

# MAINE STATE LEGISLATURE

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**Legislative Document**

**No. 334**

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S. P. 129

In Senate, February 1, 1945.

Referred to Committee on Claims. Sent down for concurrence and ordered printed.

ROYDEN V. BROWN, Secretary.

Presented by Senator Willey of Hancock.

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**STATE OF MAINE**

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-FIVE

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**RESOLVE, in Favor of James R. Hale of Castine.**

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**James R. Hale, compensated. Resolved:** That the department of agriculture be authorized to pay to Mr. James R. Hale, Castine, the sum of \$75 being  $\frac{1}{2}$  payment for a cow which died as a result of eating grass covered with spray material, provided that the town of Castine pays to James R. Hale an equal amount, both to be in full payment.

## STATEMENT OF FACTS

Complying with the statutes, an agreement was made with the town officials of Castine to spray the trees in said town for the control of the brown-tail moth in the spring of 1944. The state machine sprayed some trees and the wind blew the material into a pasture where Mr. Hale later put some animals. The selectmen and state officials thought that everyone in the town knew what was going on because the matter was discussed at town meeting. The machine was in evidence on the streets and the matter had been generally discussed. Mr. Hale, however, is deaf and dumb and probably did not have the same opportunity as some others to be notified of the situation.

This matter has been under discussion for several months and Mr. Hale has lowered his original claim of \$200 to \$150 and we think that it would be good business for our office to pay him \$75 and the town of Castine will pay the other \$75. In addition to losing the cow and the veterinarian's bill there was the loss of a pasture and extra travel to haul milk.

The department of agriculture does not propose to buy cows under ordinary circumstances but there appears to be a necessity in this particular case for giving consideration to Mr. Hale and we hope the accompanying resolve will receive passage.