

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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RESOLVES
OF THE
STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

RESOLVES, 1953

CHAP. 203

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