

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)

EIGHTY-FIFTH LEGISLATURE

Legislative Document

No. 867

H. P. 48 House of Representatives, March 17, 1931.

Reported by Mr. Smith from Committee on Claims and laid on table to be printed under joint rules.

CLYDE R. CHAPMAN, Clerk.

STATE OF MAINE

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

RESOLVE, in Favor of Harry W. Hill, of Limerick, for Reimbursement for Labor, Expenses and Equipment in Connection with Construction of the State Road from Limerick to Cornish.

Resolved: That there be and hereby is appropriated, to be paid to Harry W. Hill, of Limerick, for reimbursement for labor performed, material and equipment furnished and expenses incurred by said Harry W. Hill in the construction of the state road from Limerick to Cornish, no part of which has been paid, the sum of one thousand eighty-six dollars and fifty-six cents.

STATEMENT OF FACTS

In the years 1926, 1927 and 1928 Charles A. Haggerty had a contract with the State of Maine to construct a certain state highway, leading from Limerick to Cornish, in York County. Mr. Haggerty furnished the State Highway Commission with a bond, approved by the Commission, the conditions of which will be fully set forth when the evidence is produced.

During the progress of the work Mr. Haggerty employed Harry W. Hill of Limerick to do certain work, under the orders of Mr. Haggerty. Mr. Hill was authorized by Mr. Haggerty to bring a certain steam shovel to the location of the work, to use his automobile to carry workmen to and from their work, to go to Portland and purchase material and supplies for the project and for the operation of the machinery, to expend money for freight, express and other incidental charges, to pay small accounts on his behalf and to do any and all things, under the orders of Mr. Haggerty, which were necessary for the construction and completion of the road. While Mr. Hill was employed upon the work, he charged to Mr. Charles A. Haggerty for work, expenses and disbursements the sum of \$3,436.79, which account was approved by Charles A. Haggerty and Covell Emerson February 25, 1929.

Mr. Haggerty became bankrupt before he paid Mr. Hill for the work, material and disbursements which Mr. Hill had invested in the project, and no dividend has been paid to apply on the account. On examination of the bond which Mr. Haggerty had given to the State, it was determined by the State Highway Commission that the bond did not cover all of the charges in the bill. After a long period of negotiation between Mr. Hill, the State Highway Commission and the Aetna Insurance Company, Mr. Hill collected on the bond the sum of \$2,350.23. There is no dispute between the parties that Mr. Hill furnished the labor, material, supplies and equipment and expended the money, according to the itemized bill examined by all of the parties interested herein. The State of Maine has received the benefit of all things done and money expended by Mr. Hill, and there still remains due Mr. Hill, according to the account which has been examined and approved, the sum of \$1,086.56.