

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.

Thursday, March 4, 1897.

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

Prayer by Rev. Fr. Doherty of Augusta. Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

House bill, an act to extend, and additional to, the charter of the Oakland Water Company, came up on its first reading and on motion by Mr. Savage of Androscoggin was laid on the table.

House report of committee on Agriculture, reporting ought to pass, bill an act to amend section 2 of chapter 287 of the Public Laws of 1893, entitled, an act for the better protection of sheep, was read on motion by Mr. Chamberlain of Lincoln, tabled pending acceptance of report, in concurrence.

House report of committee on Education, reporting ought to pass, bill an act to legalize the doings of school district No. 5 in the town of Falmouth, and of the trustees of the Crispus Graves Fund, was read on motion by Mr. Reynolds of Cumberland, tabled pending acceptance of report in concurrence.

House report of committee on interior waters, reporting ought to pass, bill, an act to incorporate the Lawry Dam Company, was read, and on motion by Mr. Chamberlain of Lincoln, tabled pending acceptance of report in concurrence.

House bill, an act to incorporate the Penobscot East Branch Log Driving Company. This bill came up on its first reading. Mr. Engel of Penobscot offered Senate amendment A. Amend section 2 in the thirteenth line, after the words, "Grand Lake Dam" add the following: "Any owners of logs landed below Grand Lake Dam may drive their own logs landed below said dam." The amendment was adopted, and on motion by Mr. Engel the rules were suspended, the bill read the second time and passed to be engrossed as amended.

House report of committee on reform school, reporting ought to pass, resolve in favor of the State reform school, was read, and on motion by Mr. Ferguson of Sagadahoc, tabled pending acceptance of report in concurrence.

A communication was received from the secretary of State, transmitting the report of the bank examiner, and was referred to the committee on banks and banking.

HOUSE BILLS READ AND ASSIGNED.

An act granting Ernest E. Abbott the right to establish and maintain a ferry between Sullivan and Hancock.

An act to incorporate the Deer Isle Water Company.

An act to incorporate the Kingfield Water Company.

House amendment A adopted in concurrence and bill read and assigned as amended.

An act to amend section 45 of chapter 140 of the Revised Statutes relating to the State Prison.

An act to incorporate the Hallowell water commissioners.

Resolve in favor of the Maine Eye and Ear Infirmary.

Resolve in favor of Calais Academy.

An act amendatory and additional to chapter 47 of the Revised Statutes, relating to the duties of the bank examiner.

An act to extend the charter of the Maine Water and Electric Power Company.

An act to authorize the erection of piers and booms in the Mattawamkeag river, at the Oxbow.

An act to authorize the Madison Village Corporation to purchase the property and franchises of the Madison Water Company. House amendment A amends title to read as follows: An act to authorize the Madison Water Company to sell and convey its property and franchises to the Madison Village Corporation. Amendment adopted in concurrence and bill read and assigned as amended.

Resolve making appropriation for the Passamaquoddy tribe of Indians.

Resolve in favor of Josiah T. McLellan of Gorham.

PUBLIC ACTS APPROVED BY THE GOVERNOR.

An act authorizing towns and cities to establish sinking funds.

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

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

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

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.

The President called Mr. Parsons of Piscataquis, to the chair, who presided during the remainder of the session.

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

LEGAL AFFAIRS.

By Mr. Wyman of Washington—Bill an act to amend section 1 of chapter 297 of the Private and Special Laws of 1893.

EDUCATION.

By Mr. Grindle of Hancock—Bill an act defining the course of study in free high schools.

By Mr. Roberts of Oxford—Petition of L. C. Bridgman and 53 others of Minot, in favor of school tax bill.

SHORE FISHERIES.

By Mr. Wyman of Washington—Petition of Adelbert B. Norton and others of Jonesport and vicinity, asking for a change in the lobster law, allowing the catching of lobsters in Washington county from April 15th to July 1st of 9 inches in length or over.

Petitions of Nathaniel C. Beal and 69 others of Jonesport; of C. W. Falkingham and 63 others of Jonesport, for the same.

AGRICULTURE.

By Mr. Poor of Oxford—Petition of L. P. Newton of Andover and 28 others, for the enactment of a law to regulate the sale and analysis of concentrated commercial feeding stuff.

Petition of W. S. Davis of Woodstock and 50 others, for the same.

By Mr. Reynolds of Kennebec—Petition of B. P. Smart of Belgrade and 26 others, for the same.

By Mr. Billings of Waldo—Petition of A. P. Ritchie of Monroe and 10 others, for the same.

By Mr. Grindle of Hancock—Petition of A. T. Stevens of Bluehill and 18 others, for the same.

By Mr. Ferguson of Sagadahoc—Petition of Alvah Mallett of Topsham and 36 others for the enactment of a law requiring the inspection of grass seed.

By Mr. McCullough of Washington—Petition of E. E. Edgerly of Princeton and 29 others, for the same.

By Mr. Poor of Oxford—Petition of W. S. Davis of Woodstock and 51 others, for the same.

By Mr. Hinkley of Franklin—Petition of Fred C. Hale of New Sharon and 57 others, for the same.

By Mr. Roberts of Oxford—Petition of S. L. Plummer of Sweden and 22 others for the same.

MILITARY AFFAIRS.

By Mr. Walls of Knox—Bill an act relating to the Bath Military and Naval Orphan Asylum.

READ AND ASSIGNED.

An act to amend section 69, of chapter 82, of the Revised Statutes relating to auditors.

An act to prohibit the killing of deer on Long Island.

Resolve in favor of making necessary repairs in the Senate chamber of the Capitol.

An act to amend section 18, of chapter 48, of the Revised Statutes as amended by chapter 8 of the Public Laws of 1895 relating to corporations.

REPORTS OF COMMITTEES.

Mr. Stearns for the committee on judiciary, reported ought to pass, bill an act to authorize and confirm the issue of preferred stock by the Poland Paper Co. Report accepted and tabled for printing under rule.

Mr. Stearns for the same committee, reported ought to pass, bill an act additional to chapter 105, of the Revised Statutes, relating to limitations of real actions and rights of entry. Report accepted and tabled for printing under rule.

Mr. Stearns for the same committee, reported ought to pass, bill an act to change the term day of the September term of commissioners' court in Lincoln county. Report accepted and tabled for printing under rule.

Mr. Stearns for the same committee, to which was referred petition of Geo. P. Wescott and many others for an amendment to the proposed new city charter of Portland, permitting the election of women on the school board, reported ought to pass, bill an act in relation to the school committee of the city of Portland. Report accepted and tabled for printing under rule.

Mr. Stearns for the same committee, reported ought to pass, bill, in new draft, an act granting a new city charter to the city of Portland. This bill being already printed (Senate document, No. 94,) upon motion by Mr. Stearns, the bill was read once and tomorrow assigned.

Mr. Reynolds for the committee on legal affairs, reported ought to pass, bill an act to incorporate the York Sewer Co. Report accepted and tabled for printing under rule.

Mr. Walls for the committee on education, reported ought to pass, resolve in favor of Freedom Academy. Report accepted and tabled for printing under rule.

Mr. McCullough for the committee on railroads, telegraphs and expresses, reported ought to pass, bill an act to amend an act relating to the charter of the Penaquid, Damariscotta & Newcastle Railroad Co. Report accepted and tabled for printing under rule.

Mr. Weeks for the committee on Indian affairs, to which was referred petition of members of the Penobscot tribe of Indians for an amendment to chapter 126, of the Public Laws of 1895, relating to the adoption of members into said tribe, reported petitioners have leave to withdraw. Report accepted.

Mr. Weeks for the same committee, to which was referred petition of Catharine Glassian and Sudie Johnson, members of the Penobscot tribe of Indians, to grant the full ownership of certain real estate in the reservation of said tribe, reported that the petitioners have leave to withdraw. Report accepted.

Mr. Clason for the committee on library, reported ought to pass, resolve relating to the documentary history of the State of Maine. Report accepted and tabled for printing under rule.

Mr. Morrill for the committee on taxation, reported ought not to pass, bill an act to amend section 6, of chapter 6, of the Revised Statutes, relating to the exemption of property of widows from taxation. Report accepted.

Mr. Simpson for the committee on State lands and State roads, to which was referred resolve in favor of Oliver Moulton of Randolph, Me., reported legislation inexpedient. Report accepted.

PASSED TO BE ENGROSSED.

An act additional to chapter 314, of the Public Laws of 1893, relating to selling land for taxes.

An act authorizing the Rumford Falls Lumber Co. to hold stock and bonds of the Rumford Falls Brick Co.

An act relating to the Hallowell Water Co.

Resolve authorizing the county of York to procure a loan.

An act to extend the charter of the Eastport Bridge Co.

An act to change the name of the Alonzo Wing Library Association.

An act authorizing cities and towns to accept conveyances upon trusts in public burial places and providing for the record of deeds of burial lots.

An act to incorporate the Misery Stream Dam Co.

FINALLY PASSED.

Resolve in favor of the Gorham State Normal School.

ORDERS OF THE DAY.

On motion by Mr. Morrill of Cumberland, a message was sent to the Governor requesting the return to the Senate of Senate document No. 61, resolve in favor of State pension agent expending money for examination of claims under direction of the Governor and Council.

The resolve being returned to the Senate, upon Mr. Morrill's motion the votes were reconsidered whereby the same was finally passed and was passed to be engrossed.

Mr. Morrill offered the following amendment: Amend title by striking out the word "agent" and inserting the word "clerk"; also in the first line of the resolve, amend by striking out the word "agent" and inserting "clerk"; also in the second line of the resolve, strike out the word "four" and insert the word "three."

Amendment adopted and bill passed to be engrossed as amended.

On motion by Mr. Reynolds of Cumberland, bill an act to authorize the county commissioners of Cumberland county to negotiate a loan for the payment of land damages incurred by the widening of the highway known as Forest avenue, in the city of Deering, in said county, was taken from the table and referred to the committee on legal affairs.

On motion by Mr. Grindle of Hancock, bill an act to authorize the Infusorial Earth Co. to lower the waters of Noyes pond, in the town of Bluehill, during certain months of the year, was taken from the table.

Mr. Grindle offered amendment B. Amend by striking out in lines 5, 6 and 7, the words, "for the term of 15 years from the date of the approval of this act"; also by striking out in lines 9 and 10, the words, "during said term."

The amendment was adopted and the bill passed to be engrossed as amended.

On motion by Mr. Poor of Oxford, bill an act to provide for the examination of candidates for positions as teachers in the public schools of the State, was taken from the table and tomorrow assigned for further consideration.

On motion by Mr. Savage of Androscoggin, bill an act to amend section 2, of chapter 53, of the Revised Statutes, as amended by chapter 94, of the Public Laws of 1891, relating to election of members of the board of agriculture, was taken from the table, read the second time and passed to be engrossed.

On motion by Mr. Savage, bill an act authorizing cities and towns to accept

conveyances of burial lots in trust and to provide for recording such conveyances, was taken from the table.

Mr. Savage: This morning, the Senate has passed to be engrossed in concurrence House document No. 143, and upon examination and comparison of that bill with the bill which the Chair now holds in his hand, I find them to be identical. By some oversight someone has introduced the same bill at two different times, and referred it to two different committees. I move to take this from the table, in order to make the further motion that it may be placed on file.

The bill was taken from the table and placed on the files.

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

HOUSE.

Thursday, March 4, 1897.

Prayer by Rev. Mr. Wyman of Augusta.

Papers from the Senate disposed of in concurrence.

An act to amend section 4 of chapter 303 of the Private and Special Laws of 1889, as amended by section 1, chapter 232, of the Private and Special Laws of 1891.

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

On motion of Mr. Hill of Portland, the bill was laid on the table pending its passage to be engrossed.

The following Senate bills were read and assigned:

An act to incorporate the Rangeley Water Co.

An act to provide for the retirement of police officers of the city of Portland upon half pay.

An act to incorporate the Mechanic Falls Trust and Banking Co.

An act for the protection of beaver.

Resolve in favor of Bluehill academy.

Resolve in favor of Parsonsfield Seminary of Parsonsfield, Me.

Resolve in favor of the Bangor Children's Home.

Petitions, bills, etc., presented and referred.

JUDICIARY.

By Mr. Hamilton of Bladeford—Bill an act to amend section 12 of chapter 67 of the Revised Statutes relating to the mortgaging of ward's estate by guardians.

By Mr. Sanborn of Sanford—Remonstrance of Howard Frost and two others, citizens of Sanford, against the establishment of the Sanford municipal court.

LEGAL AFFAIRS.

By Mr. Walton of Skowhegan—Bill an act to regulate the use of bicycles.

EDUCATION.

By Dudley of Mr. Brookton—Resolve in favor of the town of Topsfield on account of error in school returns.