

MAINE STATE LEGISLATURE

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

1897.

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SENATE.

Friday, Feb. 26, 1897.

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

Prayer by Rev. Mr. Wyman of Augusta. Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

Bill an act to regulate the sale and antler 308 of the Private and Special Laws of 1889, as amended by section 1 of chapter 232 of the Private and Special Laws of 1891, came up on its first reading. House amendment A was adopted in concurrence. On motion by Mr. Savage of Androscoggin the bill with amendment was tabled pending second reading.

Bill an act to regulate the sale and analysis of commercial concentrated feeding stuff, in Senate passed to be engrossed, came back from the House referred to the committee on agriculture. The vote was reconsidered whereby this bill was passed to be engrossed and the Senate concurred with the House in reference to the committee on agriculture.

Bill an act to amend section 55 of chapter 38 of the Revised Statutes as amended by chapter 174 of the Laws of 1889 in relation to sale of pressed hay, in Senate passed to be engrossed, came back from the House indefinitely postponed. On motion by Mr. Clason of Kennebec, the bill was laid on the table.

The following House resolve was read and assigned:

Resolve in favor of Lucinda Barrows of Oakfield.

PUBLIC ACTS APPROVED BY THE GOVERNOR.

An act relating to the salary of the county commissioners of Cumberland county.

An act to establish a bounty on wild cats.

An act to amend section 1 of chapter 75 of the Revised Statutes as amended by chapter 157 of the Public Laws of 1895 relating to title by descent.

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

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

JUDICIARY.

By Mr. Savage of Androscoggin—Bill an act to amend section 69 of chapter 82 of the Revised Statutes relating to auditors.

Bill an act to amend section 13 of chapter 48 of the Revised Statutes as amended by chapter 89 of the Private Laws of 1895 relating to corporations.

AGRICULTURE.

By Mr. Merrill of Somerset—Bill an act to provide for the procuring of statistics relating to the poultry industry in Maine.

INLAND FISHERIES AND GAME.

By Mr. Reynolds of Kennebec—Petition of R. W. Black and 130 others of Augusta

to prevent the trapping of foxes.

Petitions of E. N. Bragg and 100 others; of L. W. Edwards and 25 others of Bridgton; of J. N. Martin and 40 others of Portland; of J. M. Littlefield and 40 others of Foxcroft; of John N. Webber and 14 others of Waterville; of C. M. Hallett and 35 others of Sidney; of James C. Bishop and 32 others of Guilford; of C. L. Tanner and 38 others, for the same.

EDUCATION.

By Mr. Billings of Waldo—Resolve in favor of Freedom academy.

CLAIMS.

By Mr. Clason of Kennebec—Resolve in favor of William H. Holmes of Augusta.

Mr. Roberts of Oxford presented the following bill and on his motion, it was tabled for printing pending reference.

Bill an act relating to the duties of the board of agriculture.

ORDERS.

The following order was received from the House and was given passage in concurrence:

Ordered, the Senate concurring, that when we adjourn, we adjourn to Tuesday, at 10 o'clock A. M., March 2.

Mr. Walls of Knox, presented the following order:

Ordered, That the messenger be directed to discontinue the open wood fires in the fire places of the Senate chamber.

Mr. Stearns of Aroostook, moved to lay the order on the table and it was so voted.

Mr. Ferguson of Sagadahoc, doubted the vote.

Mr. Walls: I would explain, Mr. President, why I introduced that order. The temperature of this Senate chamber has been from 70 to 80, and it has been rather an uncomfortable place in which to remain. I would rather defer these warm surroundings until the time when I cannot help myself, and sitting near the fire place, with the additional heat from the heating apparatus, it is a very uncomfortable thing for me. If they will keep the temperature down to anywhere near a decent temperature, I have no objection to the fire places being used and a wood fire burning, but I do not care to have it made quite so hot for me while here on earth.

Mr. Stearns: The greatest consolation that I have in this Senate chamber is the actual existence of these open wood fires, and I, for one, would be very unwilling to see them discontinued. I apprehend that there would be no difficulty, on the request of the senator from Knox, or from any other senator, to the person in charge of the heating apparatus, to have the temperature reduced that comes from the steam pipes, so that the room will not be overheated, and I have made this motion, not facetiously, to lay the order on the table, in the hope that some arrangement may be made to satisfy the senator from Knox, so that we will not be deprived of what is to me the almost inestimable comfort of an open fire.

The question being on the motion to

table the order, 18 voted in the affirmative and 7 in the negative, and the order was laid on the table.

The President called Mr. Engel of Penobscot to the chair, who presided during the remainder of the session.

READ AND ASSIGNED.

An act relating to chapter 136 of the Private and Special Laws of 1895, entitled an act to incorporate the Sabattus Water Company.

An act to extend the rights, powers and privileges of public works.

An act in relation to disposition of unclaimed baggage by common carriers.

An act relating to the Portland Safe Deposit Company.

REPORTS OF COMMITTEES.

The committee on judiciary, to which was referred the resolve in aid of Wiscasset bridge, upon a question of law by the report of the committee on ways and bridges, reported that aid may be legally granted for repairs on Wiscasset bridge in view of the especially peculiar provision contained in the charter of the company owning said bridge, and that said resolve be referred to the committee on ways and bridges. Mr. Stearns for the committee. Report accepted.

Mr. Drummond for the committee on judiciary reported ought to pass, bill an act to provide for the retirement of police officers of the city of Portland on half pay. Report accepted and tabled for printing under rule.

Mr. Clason for the committee on legal affairs reported ought to pass, bill in new draft, an act to amend section 2 of chapter 58 of the Revised Statutes as amended by chapter 94 of the Public Laws of 1891, relating to elections of members of the board of agriculture. Report accepted and tabled for printing under rule.

Mr. Walls for the committee on education, which was instructed by an order of the Legislature to inquire into the expediency of an act relating to common schools, reported that the same be referred to the next Legislature. Report accepted.

Mr. Drummond for the committee on banks and banking reported ought to pass, bill an act relating to taxation of savings banks. Report accepted and tabled for printing under rule.

Mr. Walls for the committee on banks and banking reported ought to pass, bill in new draft, an act to incorporate the Mechanic Falls Trust and Banking Company. Report accepted and tabled for printing under rule.

Mr. Heald for the committee on inland fisheries and game, reported ought to pass, bill an act for the protection of beavers. Report accepted and tabled for printing under rule.

PASSED TO BE ENGROSSED.

An act relating to the organization of the Washington County Railroad Company.

An act in relation to the Rumford Falls and Buckfield Railroad Company.

An act to confirm the organization of

the New York Machine Company and to enable it to aid in the construction of railroad tracks.

An act relating to appeals in case of damages for land taken for ways.

An act to amend chapter 30 of the Public Laws of 1895 relating to liens on buildings.

Resolve for the purchase of the Maine State Year Book and Legislative Manual for the years 1897 and 1898.

An act to create a lien on spool timber and bars.

An act to repeal chapter 224 of the Private and Special Laws of 1891, prohibiting the taking of fish in Little Ossipee Pond or its tributaries.

An act to incorporate the Orono Water Company.

An act to amend chapter 550 of the Private Laws of 1889 entitled, an act to incorporate the Mousam River Railroad Company.

An act to incorporate the Dexter Safe Deposit and Trust Company.

An act to amend the charter of the Brunswick Electric Railway Company.

An act to incorporate the Warren Water Company.

An act to amend sections 4 and 6 of chapter 363 of the Special Laws of 1850 relating to the election of city assessors in the city of Belfast.

An act to extend the rights, powers and privileges of the Winn Water and Power Company.

An act to amend section 16 of chapter 259 of the Public Laws of 1893 relating to itinerant vendors.

An act to incorporate the Monson Water Company.

TABLED.

The following bills were tabled pending second reading:

By Mr. Savage of Androscoggin—An act establishing the Maine School for the Deaf.

By Mr. Grindle of Hancock—An act to incorporate the town of Swan's Island.

By Mr. Stearns of Aroostook—An act to amend section 27 of chapter 81 of the Revised Statutes relating to recording of attachments on personal property.

By Mr. Savage—An act to repeal chapter 580 of the Private and Special Laws of 1868 and chapter 65 of the Private and Special Laws of 1878.

FINALLY PASSED.

Resolve to secure the proper enforcement of inland fish and game laws and to aid in the propagation of inland fish and game.

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

ORDERS OF THE DAY.

On motion by Mr. Savage an act to ratify and confirm the organization of the New Portland and Eustis Telephone and Telegraph Company and to make legal and valid certain doings of said company, was taken from the table and read once.

Mr. Savage offered amendment A. Amend section 1 by striking out the words "and acts" in line 1.

Amendment accepted and bill as amended assigned Tuesday, for second reading.

On motion by Mr. Savage, an act relating to the Coburn Steamboat Company was taken from the table.

Mr. Savage offered amendment A. Amend section 1 by adding at the end thereof the words, "engaged in similar business on Moosehead lake."

Amendment accepted, bill read the second time as amended and passed to be engrossed.

On motion by Mr. Hinkley of Franklin, resolve in favor of an appropriation to repair bridge across Macwahoc stream in Macwahoc plantation, in the county of Aroostook, was taken from the table, read the second time and passed to be engrossed.

On motion by Mr. Sharp of Aroostook, the Senate adjourned.

HOUSE.

Friday, Feb. 26, 1897.

Prayer by Rev. Mr. Newbert of Augusta.

Papers from the Senate disposed of in concurrence.

An act to amend an act to incorporate the Meduxnekeag hospital.

This bill was passed to be engrossed by the House, in Senate amended by Senate amendment "A." The House reconsidered the vote whereby the bill was passed to be engrossed, Senate amendment "A" was adopted and the bill was passed to be engrossed as amended in concurrence.

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.

This bill was passed to be engrossed in the House. In State it was passed to be engrossed as amended by Senate amendment "A." The House reconsidered the vote whereby this bill was passed to be engrossed, Senate amendment "A" was adopted, and the bill was then passed to be engrossed as amended in concurrence.

An act relating to the Old Town municipal court.

Senate amendment "A" to this bill was adopted in concurrence, the bill was read a second time as amended and assigned.

Petitions, bills, etc., presented and referred:

JUDICIARY.

By Mr. Knowlton of Portland—Bill an act to amend section 23, of chapter 79, of the Revised Statutes, relating to the admission of attorneys to the practice of law.

LEGAL AFFAIRS.

By Mr. Boynton of Sullivan—Bill an act to require the use of wide tires upon team wagons.

SHORE FISHERIES.

By Mr. Stevens of Cutler—Petition of Nelson Woodard and 35 others of Jonesport, Me., fishermen, asking for amend-

ment to the laws relating to the lobster fisheries as applied to Washington county; of C. H. Hinckley and others relating to the same.

AGRICULTURE.

By Mr. Fernald of Levant—Resolve relative to fixing the date of the Maine State fair and the Eastern Maine State fair.

The following petitions were placed on file, the report of the committee on temperance being now in the possession of the House:

By Mr. Holbrook of Brunswick—Petition of George Lambert and others of Freeport, asking for the cigarette law.

By Mr. Garvin of Acton—Petition of Rev. Hosea Hewitt and 17 others, men, and of Nellie S. Emerson and 20 others, women, of South Berwick, for same; also endorsed by the local societies of Christian Endeavor, embracing 150 members, at the meeting held, Feb. 22, 1897, asking that the bill prohibiting the manufacture and sale of cigarettes be given a passage.

REPORT OF COMMITTEES.

Mr. Walton for the committee on legal affairs, reported ought to pass on bill an act to incorporate the Ogunquit Water Co. Printed under rule.

Mr. Smith for the committee on judiciary, reported in a new draft and ought to pass, bill an act to incorporate the Hallowell water commissioners. Printed under rule.

Mr. Smith for the same committee, which was instructed by an order of the Legislature to inquire into the expediency of so amending that portion of section 38 of chapter 6, of the Revised Statutes, relating to poll taxes as to establish a uniform rate of poll taxes throughout the State, reported legislation thereon inexpedient.

Mr. Boynton for the committee on legal affairs, reported in a new draft and ought to pass, bill an act to incorporate the Kingfield Water Co. Printed under rule.

Mr. Floyd for the same committee, to which was referred petition praying for the enactment of a law prohibiting the use of fire arms to boys under 18 years of age, reported that the petitioners have leave to withdraw.

Mr. Plummer for the committee on interior waters, reported in a new draft and ought to pass, bill an act to incorporate the Nahmakanta Steamboat Co. Printed under rule.

Mr. Rodick for the committee on shore fisheries, on petition asking for repeal of chapter 172, of the Public Laws of 1895, entitled an act to regulate the packing of fish in hermetically sealed cans, reported that the petitioners have leave to withdraw.

Mr. Smith for the committee on claims, on petition praying that Rev. Josiah I. Brown be paid for recruiting men for the 15th Maine Regiment, and also for services rendered as chaplain prior to his muster as such, reported that the petitioner have leave to withdraw.

Mr. Day for the committee on claims, on petition of J. B. Ripley and others,