

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance
with subsection VI of section 26 of chapter 9 of the Revised
Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1953

RESOLVES

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Resolved: That there be, and hereby is, appropriated from the general fund to carry out the purposes of this resolve the sum of \$1,655.22 for the fiscal year ending June 30, 1954 and the sum of \$1,655.22 for the fiscal year ending June 30, 1955.

Effective August 8, 1953

Chapter 201

RESOLVE, in Favor of Edward Alvin Hodsdon, of Presque Isle:

Edward Alvin Hodsdon; compensated. **Resolved:** That the sum of \$1,000 be, and hereby is, appropriated from the general fund to be paid to Edward Alvin Hodsdon, of Presque Isle; and be it further

Resolved: That in addition to said sum of \$1,000 that there be paid to said Edward Alvin Hodsdon, beginning August 1, 1953, the sum of \$50 per month until he reaches the age of 65 years; said payments to be paid from the general fund; and be it further

Resolved: That the provisions of this resolve as they relate to the monthly payments shall cease to be effective if the said Edward Elvin Hodsdon shall be convicted of any felony.

Effective August 8, 1953

Chapter 202

RESOLVE, Authorizing Alfred Howard, Sr. and Ethel M. Howard of Bingham to Sue the State of Maine.

Alfred Howard, Sr., and Ethel M. Howard given right to sue state. **Resolved:** That Alfred Howard, Sr. and Ethel M. Howard, of Bingham, in the county of Somerset, state of Maine, who suffered, on the 19th day of November, 1952, serious personal injuries while in an automobile being operated on a Maine highway, to wit, on a road leading onto the state highway in Moscow in said county and state, due, as they claim, to the failure of the state to properly warn travelers on the highway after the state had obstructed the highway, be, and hereby are, authorized to bring a suit at law in the superior court for the county of Somerset within 1 year from the 1st day of August, 1953, at any term thereof, against the

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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 nothing herein shall be construed to determine the liabilities as between the parties, which liabilities as well as the matter of damages shall be determined by the tribunal hereinafter described; and the attorney-general is hereby authorized and designated to appear and to answer to said suit to recover the damages sustained by the said Alfred Howard, Sr., and Ethel M. Howard by the reason of injuries aforesaid, and any judgment that may be recovered in such suit of law shall be payable from the general highway fund of the state of Maine on final process issued by said court in said suit at law, and costs may be taxed for the said Alfred Howard, Sr. and Ethel M. Howard, if they recover in said suit. In no case shall damages be assessed for more than the sum of \$5,000. Hearing thereon shall be before 2 justices of the supreme judicial court and 1 justice of the superior court, without a jury, said justices to be assigned by the chief justice; and be it further

Resolved: That it is the sole intent of the legislature to authorize the bringing of suit and that the passage of this resolve shall not in any way be construed as a finding in respect to facts or liability, and such matters as well as the matter of damages, if any, shall be determined by the tribunal above described.

Effective August 8, 1953

Chapter 203

RESOLVE, Reimbursing the General Fund for the Payment of Certain Claims.

Certain claims; appropriation for. Resolved: That there be, and hereby is, appropriated from the unappropriated surplus of the general fund a sum not to exceed \$15,000 for the purpose of reimbursing the general fund for such claims as may be enacted by the 96th legislature and approved by the governor. It is the intent of the legislature that this appropriation shall be limited to the resolves related to non-recurring items. Any unexpended balance on June 30, 1955 shall lapse to the unappropriated surplus.

Effective August 8, 1953