

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

One Hundred and First Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with the Revised Statutes of 1954, Chapter 10, Section 27, Subsection VI.

The Knowlton and McLeary Company
Farmington, Maine
1963

RESOLVES
OF THE
STATE OF MAINE

As Passed by the One Hundred and First Legislature

1963

Whereas, it is vitally essential that the following legislation be passed in order to begin in the Spring of 1963 the necessary research and experimental work; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Research and experimental work on culture of sugar beets. Resolved: That there is appropriated from the Unappropriated Surplus of the General Fund the sum of \$20,000 to be credited to the Department of Agriculture. Said sum shall be a continuing carrying account until June 30, 1965 for the purpose of permitting the Department of Agriculture through, and in cooperation with, the Maine Agricultural Experimental Station to conduct scientific research and experimental work relating to the production, processing and marketing of sugar beets. Such study shall include, but not be limited to, the development of specialized knowledge and information relating to yields per acre, planting and thinning practices, harvesting, weed control, lime, fertilizer and machinery application and such other considerations as are necessary to insure an improved sugar beet acreage allotment for Maine. The results of such research work shall be published by the Department of Agriculture and be made available to the public.

Emergency clause. In view of the emergency cited in the preamble, this resolve shall take effect when approved.

Effective May 6, 1963

Chapter 72

RESOLVE, Authorizing Clarkeson Engineering Company to Bring Civil Action Against State of Maine.

Clarkeson Engineering Company, Inc.; authorized to sue the State of Maine. Resolved: That Clarkeson Engineering Company, Inc., a Massachusetts corporation duly qualified to do business in the State of Maine, which asserts it is entitled to compensation for certain engineering services performed by it under and in addition to contracts with the State Highway Commission of the State of Maine, in connection with the construction of what is known as Interstate Route 95 in the Bangor area and Waterville area, which services include services in connection with supervision of field painting of structures, services in connection with the splitting of construction contracts, services rendered beyond the time periods specified and contemplated in various contracts, design work on the Kennebec Bridge, services of witnesses, and other engineering services for which it has not been compensated, is authorized to bring a civil action for such compensation within one year from the effective date of this resolve in the Superior Court in and for the County of Kennebec. The complaint and summons issuing out of said Superior Court in said civil action shall be served on the Secretary of State by true copy by the sheriff or any of his

deputies in any county of the State of Maine, and the conduct of said action shall be according to the practice and procedure of civil actions between individual parties in said Superior Court, and the substantive rights and liabilities of the parties shall be the same as rights and liabilities between individuals.

Any recovery in said action shall not exceed the principal sum of \$118,883.54. The Attorney General or one of his assistants is authorized and designated to appear in answer to said complaint and defend on behalf of the State of Maine. Any judgment which may be recovered in said action shall be payable from the General Highway Fund of the State of Maine on final process issued by said Superior Court, or, if appealed, the Supreme Judicial Court, and costs may be taxed in favor of said Clarkeson Engineering Company, Inc. and interest shall be allowed from the date of said complaint if there is recovery in said action. 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.

Effective September 21, 1963

Chapter 73

RESOLVE, Granting to the State Park and Recreation Commission the Power to Acquire by Eminent Domain Land at West Quoddy Head.

State Park and Recreation Commission authorized to acquire land. Resolved: That the State Park and Recreation Commission is authorized to acquire in behalf of the State by eminent domain not exceeding 490 acres of land at West Quoddy Head, using the procedures prescribed in the Revised Statutes, chapter 36, section 34, subsection IX and chapter 52, sections 12 to 22.

Effective September 21, 1963

Chapter 74

RESOLVE, Discharging Town of Liberty from Part of the Indebtedness to Maine School District Commission for Preparation of Agreement for Dissolution of School Administrative District No. 3.

Town of Liberty discharged from indebtedness to Maine School District Commission. Resolved: That all of the indebtedness exceeding \$3,000 of the Town of Liberty, as the municipality petitioning for dissolution of School Administrative District No. 3, for reimbursement for the expenses paid by the Maine School District Commission for employment of competent advisers in preparing the agreement of dissolution of said district, as provided in the Revised Statutes of 1954, chapter 41, section 111-P, is hereby discharged.

Effective September 21, 1963