

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-seventh Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 27 of chapter 10 of the Revised Statutes of 1954.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1955

RESOLVES

OF THE

STATE OF MAINE

As Passed by the Ninety-seventh Legislature

1955

Chapter 25

RESOLVE, Authorizing Alfred Howard, Sr. and Ethel M. Howard of Moscow 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 Moscow, 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, 1955, 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 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 \$4,000. Hearing thereon shall be before 3 Justices of the Superior Court, without a jury; said justices to be assigned by the Chief Justice of the Supreme Judicial Court; and be it further

Resolved: That it is the sole intent of the Legislature to authorize the bringing of a 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 matters of damages, if any, shall be determined by the tribunal above described.

Effective August 20, 1955

Chapter 26

RESOLVE, Designating New Bridge at Dresden as "Dresden Memorial Bridge."

"Dresden Memorial Bridge"; designated. Resolved: That the new bridge being now constructed across the Eastern River in Dresden, county of Lincoln, be officially named and referred to as "Dresden Memorial Bridge."

Effective August 20, 1955