

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**  
OF THE  
**Sixty-Eighth Legislature**  
OF THE  
**STATE OF MAINE.**  
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**1897.**

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**SENATE.**

Tuesday, Feb. 23, 1897.

The Senate met according to adjournment and was called to order by the President.

Prayer by Rev. Mr. Struthers of Gardiner.

Journal of Friday read and approved.

Papers from the House disposed of in concurrence.

House report of the committee on shore fisheries, granting leave to withdraw on petitions of Charles E. Patten and 38 others of Bath and of W. M. Spear and others of Gardiner, praying that no smelts be taken in the Kennebec river and its tributaries, except with hook and line, came from the House read and accepted and pending acceptance in concurrence was laid on the table on motion by Mr. Clason of Kennebec.

An act to create a lien on spool timber and bars came from the House on its first reading and on motion by Mr. Engel of Penobscot was laid on the table.

**HOUSE BILLS READ AND ASSIGNED.**

An act to create a lien on leather.

An act to extend the rights and powers of the corporation organized December 16, 1892, under the Revised Statutes of Maine, chapter 55, as Bangor General Hospital, and now named the Eastern Maine General Hospital.

An act relating to the staff of the commander-in-chief.

Resolve relating to the publication of a map of the State of Maine.

An act to regulate the taking of eels and white-fish.

An act to amend sections 1 and 2 of chapter 356 of the Private and Special Laws of 1885 relating to the salary of the treasurer of the county of Waldo.

A communication was received from the secretary of State, transmitting the report of the bureau of industrial and labor statistics. Referred to the committee on labor.

The following bills, petitions, etc., were presented and referred:

**LEGAL AFFAIRS.**

By Mr. Clason of Kennebec—Bill an act additional, relating to Hubbard Free Library of Hallowell.

**FINANCIAL AFFAIRS.**

By Mr. Reynolds of Cumberland—Resolve in favor of the executors of the will of Cyrus Cole.

**EDUCATION.**

By Mr. Roberts of Oxford—Petition of Fred F. Foster and 14 others for equalization of school tax.

**RAILROADS.**

By Mr. Clason of Kennebec—An act to extend the charter of the Bath, Small Point and Popham Beach Railroad Company.

**INTERIOR WATERS.**

By Mr. Poor of Oxford—Petition of Waldo Pettingill and others to prevent the throwing of waste into Ellis river.

**TOWNS.**

By Mr. Clason of Kennebec—Remonstrance of H. E. Charles and 69 others of Rome against setting off a part of said town and annexing the same to Belgrade.

**TEMPERANCE.**

By Mr. Reynolds of Kennebec—Petition of Mrs. Asa Pratt and others in favor of a law prohibiting the manufacture and sale of cigarettes.

By Mr. Roberts of Oxford—Petition of Rev. B. S. Rideout and 143 others for the same.

By Mr. Billings of Waldo—Petition of Miss A. A. Hicks and 25 others of Belfast and Northport, for the same.

By Mr. Grindle of Hancock—Petition of Rev. E. C. Hayes and 110 others of Bluehill, for the same.

**TAXATION.**

By Mr. Engel of Penobscot—Bill an act relating to state and county taxes on organized plantations.

**LIBRARY.**

By Mr. Roberts of Oxford—Bill an act authorizing the establishment of free libraries in villages and of branch libraries in towns and cities.

**ORDERS.**

On motion by Mr. Walls of Knox, it was ordered, the House concurring, that the committee on agriculture be directed to inquire into the advisability of establishing by law a standard weight for a bushel of parsnips and report by bill or otherwise.

On motion by Mr. Chamberlain of Lincoln, it was ordered, that the use of the Senate chamber be granted the committee on towns on Wednesday afternoon, February 24, 1897, for the purposes of a hearing.

**READ AND ASSIGNED.**

An act to establish a board of fire commissioners for the city of Auburn.

An act to amend section 44 of chapter 27 of the Revised Statutes, as amended by chapter 253 of the Public Laws of 1893, relating to intoxicating liquors.

Resolve in favor of Simon B. Gates.

An act to enable the town of Dexter to establish a system of water works and sewerage.

Resolve in favor of the Maine Insane Hospital.

Resolve making appropriation for the Penobscot Tribe of Indians.

The president called Mr. McCullough of Washington, to the chair who presided during the remainder of the session.

**COMMITTEE REPORTS.**

Mr. Reynolds for the committee on legal affairs reported in new draft bill an act

relating to the Old Town municipal court and that the same ought to pass. Report accepted and tabled for printing under rule.

Mr. Roberts of Oxford, for the committee on agriculture reported ought not to pass on bill an act to amend section 66 of chapter 18 of the Revised Statutes relating to highways. Report accepted.

#### PASSED TO BE ENGROSSED.

Resolve in aid of repairing the bridge across the Narraguagus river in the town of Milbridge.

An act to extend the charter of the Waterville and Wiscasset Railroad Company.

An act authorizing towns and cities to establish sinking funds.

An act relating to the extension of time of charter of the Bluehill Trust and Banking Company.

#### PASSED TO BE ENACTED.

An act to prevent the unreasonable obstruction of public travel over the Penobscot river.

An act authorizing the city of Eastport to issue bonds.

An act to amend an act to amend the charter of the Waldoboro Water and Electric Light and Power Company.

An act in addition to acts to incorporate the Pepperell Manufacturing Company.

An act to incorporate Shin Pond Stream Dam and Improvement Company.

#### FINALLY PASSED.

Resolve in favor of the St. Elizabeth Roman Catholic Orphan Asylum in Portland.

Resolve in favor of the Maine State Library for the years 1897 and 1898.

Resolve in favor of Cyrus Knapp and John A. Rowell, executors of the last will and testament of Abbie B. Downing.

Resolve in favor of the Maine General Hospital.

#### TABLED.

An act relating to the Coburn Steamboat Company came up for its first reading and on motion by Mr. Savage of Androscoggin, was laid on the table.

Resolve in favor of George M. Coombs came up for its second reading and on motion by Mr. Billings of Waldo, was laid on the table.

An act to authorize the Auburn and Turner Railroad Company to make a loan came up on its passage to be enacted, and on motion by Mr. Savage of Androscoggin was laid on the table.

#### ORDERS OF THE DAY.

On motion by Mr. Clason of Kennebec, ordered, that a message be sent to the governor, requesting the return to the Senate of Senate document 57, an act to amend section 9 of chapter 315 of the Public Laws of 1893, relating to the salary of the assistant librarian of the Maine State Library.

On the return of the bill to the Senate, the vote was reconsidered whereby the

same was passed to be enacted. On motion by Mr. Clason it was laid on the table.

On motion by Mr. Reynolds of Cumberland, the vote was reconsidered whereby the Senate referred to the committee on legal affairs in concurrence, bill an act to authorize the county commissioners of Cumberland county to negotiate a loan for the payment of land damages in said county, and the bill was laid on the table to be printed.

On motion by Mr. Drummond of Cumberland, bill an act granting a new charter to the city of Portland, was taken from the table and recommitted to the committee on judiciary.

On motion by Mr. Clason, bill an act to amend section 4 of chapter 256 of the Public Laws of 1893 relating to the sale and analysis of commercial fertilizers, was taken from the table and passed to be enacted.

On motion by Mr. Savage of Androscoggin, an act authorizing the lowering of the waters of Noyes pond, was taken from the table.

Mr. Savage offered the following: Senate amendment A. Add at the end of section 1 the following: Said corporation shall be liable to pay all damages sustained by any person by so lowering the said waters, and if any person sustaining damages as aforesaid and said corporations cannot mutually agree upon the sum to be paid therefor, such person may cause his damages to be ascertained in the same manner and under the same conditions, restrictions and limitations as are by law prescribed in the case of damages occasioned by the laying out of highways.

Amendment adopted. On motion by Mr. Grindle of Hancock, the bill and amendment were laid on the table.

On motion by Mr. Savage, an act to incorporate the South Branch Improvement Company was taken from the table.

Mr. Savage offered Senate amendment A. Amend section 5 by inserting after the word "tolls" in line nine the words "said lien to be enforced in the manner provided for the enforcement of liens on logs and lumber by sections 38 and 39 of chapter 91 of the Revised Statutes and all amendments and additions thereto." Amend the same section by striking out all after the word "mark" in line 10, Amendment adopted.

House amendment A. was then adopted the bill read the second time and passed to be engrossed.

On motion by Mr. Savage, the Senate adjourned.