

MAINE STATE LEGISLATURE

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

1899.

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SENATE.

Wednesday, March 15, 1899.

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

Prayer by Rev. Mr. Quimby of Gardiner.

Journal of yesterday read and approved.

On motion by Mr. Shepard of Knox, it was

Ordered, the House concurring, that the 69th Legislature finally adjourn on Friday, March 17, at or before 12 o'clock midnight.

This order was sent to the House and subsequently returned, that branch non-concurring.

On motion by Mr. Shepard, the Senate insisted and called for a committee of conference.

The Chair appointed as such committee on the part of the Senate, Messrs. Shepard of Knox, White of Androscoggin and Pike of York.

Papers from the House disposed of in concurrence.

On motion by Mr. White of Androscoggin, it was

Ordered, the House concurring, that all committees which have not already finally reported shall make their final report forthwith.

Bill an act to repeal chapter 323 of the Public Laws of 1897, came from the House referred to the committee on judiciary.

On motion by Mr. Hurd of York, the bill was laid on the table.

Resolve relating to the record of births, marriages and deaths in the office of the secretary of State, came from the House considered without reference to the committee, read twice and passed to be engrossed under suspension of rules.

The rules were suspended, resolve read twice and passed to be engrossed.

Bill an act relating to the police court of the city of Gardiner.

This bill came from the House and was read once. Mr. Drummond of Cumberland offered Senate amendment A, which was adopted, and on motion by that gentleman, the rules were suspended, bill read the second time and passed to be engrossed.

Bill an act to amend section 11, chapter 78, of the Revised Statutes, relat-

ing to the duties of county commissioners.

This bill came from the House was read twice under suspension of rules and passed to be engrossed.

Bill an act to authorize a topographic survey of the State in co-operation with the United States geological survey.

This bill came from the House, was read twice under suspension of rules, and passed to be engrossed.

Bill an act pertaining to the taking of salmon in the Penobscot river, above the water works dam at Bangor.

This bill came from the House and was read once. Mr. Peirce of Waldo offered Senate amendment A, which was adopted, and on motion by that gentleman, the rules were suspended, bill read the second time and passed to be engrossed.

Bill an act to extend the provisions of the general statutes to street railway charters, relating to location of tracks.

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

Bill an act to prevent incompetent persons from conducting the business of apothecaries.

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

REPORTS OF COMMITTEES.

Mr. Reynolds from the committee on legal affairs, to which was referred bill an act amendatory of section 9 of chapter 15, as amended by chapter 47 of the Public Laws of 1891, as amended by chapter 197 of the Public Laws of 1893, relating to public cemeteries or burying grounds, reported ought to pass, bill an act to incorporate Mount Pleasant Cemetery Corporation of South Portland.

Mr. Drummond, for the committee on judiciary, reported ought to pass, bill an act to amend section 50, chapter 46,

of the Revised Statutes, relating to sales of real estate of corporations.

The reports were accepted and bills tabled for printing under rule.

The same gentleman for the same committee, to which was referred bill an act for the protection of political nominating conventions and primary political meetings or caucuses from disturbance and fraud, reported that the same be referred to the next Legislature.

The same gentleman from the same committee, reported ought not to pass, bill an act to provide for the care and protection of burial grounds.

The reports were accepted.

Mr. Plummer, for the committee on legal affairs, reported ought to pass, bill an act to incorporate the Wilton Village Corporation.

The report was accepted. On motion by Mr. Blanchard of Franklin, the bill was read twice under suspension of rules and passed to be engrossed.

EXPENSES OF STATE OFFICIALS AND EMPLOYEES.

Mr. Plummer, for the majority of the committee on legal affairs, reported ought to pass, bill an act relating to the expenses of State officials and employes.

The rules were suspended whereby bills of a public nature are required to be printed and the bill was read once.

Mr. Reynolds of Cumberland offered Senate amendment A, (the amendment being a substitute bill, requiring each State officer or employee who is entitled to reimbursement for personal expenses and railway or steamboat fares to file with the auditing officer of the State an itemized account of all such expenses, accompanied by a certificate that such expenses have actually been paid by him in full.)

Mr. REYNOLDS: I wish to make a statement in regard to the position of the committee. The action is taken in this way to avoid filing a minority report. Our committee has kept together so well that we dislike, I guess, filing minority reports, and I decided that inasmuch as I was in the minority, I would take this course.

The bill as originally presented, incorporated these features, that each employee and officer of the State should file an itemized statement of his ex-

penses, including railroad and steamboat fares and mileage, and should be reimbursed for these. I am at liberty to state as the action of the committee that the first thing we did was to eliminate the matter of mileage. That particularly applied to the Councillors, who come from some distance and receive small compensation. While the rule measurably holds to them, as I believe, at the same time it would seem to me, after further consideration, to be wise that that should be adjusted by a change of statute rather than by a bill of this character, so that it would reduce the matter right to the one problem of reimbursing the State officials for their actual expenses. The other problem is whether or not there should be filed in the office of the auditing officer or the State treasurer an affidavit to the effect that those expenses were actually incurred in the business of the State.

Upon inspection of the bills that have been approved in our auditing office, on presentation of them in the committee room, the committee were unanimously of the opinion that the bills were not in proper shape and that there should be an itemized statement. These bills were of considerable size and if you will look through the various appropriations as they have grown from time to time in the different departments, ranging somewhere from \$1000 to many thousands of dollars, you will find that they do not specify how much is incurred for hotel bills, how much for railway fares or anything of that kind. They are not all of the same character, but without reading any names, I will read this, for one:

To services and expenses	\$135
Expenses to Hartford	34

Making a total of	\$169
To expenses in January and February, attending hearings, hotel bills, railway fares, etc.	\$118

And so on. That is something on the plan, and this matter developed in the committee, so that the members, although they do not agree with me in the report, will agree, I think, that there ought to be a different accounting. Then they said there would probably be a State auditor later on, and the necessity of having this done would be obviated, so that the majority

report comes before you requiring that there shall be an itemized statement and that shall be accompanied by a certificate stating that the account was for expenses incurred for the State, and the only feature upon which we disagree at the present time is whether or not the railway fares shall be included and that simply gets to the question of whether or not persons holding passes given to them by railroads or street railways shall use those passes and shall file an account stating that it was for expenses incurred and shall receive reimbursement for those expenses. It is on that point that our committee on legal affairs divides, two being with me, making three for the minority and four for the majority report.

Now the acceptance of the majority report means this: That the use of passes carries with it the right to file a statement, that these passes shall be paid for and that the person who holds them shall have the benefit of the passes. The amendment means that that shall not be the case, that if a person who is a State official has a pass, the State shall have the benefit of that pass. It has been argued (and argued openly in the committee, so that I can refer to it) by some of our State officials that it is a purely personal thing, that these passes have been given to them to be used and that the railroads expect them to use them for their own good and they further say, and to that extent only will I criticise their position, they further say that providing they are not allowed to collect this money for themselves, that they should pay the money to the railroads. It seems to me that those who have been fortunate enough to have good positions under our State government, with all that that means in the present and in the future, should be loyal enough to the State to give the State the benefit of the pass. The whole question is narrowed right down to this question of passes and it is only a question of whether we endorse the idea of State officials holding such passes and being reimbursed when they make no actual expenses for the rides they take on railroads, steamboats and street railways.

Mr. PLUMMER of Penobscot: It seems incumbent upon me to very

briefly state the position of the majority of the committee on this question. My friend, the senator from Cumberland, has stated it so fairly that it would be unnecessary for me to state it at length or very much in detail, but I will simply refer to the considerations which presented themselves to the majority of the committee.

When this thing was considered by the committee, a measure had been reported from the judiciary committee, providing for taking the preliminary steps to secure a State auditor, whose duty it should be to audit all the different accounts which are now audited by the Governor and Council. The proposition of the senator from Cumberland, as it originally stood, and as he has retained it in this amendment of his, was that the bill should not go into operation until January, 1900, so that the time between the period when this bill should go into operation and the time when a State auditor would be provided for by the next Legislature would be only a little more than a year. When that auditor has been provided for, it will be necessary that legislation be passed prescribing his duties and powers. This whole thing then will have to be considered in a much broader way than it can be considered at this time, and the majority of the committee thought that it would not be wise and just to these State officials nor for the benefit of the State to pass the bill as it was originally presented, to cover that short period of a year only, but that it would be better for matters to go on, so far as those features were concerned, as they have been going, until such time as the State auditor's office should be in operation. So far as these railroad passes are concerned, all the testimony before the committee was to the effect that the persons holding these passes had held them before they came into office, that they were their personal property, that they were in a manner, compensation for some services which they had rendered personally to the corporations that gave the passes, that they were not given them on account of their official position and had no relation to their official position, but that they used them as their private property and if they were required to give the State the benefit of them, that they

should give the passes up and give the benefit to the railroads and in the future charge the State the actual fares paid out, so that any action in the line suggested by the gentleman from Cumberland would not benefit the State during that year or more a single dollar; consequently a majority of the committee decided that it would be wiser and better to let the thing go and not open up that question until after a State auditor has been provided for in this State.

So far as I am concerned personally, if I were a State official, I would either give up the pass and charge the State, as I would have a right to charge it, under the law, for the actual money paid out, or if I kept the pass, I would give the State the benefit of it, but I believe that is a matter which should be left to the conscience of the State official. I believe it will be better for the State and for everybody concerned to leave that matter so that the State officials can make their returns as they think right and best, and I think the State will fare better under that rule and policy than it will to force them into a position where they will give up their passes and charge the State every dollar which they pay out. That is the practical question which was submitted to the committee, and that is our reason for the action which we have taken.

I will say further that so far as I am concerned personally, I hope to live to see the day when the issuing of all passes will be prohibited to State officials and persons connected with the government, whether with the Legislature or any branch of the government; but that is not the question to be determined now. That question is too broad to be taken into this measure, consequently the committee have made the report which they have. Why have they made this report? Why did they not report in favor of the indefinite postponement of the whole matter? I think I am justified in saying that some of the committee preferred to pursue that course. The reason was that there seems to be no regular settled method of making out these statements or accounts and auditing these bills. My friend, the senator from Cumberland, has read some of them, which show the indefinite way

in which they are made out, and it seemed to the committee after the testimony came before them, that we ought to embody some of the features of this bill of the gentleman from Cumberland at the present time, so that during the next two years before the Legislature is held which will prescribe the duties and powers of the State auditor, this sort of business may be done in a regular, businesslike, uniform manner; consequently we reported in favor of requiring itemized statements of accounts on the part of these officials and the certificate from them that this money was expended on official business and not on private business. The bill reported by the majority of the committee only goes to that extent and it is for the Senate to determine which policy it is better to pursue at this time. We have had no serious differences or friction in the committee, but simply a difference of judgment in regard to this one feature of the matter, and so far as I am concerned, representing as I do, the majority of the committee, I shall have no possible feeling on the matter, whether you accept the majority report or substitute the amendment of the senator from Cumberland.

Mr. Vickery of Kennebec, spoke in favor of the majority report.

Mr. Weeks of Somerset, speaking in behalf of the majority report, said that the bills filed with the auditing committee of the Governor and Council were in a condensed form, and every State official had a full, complete and itemized statement of all the expenses which he had incurred upon State business, which were accessible, although they were not filed with the accounts.

The question being on the adoption of amendment A,

The amendment was rejected.

The bill was then read the second time and passed to be engrossed under suspension of rules.

Mr. Stearns, for the committee on judiciary, reported ought not to pass, bill an act to amend section 2, of chapter 305, of the Public Laws of 1893, relating to the commissioner of infectious diseases.

The report was accepted.

Mr. Hargraves, for the committee on financial affairs, reported ought to pass,

resolve authorizing a temporary loan for the year 1900.

The report was accepted and the resolve tabled for printing under rule.

Mr. Drummond, for the committee on claims, to which was referred resolve in favor of J. A. Fairbanks, reported that the same be referred to the committee on military affairs.

The report was accepted.

The following committees submitted their final reports that they had acted on all matters referred to them.

Towns, Leroy F. Pike, chairman.

Federal Relations, Daniel A. Hurd, chairman.

Insane Hospital, Rufus P. Grindle, chairman.

Claims, Josiah H. Drummond, Jr., chairman.

Library, Wallace H. White, chairman.

Commerce, Geo. G. Weeks, chairman.

Salaries, George G. Weeks, chairman.

The reports were accepted.

PASSED TO BE ENGROSSED.

Bill an act to amend an act to incorporate the city of Gardiner.

PASSED TO BE ENACTED.

An act to amend chapter 226 of the Private and Special Laws of 1899, as amended by chapter 502 of the Private and Special Laws of 1892, relating to the free bridge across Salt pond in Bluehill.

An act to repeal chapter 195 of the Public Laws of 1897, entitled "An act to establish a bounty on wild cats."

An act amendatory to chapter 145, section 2, of the Special Laws of 1869, relating to an act to incorporate the Sebols Dam Company.

An act to legalize the call issued for holding the meeting of the Methodist and Baptist Meeting House Corporation of Whitefield.

An act to amend chapter 72, Special Laws of 1887, in relation to the taking of fish in Nequasset lake.

An act establishing the salary of the county attorney for the county of Aroostook.

An act granting the Dennysville Lumber Company additional rights.

An act to amend section 11 of chapter 393 of the Private and Special Laws of 1897, entitled "An act to incorporate the Warren Water Company."

An act to amend section 196 of chapter 6 of the Revised Statutes, as amended by chapter 5 of section 70 of the Public Laws of 1895, relating to the sale of real estate for non-payment of taxes.

An act to amend the charter of the Augusta Safe Deposit and Trust Company.

An act amendatory and additional to chapter 143 of the Revised Statutes, relating to the insane hospital.

An act to renew and extend the charter of the Buckfield Water Company.

An act to amend section 3 of chapter 216, Public Laws of 1893, as amended by chapter 285, Public Laws of 1897, relating to discontinuing schools and conveying school children.

An act to incorporate the Lubec Water and Electric Light Company.

An act creating the Dixfield Village Corporation.

An act to prevent the killing of tern.

An act to amend chapter 285 of the Public Laws of 1897, relating to sea and shore fisheries.

An act to incorporate the Bluehill & Bucksport Electric Railroad Company.

An act to incorporate the Houlton Trust Company.

An act to extend the charter of the Maine Live Stock Insurance Company.

An act to amend chapter 491 of the Private Laws of the year 1893, relative to the sale of prize logs in Piscataquis boom.

An act to amend chapter 2 of section 80 of the Revised Statutes, relating to sheriffs and their deputies.

An act to amend chapter 282 of the Laws of 1889, relating to railroad crossings.

An act to amend section 14 of chapter 63 of the Revised Statutes, relating to registers of probate.

An act to incorporate the Sullivan Harbor Water Company.

An act to amend section 2 of chapter 115 of the Revised Statutes, as amended by chapter 264 of the Public Laws of 1893, relating to the salary of the county attorney of Cumberland county.

An act to authorize the Franklin and Somerset Land and Lumber Company to hold the stock and bonds of the South Branch Improvement Company.

An act giving mortgagees a lien for costs of foreclosure under section 5 of chapter 90 of the Revised Statutes.

An act to amend chapter 419 of the Private and Special Laws of 1897, entitled "An act to incorporate the Penobscot East Branch Log Driving Company."

An act to authorize the city of Lewiston to take water for municipal and domestic purposes.

An act to amend section 21, chapter 11, of the Revised Statutes, relating to the rights of towns to make by-laws concerning truants.

An act to incorporate the Strong Water Company.

An act to amend and additional to chapter 285, Public Laws of 1897, relating to sea and shore fisheries.

An act to incorporate the Patten, Allagash & Northern Railroad Company.

An act to incorporate the Freeport Village Corporation.

An act to abolish the common council of the city of Waterville.

An act to amend section 2 of chapter 60 of the Revised Statutes, as amended by chapter 179 of the Public Laws of 1893, relating to divorce.

An act to incorporate the Boothbay Harbor Banking Company.

FINALLY PASSEL.

Resolve providing for the payment to the city of Eastport of the amount deducted from said city's proportion of the school fund, for the year 1889, on account of imperfect school return.

Resolve in favor of State Normal schools.

Resolve to reimburse F. I. Campbell, treasurer of the town of Cherryfield, for money paid to State pensioners.

Resolve to reimburse Daniel S. Chadbourne for repairs on breakwater at Mat-tawamkeag bridge.

Resolve in favor of the committee on education.

Resolve apportioning the appropriation for the deaf, dumb and blind for the year 1899.

Resolve in favor of settling lots in Drew Plantation.

Resolve in favor of the town of Canton.

Resolve in favor of Madawaska Training School.

Resolve in favor of Parsonsfield Seminary.

Resolve in favor of Ricker Classical Institute.

Resolve in favor of the Maine Insane Hospital.

Resolve in favor of the Augusta City Hospital.

Resolve in favor of Normal school trustees.

Resolve authorizing the Governor and Council to examine into and adjust certain claims of cities and towns arising out of the late war with Spain.

ORDERS OF THE DAY.

On motion by Mr. Reynolds of Cumberland, a message was sent to the Executive department requesting the return to the Senate of Senate document No. 80, bill an act to prevent immoral exhibitions.

The bill being returned, Mr. Reynolds offered Senate amendment "A," which was adopted and the bill passed to be engrossed as amended.

On motion by Mr. Stearns of Aroostook, bill an act to authorize the record of contracts for the sale of land, was taken from the table and indefinitely postponed.

On motion by Mr. Whitehouse of Sagadahoc, bill an act to amend chapter 135 of the Public Acts of 1895 and acts additional thereto, was taken from the table and passed to be engrossed.

On motion by Mr. Weeks of Somerset, bill an act to incorporate the Kennebec Water District, was taken from the table, read once and assigned.

On motion by Mr. Jones of Penobscot, the report of the committee on railroads, telegraphs and expresses, reporting ought not to pass, bill an act to authorize the Lewiston, Brunswick & Bath Railway to increase its capital stock, was taken from the table and the report of the committee accepted.

Bill an act authorizing the inhabitants of Foxcroft to make appropriation for free use of books in Thompson Free Library.

This bill came from the House passed to be engrossed under suspension of rules.

On motion by Mr. Reynolds of Cumberland, the bill was read twice and passed to be engrossed under suspension of rules.

Bill an act entitled "An act to amend chapter 42 of the Public Laws of 1899."

This bill came from the House passed to be engrossed under suspension of rules.

On motion by Mr. Stearns of Aroostook, the bill was read twice and passed to be engrossed under suspension of rules.

Mr. Stearns, for the committee on judiciary, reported ought to pass, bill an act to regulate the admission to practice of attorneys, solicitors and counsellors, and to provide for a board of examiners and to repeal conflicting acts.

The report was accepted and the bill tabled for printing under rule.

Mr. Stearns, chairman of the committee on judiciary, submitted the final report of that committee, that they had acted on all matters referred to them.

The report was accepted.

On motion by Mr. Hurd of York, bill an act to repeal chapter 323 of the Public Laws of 1897, was taken from the table and indefinitely postponed.

Mr. Reynolds, chairman of the committee on legal affairs, submitted the final report of that committee, that they had acted on all matters referred to them.

The report was accepted.

On motion by Mr. Drummond, the Senate took a recess of 30 minutes.

AFTER RECESS.

Papers from the House disposed of in concurrence.

Bill an act to amend paragraph 2, section 59, chapter 3, of the Revised Statutes, relating to town, village and city by-laws and ordinances.

This bill came from the House passed to be engrossed under suspension of rules. On motion by Mr. Plummer of Penobscot, the bill was laid on the table.

On motion by Mr. Shepherd of Knox, the Senate took a recess until 4 o'clock.

AFTERNOON SESSION.

Papers from the House disposed of in concurrence.

Bill an act to establish free high schools, in the Senate passed to be engrossed, came from the House indefinitely postponed.

The former action of the Senate was reconsidered, and the bill was indefinitely postponed in concurrence.

The following bills and resolves came from the House passed to be engrossed under suspension of rules. The rules were suspended, bills and resolves read twice and passed to be engrossed.

Bill an act to authorize the inhabitants of the town of Woolwich or their assigns to increase the height of the dam across Nequasset stream in the town of Woolwich.

Bill an act additional to chapter 81 of the Revised Statutes, relating to the sale on writ of personal property attached.

Resolve authorizing the Governor and Council to accept in the name of the State from the Pemaquid Monument Association the title to Fort William Henry and adjacent lands.

Bill an act to establish a municipal court in the town of Searsport.

Resolve providing for an epidemic or emergency fund.

Resolve in favor of the city of Augusta.

Resolve in favor of Francis Keefe, in part payment of witnesses', magistrates' and officers' fees and disbursements made by him in the Kittery and Elio. contested election case.

Resolve in favor of the trustees of the State Normal schools.

Bill an act additional to chapter 237 of the Public Laws of 1889, relating to life and casualty insurance on the assessment plan.

Bill an act for the assessment of the State tax for the year 1899, amounting to the sum of \$907,950.98.

House amendment "A" adopted in concurrence.

Bill an act for the assessment of the State tax for the year 1900, amounting to the sum of \$907,950.98.

House amendment "A" adopted in concurrence.

Resolve in favor of the North Berwick Agricultural Association.

Resolve for the improvement of Songo and Chute rivers.

Resolve in favor of the town of Trescott.

Resolve in favor of the town of Rockport.

Resolve in favor of Joshua Gray of Gardiner, and Wm. B. Snow of Skowhegan.

Bill an act to amend sections 55 and 56 of chapter 6 of the Revised Statutes, as amended by chapter 72 of the Public Laws of 1887, chapter 235 of the Public Laws of 1893, and chapter 49 of the Public Laws of 1895.

House amendment A adopted in concurrence.

Bill an act to increase the salary of the county attorney of the county of Hancock.

Bill an act to fix the clerk hire of the probate court in the county of Kennebec.

Mr. White, for the committee on financial affairs, to which was referred resolve in favor of Healey Asylum, Lewiston, Me., reported ought to pass, resolve in favor of the Society of the Sisters of Charity, for the use of the Healey Asylum in Lewiston.

On motion by Mr. White, the rules were suspended, the resolve read twice and passed to be engrossed.

Mr. Weeks, for the committee on legal affairs, to which was referred petition of L. C. Williams and 82 others of Athens, praying for the passage of a law preventing paupers from voting in State and municipal elections, reported that petitioners have leave to withdraw.

The report was accepted.

Mr. Stearns of Aroostook, presented the following resolve:

Resolve in favor of the assistant secretary, stenographer and messenger to the committee on judiciary.

Upon motion by Mr. Stearns, the resolve was read twice under suspension of the rules, and passed to be engrossed.

On motion by Mr. Jones of Penobscot, it was

Ordered, that for his services as assistant folder of the Senate at its organization, John A. Burton be paid \$10 and mileage, and the secretary be directed to include the same in the payroll.

PASSED TO BE ENACTED.

An act to regulate the tolls of the Machias boom.

An act to authorize the county commissioners of Cumberland county to place the city of South Portland and the town of Cape Elizabeth in a jury district.

An act relating to chapter 366 of the Private and Special Laws of 1897, entitled "An act to incorporate the Livermore Falls Water Company."

An act to amend chapter 119, section 2, of the Public Laws of the year of our Lord 1895, relating to innkeepers, boarding house keepers and their guests.

An act to amend section 32 of chapter 91 of the Revised Statutes, as amended by chapter 34 of the Laws of 1895, relating to liens.

An act to amend section 8 of chapter 64 and section 4 of chapter 71 of the Revised Statutes, relating to sales of real estate by license of court.

An act to authorize the Lewiston, Brunswick & Bath Street Railroad and the Portsmouth, Kittery & York Street Railway to increase their capital stock.

An act to amend the Laws of 1893, chapter 304, as amended by Laws of 1895, chapter 40, relating to boards of registration.

An act to authorize the town of Kingfield to purchase the property and franchises of the Kingfield Water Company and to incorporate the Kingfield Water Commissioners.

An act to legalize the doings and records of the Pine Grove Cemetery Association of Cherryfield.

An act to amend section 3 of chapter 72 of the Revised Statutes, relating to the discharge of sureties on probate bonds.

An act to amend section 7 of chapter 522 of the Private and Special Laws of 1897, by providing an additional term each month of the Sanford municipal court.

An act relating to the care, custody and support of the minor children of divorced parents.

An act to provide for the schooling of children in unorganized townships.

An act to amend the charter of the city of Westbrook.

An act relating to the taxation of costs in trial justice actions.

An act to incorporate the Enchanted Stream Dam and Improvement Company.

FINALLY PASSED.

Resolve in favor of Potter Academy of Sebago.

Resolve in favor of Greeley Institute.

Bill an act to provide for insurance on the Gorham Normal School buildings, Farmington Normal School building, Castine Normal School building and the Madawaska Training School buildings.

This bill came up on its passage to be enacted.

Mr. MERRILL of Somerset: In behalf of the senator from Kennebec, who, I understand, is not in his seat, I move that this resolve lie on the table.

The motion was agreed to.

ORDERS OF THE DAY.

On motion by Mr. Peirce of Waldo, the vote was reconsidered whereby House document 296, bill an act pertaining to the taking of salmon in the Penobscot river

above the Water Works dam at Bangor, was passed to be engrossed.

The vote was reconsidered whereby House amendment "A" was adopted, the amendment was rejected and the bill passed to be engrossed.

Mr. Reynolds of Cumberland, presented the following resolve:

Resolve in favor of the stenographer and messenger to the committee on legal affairs.

On motion by Mr. Reynolds, the resolve was read twice under suspension of rules and passed to be engrossed.

On motion by Mr. Heald of Kennebec, bill an act to extend the charter of the Kennebec & Franklin Railway was taken from the table, read the second time and passed to be engrossed.

On motion by Mr. Heald, bill an act to extend the rights, powers and privileges of the Franklin, Somerset & Kennebec Railway Company, was taken from the table.

Mr. Blanchard of Franklin, asked unanimous consent to withdraw Senate amendment "A," which was granted and the amendment withdrawn.

Mr. Blanchard then offered Senate amendments "A," "B," "C" and "D," which were severally adopted, and on further motion by the same gentleman, the bill as amended was read the second time and passed to be engrossed.

Mr. Hodsdon, for the committee on taxation, to which was referred bill an act to amend section 42, chapter 6, of the Revised Statutes, as amended by chapter 146 of the Public Laws of 1893, relating to taxation of railroads, reported that the same be referred to the next Legislature.

The report was accepted.

The same gentleman, for the same committee, to which was referred bill an act to amend section 41, chapter 6, of the Revised Statutes, relating to taxation of railroads, reported that the same be referred to the next Legislature.

The report was accepted.

Mr. Hodsdon, chairman of the committee on taxation, submitted the final report of that committee, that they had acted on all matters referred to them.

The report was accepted.

On motion by Mr. Vickery of Kennebec, it was

Ordered, that for his services as page of the Senate at organization, Maurice W. Russell be paid \$10 and mileage, and that the secretary be directed to include the same in the payroll.

On motion by Mr. Shepherd of Knox, the Senate took a recess of 30 minutes.

FINALLY PASSED.

Resolve in favor of Wiscasset Academy. On motion by Mr. Sawyer of Washington,

Adjourned.

HOUSE.

Wednesday, March 15, 1899.

Prayer by Rev. Mr. Miller of Hallowell.

Papers from the Senate disposed of in concurrence.

The following Senate order was received: Ordered, the House concurring, that the 69th Legislature finally adjourn on Friday, March 17, at or before 12 o'clock midnight.

Mr. Gardner of Patten, moved that the order be laid on the table.

Mr. MACOMBER of Augusta: I believe it is apparent to every member of the House that we can just as well adjourn, and no interest will be injured by an adjournment, Friday night. (Applause.) If anything should occur which would make it necessary, we can extend the time an hour or two hours beyond the time fixed in the order. I hope the motion to lay on the table will not prevail, and that we shall pass this order to adjourn Friday night. (Applause.)

Mr. GARDNER of Patten: The handwriting on the wall needs no interpretation. It is evident to all that no interest will be injured by an adjournment at this early date. It is very evident to every member on this floor what the object of this is. It is to protect some interests, and I protest against it. There are matters before this Legislature which need attention, which demand attention; and I say to you, gentlemen, that this is nothing more than a trick, it is nothing more than an effort of a clique to avoid giving attention to matters here and to saut them off by this gag rule. It is nothing else.

Mr. VIRGIN of Portland: I make the point of order that this motion is not debatable.

The SPEAKER: The chair rules that the point is well taken.

Mr. GARDNER: I ask unanimous consent to continue.

The SPEAKER: The chair hears no objection.

Mr. GARDNER: I was not prepared for this move. I am not well posted in these matters, and I was not prepared for this turn to shut off certain matters; and without attempting to make a speech I will stop now and call for a ye and nay vote on the acceptance of that order; and I ask, that every member here go on record one way or the other, whether opposed or for the resolve.