

# 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)

---

---

# SIXTY-FIRST LEGISLATURE.

---

---

HOUSE.

No. 5.

---

---

## STATE OF MAINE.

---

IN HOUSE OF REPRESENTATIVES, }  
January 17, 1883. }

*Ordered,* That the Justices of the Supreme Judicial Court be required, for the information of this House, to answer the following questions, viz :

QUESTIONS.

---

QUESTION 1. Can the requirements of the Constitution, "that the Legislature, within every period of at most ten years, and at least five, shall cause the number of inhabitants of the State to be ascertained, exclusive of foreigners not naturalized and Indians not taxed; and shall at the period of making such enumeration, fix and apportion the number of representatives among the several counties," be complied with, without causing the number of the inhabitants, at the time of or immediately before making said apportionment, to be ascertained?

2d. Can the Legislature comply with said requirement of the Constitution in reference to said enumeration, by adopting in 1883, an enumeration of said inhabitants made by the United States in 1880?

3d. Can the Legislature, for the purposes before named and in compliance with the requirements of the Constitution, adopt an enumeration of the inhabitants of the State as a basis of such an apportionment as the Constitution requires, made by the United States in 1880, which enumeration does not specify or discriminate, or furnish any basis for correctly computing the number of such inhabitants who at the time of such enumeration were "foreigners not naturalized and Indians not taxed?"

STATE OF MAINE.

---

IN HOUSE OF REPRESENTATIVES, }  
January 17, 1883. }

Presented by Mr. TALBOT of East Machias, and on his motion  
ordered printed.

ORAMANDAL SMITH, *Clerk.*