

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**  
OF THE  
**Sixty-Ninth Legislature**  
OF THE  
**STATE OF MAINE.**  
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**1899.**

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**HOUSE.**

Friday, Feb. 10, 1899.

Prayer by Rev. Mr. Pictou of Gardiner.

Papers from the Senate disposed of in concurrence.

The following Senate resolves were read and assigned:

Resolve in favor of the State reform school.

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

The following bills, petitions, etc., were presented and referred, matters of a private nature being introduced under suspension of rule limiting the same to Feb. 1:

**JUDICIARY.**

By Mr. Walker of Starks—Remonstrance of J. B. Greaton and 15 others of Starks, against the veterinary bill.

**LEGAL AFFAIRS.**

By Mr. Adams of Mayfield—Petition of D. S. Moore of Moscow, and 26 others for the passage of an act to provide that State paupers in plantations shall be cared for by the county commissioners.

By Mr. Dunning of Winslow—Petition of George S. Paine and 20 others of Winslow, that the election of road commissioner may be optional with towns.

Remonstrance of Alden Dasset and 20 others of Winslow, against creating the office of State highway engineer.

By Mr. DeCoster of Buckfield—Remonstrance of C. E. Freeman and 14 others of Norway, against the creation of the office of State road commission.

Remonstrance of S. S. Smith and 8 others of Norway, against same.

By Mr. Spofford of New Sharon—Remonstrance of F. W. Patterson and others of Industry, against setting off a part of the town of Industry, and annexing the same to the town of Farmington.

By Mr. Garcelon of Lewiston—Bill an act to amend section 3, of chapter 103, of the Public Laws of 1895, relating to telegraph and telephone companies.

**FINANCIAL AFFAIRS.**

By Mr. Beal of Bangor—Bill an act to authorize and empower the city of Bangor to raise money by loan or otherwise for municipal purposes.

**RAILROADS, TELEGRAPHS AND EXPRESSES.**

By Mr. Gardiner of Patten—Petition of Elmer L. Miles and 50 others that railroads in this State be required to issue two cent mileage books good to bearer.

By Mr. Merrill of New Gloucester—Petition of Seth F. Sweetser and 68 others of New Gloucester, for same.

By Mr. Gardiner of Patten—Petition of Charles E. Hatheway and 30 others of Midway, for same.

By Mr. Craig of Island Falls—Petition of M. Johnson and 31 others, for same.

Petition of A. B. Libby and 25 others, for same.

Petition of N. C. Martin and 24 others of Oakfield, for same.

Petition of Alden Gerry and 70 others of Smyrna, for same.

By Mr. Jellison of Surry—Petition of M. E. Linneken and 41 others of Surry, for same.

By Mr. Belleau of Lewiston—Petition of E. S. Scruton and 32 others of Lewiston, for same.

By Mr. Porter of Burlington—Petition of O. H. Wakefield and 11 others of Lowell, for same.

By Mr. Pierce of Blaine—Petition of G. W. Young and 82 others of Blaine, for same.

By Mr. Adams of Mayfield—Petition of W. H. Clark and 41 others of Caratunk, for same.

Petition of S. W. Parsons and 19 others of Dead River, for same.

By Mr. Weed of Monticello—Petition of F. E. Mayo and 73 others of Monticello, for same.

By Mr. Pitz of Durham—Petition of Joseph H. Davis and 26 others of Durham, for same.

By Mr. Rowell of Solon—Petition of C. O. Small and 100 others of Madison, for same.

By Mr. Smith of Presque Isle—Petition of W. J. Weymouth and 77 others of Easton, for same.

Petition of George F. Whidden and 28 others of Presque Isle, for same.

Petition of Samuel Dagget and 78 others of Easton, for same.

By Mr. Eaton of East Livermore—Petition of G. W. Foss and 17 others of Leeds, for same.

By Mr. Dunning of Winslow—Petition of G. F. Tarbell and 40 others of Benton, for same.

By Mr. Spratt of Palermo—Petition of Silas E. Bowler and 36 others of Palermo, for same.

By Mr. Sargent of Sedgwick—Petition of George L. Sellers and 31 others of Penobscot, for same.

Petition of Irving Littlefield and 40 others of Penobscot, for same.

By Mr. Bryant of Knox—Petition of M. E. Mussley and 41 others of Burnham, for same.

By Mr. Mosher of Rome—Petition of J. B. Hodgdon and 93 others of Oakland, for same.

By Mr. Sanborn of Newport—Petition of George N. Barrows and 58 others of Newport, for same.

#### TOWNS.

By Mr. Stetson of Monmouth—Petition of F. E. Mitchell and 5 others that said Mitchell with his estate may be set off from the town Litchfield and annexed to the town of Wales.

By Mr. Noyes of Pownal—Remonstrance of H. H. Boody and 54 others against division of the town of Windham.

#### PLACED ON FILE.

By Mr. Perkins of Cornish—Petition of Harry V. Moore and 17 others for an increase in salary of the judges of the supreme judicial court.

By Mr. Dunning of Winslow—Remonstrance of Charles E. Warren and 9 others of Winslow, against increasing the salaries of the judges of the supreme judicial court.

By Mr. DeCoster of Buckfield—Remonstrance of W. V. Taintor and 67 others of South Carthage, against same.

Remonstrance of G. A. Roberts and 18 others of Norway, against same.

By Mr. Mosher of Rome—Remonstrance of G. B. Hodgdon and 27 others of Sedgwick Wyman Post, against any law exempting soldiers from the payment of a poll tax.

#### ORDERS.

On motion of Mr. Grindel of Isleboro,

Ordered, That the commissioner of sea and shore fisheries be required to furnish an itemized account of the use of State money expended by him.

#### REPORTS OF COMMITTEES.

Mr. Virgin from the committee on the judiciary, reported leave to withdraw on petition of William J. Wheeler and Joseph H. Stewart, that they and their successors and associates be incorporated under the name of South Paris Water Company.

Mr. Hopkins from the committee on legal affairs, reported ought not to pass on bill an act amendatory to chapter 170, Acts of 1895, entitled "an act to regulate the practice of medicine and surgery."

Mr. Chase from the same committee, reported same on bill an act relative to the election of selectmen, overseers of the poor and assessors.

Same gentleman from same committee, reported legislation inexpedient on order to inquire into the expediency of amending section 12, of chapter 79, of the Revised Statutes, relating to the election of selectmen, assessors and overseers of the poor.

Mr. Wood from the committee on shore fisheries, reported leave to withdraw on petition of George A. Storer and others that section 17, of chapter 61, of the Public Laws of 1891, relating to shad and alwives in the Androscoggin river and Merrymeeting bay.

Same gentleman from same committee, reported same on petition of J. P. McKellon and others of South Thomaston, that a law be enacted to prevent torching of fish in waters adjoining weirs, as present law already covers matter in question.

Mr. Peabody from the committee on Indian affairs, reported leave to withdraw on petition of the Governor of Passamaquoddy Tribe of Indians, that the line between their reservation and the town of Perry be located.

Mr. Dawson from the committee on pensions, reported leave to withdraw on petition of Matthias A. Cullan for increase of pension.

Mr. Ryerson from the committee on library, reported ought not to pass on bill an act to provide for establishment and maintenance of free public libraries in cities and towns and for the purchase of books for the use of plantations out of the money raised and collected from the licensing of dogs.

Mr. Virgin from the committee on the judiciary, on bill an act to amend chapter 570, of the Private and Special

Laws of 1874, as amended by chapter 85, of the Private and Special Laws of 1857, reported ought to pass in new draft bill an act granting William S. Hopkins the right to establish and maintain a ferry between North Haven and Vinalhaven.

Same gentleman from same committee on petition, reported bill an act to incorporate the Hebron Water Company.

Mr. Smith from same committee on petition of Joseph Francis, Governor of the Penobscot Tribe of Indians, reported bill an act to amend the charter of the Public Works Company.

Mr. Philbrook from same committee, reported ought to pass on bill an act additional to acts to incorporate the Lockwood Company.

Same gentleman from same committee, reported ought to pass in new draft under same title bill an act to incorporate the Ticonic Foot Bridge Company.

Mr. Smith from same committee, on order relating to disclosure on mesne process, reported bill an act to amend section 15, of chapter 113, of the Revised Statutes, as amended by chapter 318, of the Public Laws of 1885, relating to disclosures on mesne process.

Mr. Morey from committee on legal affairs, reported ought to pass in new draft under same title bill an act to limit the rate of interest on loans on personal property.

Same gentleman from same committee, reported ought to pass in new draft under same title bill an act to amend section 2, chapter 166, of the Private and Special Laws of 1887 entitled "An act creating the Fort Fairfield Village Corporation."

Mr. Sanborn from same committee, reported ought to pass in new draft under same title bill an act to legalize the doings of Rangeley Plantation in Franklin county.

Mr. Hopkins from same committee, reported ought to pass in new draft under same title bill an act to incorporate the Southwest Harbor Dam and Bridge Company.

Mr. Beal from the committee on financial affairs, reported ought to pass on resolve in favor of the Bangor Childrens' Home.

Mr. Hix from same committee on petition, reported resolve in favor of

Womens' Christian Temperance Union.

Mr. Burns from same committee, reported ought to pass on resolve in favor of the Maine General Hospital.

Mr. Brown from the committee on military affairs, on resolve in relation to bounties to be paid Maine soldiers in the Spanish war, reported ought to pass in new draft resolve in relation to extra pay of Maine volunteers in the war with Spain.

Mr. Peabody from the committee on Indian affairs, on petition of Penobscot Tribe of Indians, reported resolve making appropriations for the Penobscot Tribe of Indians.

Same gentleman from same committee reported ought to pass on bill an act relating to the Indian reservation in the town of Perry, Washington county.

Same gentleman from same committee, reported same on bill an act to amend chapter 126, of the Public Laws of 1895.

Same gentleman from same committee, reported same on resolve in favor of Sebat Shay, representative of the Penobscot Tribe of Indians.

Mr. Melcher from the committee on pensions, reported ought to pass on bill an act to amend chapter 33, of the Public Laws of 1887, relating to the burial expenses of honorably discharged soldiers and sailors of Maine.

Mr. Fitz from same committee, reported ought to pass resolve in favor of Harriet Upton.

Mr. Brown from the joint special committee on salaries, reported ought to pass on bill an act to establish the salary of the county attorney of Penobscot county.

Same gentleman from same committee, reported ought to pass in new draft under same title bill an act to fix the salary of the register of probate for the county of Androscoggin.

Mr. Bryant from same committee, reported ought to pass in new draft under same title bill an act to establish the salary of the county attorney of Piscataquis county.

Mr. Gardner from the Penobscot county delegation, reported ought to pass in new draft under same title bill an act to fix the salary of the judge of probate for the county of Penobscot.

The reports were accepted and bills and resolves ordered printed under joint rules.

**READ AND ASSIGNED.**

Bill an act to extend and amend the charters of the Penobscot Boom Association and of the Penobscot Lumbering Association.

Bill an act to authorize the Stevens' Lumber Company to erect and maintain a dam across the Aroostook river in the town of Fort Fairfield.

Bill an act for the extension of the Somerset Railway.

Bill an act authorizing the Lewiston Trust and Safe Deposit Company to establish a branch at Lisbon.

Bill an act relating to the organization and stock and bonds of the United States Envelope Company.

Bill an act to amend Section 6 of Chapter 157 of the Public Laws of 1895, relating to the rights of widows and widowers in the real estate of deceased husbands and wives.

Bill an act to permit the breeding and raising of quail for purposes of sale by Henry J. Simpson of Sullivan, Maine.

Bill an act to legalize and make valid the meeting and doings of the corporation known as the Trustees of the Charity Fund of Caribou Lodge so called, at Caribou, in the county of Aroostook in the State of Maine.

Bill an act to incorporate the North Berwick Trust Company.

Bill an act to annex Franklin Plantation in the county of Oxford, to the towns of Rumford and Peru.

Resolve in favor of the town of Beddington.

**PASSED TO BE ENGROSSED.**

Bill an act for the protection of fish in Bagaduce river, bay and tributaries.

Bill an act additional relating to the appointment and compensation of the recorder of the municipal court of the city of Biddeford.

Bill an act to amend Chapter 130 of the Private Laws of 1866, entitled "an act to incorporate the Sebec Dam Company."

**PASSED TO BE ENACTED.**

An act to amend Chapter 144 of the Revised Statutes relating to State pensions.

**FINALLY PASSED.**

Resolve in favor of Charles T. Powers.

**ORDERS OF THE DAY.**

Mr. Gardner of Patten: Mr. Speaker, I wish to introduce an order at this time. In explanation I might say that the object of this order is to ascertain from the railroad corporations of this State the amount of free transportation furnished during the year 1898, as bearing on the financial aspect of a certain bill now before this House.

Ordered, That the committee on railroads, telegraphs and expresses are hereby directed to ascertain and report whether any of the railroad corporations of this State issued any passes during the year 1898, and if so to report the number of the kinds of passes so issued to persons not in the employ of such corporations; and for that purpose said committee is hereby empowered to compel the attendance of the officers of such corporations and to require the production of all necessary books and papers.

Mr. Chase of Portland, moved that the order be laid on the table.

Mr. Macomber of Augusta: As a member of the railroad committee I would be very glad to try to get this information, but it strikes me that this information is impossible to obtain. How can we compel railroad companies of this State to furnish the information called for in the order? If it is impossible to do this it seems to me to be entirely unnecessary to pass such an order. I don't know of any way, and I don't know how the committee could go to work to get all these corporations to furnish such information. Congress has tried this same thing. They never succeeded, and I don't believe this Legislature can.

Mr. Gardner: The railroad corporations of this State are public corporations, and it is perfectly within the province of this Legislature to require them to supply to this Legislature this information.

Mr. Chase: I rise to a point of order. There is a motion before the House to lay this order on the table, and a motion to lay on the table is not debatable.

Mr. Speaker: The Chair sustains the point of order made by the gentleman from Portland (Mr. Chase).

The question being on the motion to lay on the table,

The motion was agreed to.

On motion of Mr. Burns of Westbrook,

The vote whereby the petition of Charles T. Ames and 30 others of Westbrook, in favor of an act to create a lien upon monumental work was referred to the committee on legal affairs was re-considered, and on motion of same gentleman the petition was referred to the committee on manufactures and sent to the Senate.

On motion by Mr. Smith of Presque Isle,

Communication from State treasurer transmitting detailed statement of the State tax assessed against and paid by the electric street railway companies for the years 1895-1896-1897 and 1898, House document No. 19, was taken from the table and ordered filed.

On motion by Mr. Walker of Starks,

Resolve in favor of Anson Academy was taken from the table, read once and Wednesday next assigned for second reading.

Papers from the Senate:

Ordered, The House concurring, that when the Senate and House adjourn, they adjourn to meet on Monday, February 13, at 4.30 o'clock P. M.

Was read and passed in concurrence.

On motion of Mr. Melcher of Portland,

Adjourned.