

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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RESOLVES  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Seventh Legislature  
1975

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Whereas, a bicentennial celebration, including dedication ceremonies are scheduled for June 14, 1975; and

Whereas, the Washington County commissioners wish to designate the bridge over the Machias River between East Machias and Machiasport as "Rim Memorial Bridge;" and

Whereas, the Department of Transportation constructed this bridge in 1972 and concurs with the bridge being designated as "Rim Memorial Bridge;" 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

**Bridge designated as "Rim Memorial Bridge." Resolved:** That the bridge over the Machias River between East Machias and Machiasport be designated as "Rim Memorial Bridge," and that an appropriate plaque designating the name of the bridge may be erected and maintained at no expense to the State and subject to the approval of the Department of Transportation.

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

Effective June 3, 1975

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## CHAPTER 17

### **RESOLVE, Authorizing Charles E. and Nancy Twitchell, or Their Legal Representative, to Bring Civil Action Against the State of Maine.**

**Charles E. and Nancy Twitchell; authorized to sue the State of Maine. Resolved:** That Charles E. and Nancy Twitchell, owners of property situated in Farmington on Routes 2 and 4, due to negligence of the State Department of Transportation, by the construction of a highway leading from Farmington to Wilton known as Routes 2 and 4, have been and are being caused damage through the influx of surface water flowing onto and through the premises undermining part of the building there situated, on the southerly side of said highway, and water flowing into the basement of said building damaging the rugs, furniture and wallpaper, further damaging said property by inundating the land after each and every storm. Therefore, said Charles E. and Nancy Twitchell of Farmington are authorized to bring an action in the Superior Court of Franklin County within one year from the effective date of this resolve, at any term thereof, against the State of Maine for damages, if any, and the complaint 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 a term of said court by the sheriff or either of his deputies in any county of the State of Maine; and the conduct of said action shall be according to the practice of actions and proceedings between parties in said Superior Court, and the liabilities of the parties and elements of damage, if any, shall be the same as the liabilities and elements of damage between individuals; and the Attorney General is authorized and designated to appear, answer and defend said action. Any judgment that may be recovered

in said civil action shall be payable from the General Highway Fund on final process issued by said Superior Court, or, if appealed, the Supreme Judicial Court and costs may be taxed for the said Charles E. and Nancy Twitchell, if they recover in said action. Any recovery in said action shall not be in excess of \$3,500 including costs. Hearing thereon shall be before a justice, without a jury; said justice to be assigned by the Chief Justice of the Supreme Judicial Court.

Effective October 1, 1975

## CHAPTER 18

**RESOLVE, Authorizing the Bureau of Public Lands to Convey the State's Interest in a Lot in Trescott, Washington County, to Clarify Title and in a Lot in Richmond, Sagadahoc County, to Clarify Title.**

**Director of Bureau of Public Lands to convey interest in lot. Resolved:** That the Director of Bureau of Public Lands, Department of Conservation, is authorized to grant to Nate Smith of Bangor by quitclaim deed for \$1 all right, title and interest of the State in the lot described in the deed from Town of Trescott to Lewis B. McFadden, dated January 31, 1931 and recorded in Washington County registry of deeds in book 387, page 411; and be it further

**Resolved:** That the Director of the Bureau of Public Lands, Department of Conservation, is authorized to lease, sell or otherwise convey the interest of the State in a certain parcel of land located in the Town of Richmond, County of Sagadahoc and described as follows: Approximately one acre of land located on the west side of the River Road, Route 24, about 5 miles south of Gardiner and about 2/10 of a mile south of Department of Transportation Station 5079 with a building located thereon all more particularly described in Sagadahoc County registry of deeds, book 402, page 96, upon such terms and conditions and for such considerations as he deems reasonable.

Effective October 1, 1975

## CHAPTER 19

**RESOLVE, Authorizing Genevieve St. Amand and Romeo St. Amand or their Legal Representatives to Bring a Civil Action Against the State of Maine.**

**Genevieve St. Amand and Romeo St. Amand; authorized to sue the State of Maine. Resolved:** That Genevieve St. Amand and Romeo St. Amand of Fairfield, in the County of Somerset, who suffered personal injuries on or about November 10, 1973, caused by the alleged negligence of the Bureau of Aeronautics of the State of Maine, its agents or employees, in failing to properly protect and maintain adequate barriers, lighting or other safeguards around a construction project in front of the Augusta Airport Terminal building, are authorized to bring an action in the Superior Court for the County of Kennebec within one year from the effective date of this resolve, at any term thereof against the State of Maine for damages, if any, and the complaint 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 a term of said Court by the sheriff or either of his deputies in any county of