and the Maine Central Railroad station, it was forced to the right hand side of the road owing to the heavy auto traffic and owing to the snow having been plowed from the center of the highway, making the road very sideling. The horse fell off and in falling it fell upon a two inch by four inch post then and there placed, in such a manner as to force the post into the animal's body nearly three feet, causing almost instant death. The post upon which the horse fell was a part of a temporary guard which had been placed there by the state highway commission. Originally there were two such posts several feet apart, with a board tacked between them about two feet up from the ground. A passing motor had collided with this temporary guard, knocking off the board and breaking off one of the two posts close to the ground, leaving standing the post upon which the horse fell and was killed. In a short time after the accident the post was removed and no post has been there since.