

# MAINE STATE LEGISLATURE

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N I N E T Y - S E C O N D      L E G I S L A T U R E

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**Legislative Document**

**No. 146**

H. P. 331

House of Representatives, January 25, 1945.

Referred to Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Miss Deering of Bath.

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**STATE OF MAINE**

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**RESOLVE, Authorizing Kennebec Towage Company to Bring Suit at  
Law Against the State of Maine.**

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**Kennebec Towage Company given right to sue state. Resolved:** That Kennebec Towage Company, a corporation organized under the laws of the state of Maine and having its legal location at Bath in the county of Sagadahoc in said state, owner on the 18th day of June, 1940, of the tug-boat Seguin which was on that date badly damaged in passing through the draw of the Richmond-Dresden bridge, so called, connecting the towns of Richmond and Dresden, Maine, due, as it claims, to the pier masonry extending into the river below the water line and beyond the face of the piling designed to give protection to vessels passing through the draw, be, and it is hereby authorized to bring a suit at law in the superior court for the county of Kennebec within 1 year from the 1st day of August, 1945, at any term thereof, against the state of Maine, and the writ issuing out of said superior court under the authority of this resolve shall be served on the secretary of state by attested copy 30 days before the return day thereof by the sheriff or either of his deputies of any county of the state of Maine, and the conduct of said suit shall be according to the practice of suits and proceedings between parties and suitors in said superior court and the liabilities of the parties shall be the same as the liabilities between individuals; and the attorney-general is hereby authorized and designated

to appear and answer to said suit to recover the damages sustained by the said Kennebec Towage Company by reason of the injury to said tugboat, and any judgment that may be recovered in such suit at law shall be payable from the treasury of the state of Maine on final process issued by said court in said suit at law out of any money not otherwise appropriated and costs may be taxed for the said Kennebec Towage Company if it recovers in said suit.