

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

**Seventy-First Legislature**

OF THE

STATE OF MAINE.

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1903.

**HOUSE.**

Friday, Feb. 20, 1903.

Prayer by Rev. Mr. Dunnack of Augusta.

Papers from the Senate disposed of in concurrence.

Resolve in favor of the Committee on Revision of the Statutes.

On motion of Mr. Weeks of Fairfield, this bill was referred to the Committee on Public Buildings and Grounds in non-concurrence.

On motion of Mr. Drew of Portland, the House receded and concurred with the Senate in assigning to the Committee on Ways and Bridges petition of F. P. Grant and 23 others of Fort Fairfield for the enactment of a law making the raising of highway money in cash and labor optional with towns.

On motion of Mr. Knowlton of New Portland, the vote was reconsidered whereby Bill, An Act to amend Section 10 of Chapter 19 of the Revised Statutes relating to the law of the road, was passed to be enacted.

On motion of Mr. Knowlton of New Portland, the votes were reconsidered whereby Bill, An Act to amend Section 10 of Chapter 19 of the Revised Statutes, relating to the law of the road was passed to be enacted and passed to be engrossed, and on further motion by the same gentleman it was re-committed to the Committee on Ways and Bridges.

On motion of Mr. Barker of Bangor, the votes were reconsidered whereby bill relating to the salary of the register of probate for the county of Penobscot was passed to be enacted and passed to be engrossed. Senate amendment A was adopted and the bill was passed to be engrossed as amended in concurrence.

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

**Judiciary.**

By Mr. Littlefield of Rockland: Resolve in favor of George B. Haskell, Jacob R. Little and Stephen J. Kelley, in payment of witnesses', magistrates' and officers' fees and disbursements made by them in the city of Lewiston contested election case.

By Mr. Newcomb of Eastport: Remonstrance of John J. Pike and 16 others, citizens of Eastport, against the establishment of a municipal court in Eastport.

**Legal Affairs.**

By Mr. Hubbard of Paris: Petition of N. Dayton Bolster and 41 others in aid of the bill in relation to the South Paris Village Corporation.

Also: Petition of James S. Wright and 108 others for same.

By Mr. Allen of Sanford: Bill, An Act to authorize the Kennebunk Electric Light Company to issue bonds.

By Mr. Eaton of Calais: Bill, An Act to amend the charter of the city of Calais relating to ward and district lines.

**Federal Relations.**

By Mr. McNamara of Thomaston: Petition of W. W. Lemond, L. W. Smith and 233 others from Thomaston, Vinalhaven, Ash Point and Rockland in favor of an act to enable cities and towns of Maine to establish permanent fuel yards.

**Education.**

By Mr. McIntire of Waterford: Bill, An Act to amend an act incorporating the trustees of Bridgton Academy.

By Mr. Randall of Freeport: Bill, An Act to amend Section 6 of Chapter 11 of the Revised Statutes relating to the raising and expending of common school funds.

By Mr. Smith of Presque Isle: Bill, An Act relating to delinquent town officers.

**Railroads, Telegraphs and Expresses.**

By Mr. Mead of Bridgton: Petition of G. W. Morrison and 80 others of Bridgton for free telephone lines and telephone connections.

By Mr. Stover of Brunswick: Petition of T. E. Skoefield and 17 others of Brunswick for same.

By Mr. Rice of Farmington: Petition of J. S. Morrill and 32 others of Cherterville for same.

By Mr. McIntire of Waterford: Petition of Frank Witham and 29 others of Denmark for same.

By Mr. Perkins of Wilton: Petition of W. N. Woodcock and 7 others of East Wilton for same.

By Mr. Weeks of Fairfield: Petition of George T. Tibbetts and 42 others of Fairfield for same.

By Mr. Blanchard of Falmouth: Petition of Levi W. Hadlock and 31 others of Falmouth for same.

By Mr. Randall of Freeport: Petition of John T. Griffin and 60 others of Freeport for same.

By Mr. Purinton of Gorham: Petition of Fred A. Giddings and 12 others of Gorham for same.

By Mr. Weeks of Fairfield: Petition of E. A. Lowe and 29 others of Mercer for same.

By Mr. Davidson of Hammond Plantation: Petition of A. C. Stanley and 48 others of Monticello for same.

By Mr. Clarke of Nobleboro: Petition of J. A. Perkins and 28 others of Nobleboro for same.

By Mr. Benner of Waldoboro: Petition of Cecil R. M. Newbert and 60 others of North Waldoboro for same.

By Mr. Randall of Freeport: Petition of Edgar H. Merrill and 34 others of Pownal for same.

By Mr. Campbell of Cherryfield: Petition of S. K. Cashman and 28 others of Steuben for same.

By Mr. McFaul of Machias: Bill, An Act to incorporate the Jonesport Railway Company.

#### **Agriculture.**

By Mr. Albert of Madawaska: Resolve in favor of the Madawaska Agricultural Society.

#### **Interior Waters.**

By Mr. Ross of Bangor: Remonstrance of Henry Lord and 158 others against the passage of House document No. 1, An Act to incorporate the West Branch Driving and Reservoir Dam Company.

Also: Remonstrance of William Engel and 161 others of Bangor against same.

By Mr. Cameron of Bangor: Remonstrance of William Perry and 120 others of Bangor against same.

By Mr. Buzzell of Old Town: Remonstrance of C. H. Gray and 62 others of Old Town against same.

Also: Remonstrance of F. C. Barton and 46 others of Bradley and Great Works against same.

By Mr. Nickerson of Orrington: Remonstrance of Kimball Meane and 24 others of South Orrington against same..

By Mr. Oakes of Milford: Remonstrance of Geo. W. Harthorn and 86 others of Milford against same.

By Mr. Page of Drew Plantation: Remonstrance of C. H. Wyman and 31 others of Winn against same.

Also: Remonstrance of F. A. Glenwood and 119 others of Mattawamkeag against same.

#### **Ways and Bridges.**

By Mr. Weatherbee of Lincoln: Petition of G. W. Smith and 50 others of Mattawamkeag and vicinity in favor of an appropriation to repair the Mattawamkeag bridge.

Also: Resolve in favor of repairing the Mattawamkeag bridge.

#### **Inland Fisheries and Game.**

By Mr. Farnsworth of Tremont: Remonstrance of Frank W. Lunt and 62 others of Mt. Desert Island town of Tremont against any law prohibiting the shooting of deer on said island other than general laws of Maine.

Also: Remonstrance of Wm. J. Harper and 56 others of Mt. Desert Island against same.

Also: Remonstrance of G. V. Kent and 28 others of Mt. Desert Island against same.

By Mr. Morrison of Eden: Bill, An Act to provide for the protection of deer on the island of Mt. Desert.

#### **Towns.**

By Mr. Thornton of Ashland: Remonstrance of the selectmen of Ashland and 120 legal voters of Ashland against any legislation changing in any way the present limits and boundaries of the town of Ashland.

Also: Remonstrance of the county commissioners of Aroostook county against the separation of Sheridan plantation, so called, from the town of Ashland.

#### **Public Charities and State Beneficiaries.**

By Mr. Favour of Kittery: Petition of board of health of Eliot in favor of establishing State laboratory of hygiene.

By Mr. Cook of Casco: Petition of the local board of health of Naples for same.

By Mr. Thomas of Topsham: Petition of the board of health of Bowdoinham for same.

By Mr. Kimball of Rockland: Resolve in favor of the city of Rockland on account of money paid the Hallowell industrial school for the care of Mary Newell, a minor and member of the Pasamaquoddy tribe of Indians, accompanied by statement of facts.

#### Placed on File.

By Mr. Rice of Farmington: Remonstrance of Samuel C. Wheeler and 28 others of Chesterville against resubmission.

#### Taxation.

By Mr. Thomas of Topsham: Resolve in favor of abating a part of the State tax of the town of Bowdoinham for the years 1903 and 1904.

#### Orders.

On motion of Mr. Merriam of Morrill, Ordered, that the sum of \$36.50 be paid to the committee that were sent to accompany President Moore and Hon. Martin Dodge from Concord, N. H., to Augusta, to address the Maine Legislature on the subject of good roads in this hall February 5th, the above amount being paid out by said committee.

On motion of Mr. Smith of Presque Isle,

Ordered the Senate concurring, that when the Senate and House adjourn they adjourn to meet on Tuesday next, February 24th, 1903, at 10.30 o'clock in the forenoon.

#### Report of Committees.

Mr. Sargent from the Committee on Interior Waters, on Bill, An Act to amend Chapter 130 of the Private and Special Laws of 1866, entitled an act to incorporate the Sebec Dam Company, as amended by Section 6 of Chapter 26 of the Private and Special Laws of 1899, reported that same be referred to the Committee on Judiciary.

Mr. Pike from the Committee on Shore Fisheries, on petition of F. M. Thompson and others praying for an amendment to Chapter 284, Section 37, relating to the taking of clams on

shores of others, reported that petitioners have leave to withdraw.

Mr. Shackford from the same committee, on Bill, An Act to amend Section 1, Chapter 463 of the Private and Special Laws of 1901, relating to the taking of shell fish, reported ought not to pass.

Mr. Snowe from the Committee on Agriculture, on that part of the Governor's message relating to forestry, reported that same be referred to the Committee on State Lands and State Waters.

Mr. Farnsworth from the Committee on Shore Fisheries, on Bill, An Act relating to the taking of alewives in Bagaduce river and stream, reported ought not to pass.

Mr. Shackford from the same committee, on petition of Fred Pine and others praying for a law for the protection of lobsters in the towns of Milbridge, Harrington and Addison, reported that petitioners have leave to withdraw.

Mr. Sargent from the Committee on Interior Waters, on Bill, An Act to incorporate the Bangor and Brewer Steam Ferrying and Transfer Company, reported ought not to pass.

Mr. Drew from the Committee on Judiciary, on Bill, An Act in relation to the trustees of Westbrook Seminary, reported ought to pass.

Same gentleman from the same committee, on Bill, An Act to amend Chapter 154 of the Private and Special Laws of 1895 relating to the charter of the Wiscasset Water Company, reported ought to pass.

Same gentleman from same committee, on Bill, An Act to set apart an annual Old Home Week, reported ought to pass.

Mr. Littlefield from the same committee, reported in a new draft bill, An Act in relation to the police court of the city of Rockland, and that it ought to pass.

Mr. Manson from the Committee on Legal Affairs, on Bill, An Act relative to Clinton Electric Light and Power Company, reported ought to pass.

Same gentleman from same committee, on Bill, An Act to extend the charter of the Sebesticook Manufac-

turing and Power Company, reported ought to pass.

Interior Waters, on Bill, An Act au-

Mr. Putnam from the Committee on authorizing the Great Northern Paper Company to maintain piers and booms in the Kennebec river, reported ought to pass.

Mr. Bodwell from the Committee on Appropriations and Financial Affairs, on resolves in relation to the completion of the fifth revision of the general and public laws, reported ought to pass.

Mr. Irving from the Committee on Education, on Bill, An Act to establish an additional normal school to be located at Presque Isle in the county of Aroostook, accompanied by statement of facts, reported ought to pass. (Referred to the Committee on Appropriations and Financial Affairs).

Mr. Snowe from the Committee on Agriculture, on bill, An Act relating to the Camden Trotting Park Association, reported ought to pass.

Mr. Gagnon from the Committee on Ways and Bridges, on Bill, An Act to incorporate the St. John River Toll Bridge Company, reported ought to pass.

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

#### **First Reading of Printed Bills and Resolves.**

An Act to prevent the pollution of the waters of Sebago lake.

An Act to legalize the doings of the town of Williamsburg.

An Act to repeal the provisions of Section 3 of Chapter 544 of the Special Laws of 1899, relating to the Bangor Street Railway.

An Act to extend the charter of the Ellsworth Street Railway Company.

An Act extending the charter and changing the name of the Van Buren Trust and Banking Company.

An Act to amend Section 129 of Chapter 47 of the Revised Statutes relating to officers and corporators of savings banks.

An Act to amend Chapter 215 of the Resolves of the State of Maine of 1897, relating to tuition of students in agriculture at University of Maine.

An Act in relation to the Hancock County Railway Company.

Resolve in favor of the town of Sanford.

#### **Passed to be Engrossed.**

An Act authorizing the city of Rockland to accept donations of money and property to establish and maintain a free public library in Rockland, and to accept conveyances of land for a site thereof.

An Act to incorporate the Knox County General Hospital.

An Act to amend Chapter 613 of the Private and Special Laws of 1893 entitled "An Act to establish the Western Hancock Municipal Court."

An Act to amend the charter of the Northport Wesleyan Camp Meeting Association.

An Act to incorporate the Union Gas Company.

An Act to incorporate Union Water Power Company.

Mr. Manson of Pittsfield, offered the following amendment to this bill:

Section one shall be amended by inserting in the last line of said section after the word "purposes" and before the word "in" the words not including lighting."

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

An Act to incorporate the town of Castle Hill, in the county of Aroostook.

An Act to amend Section 14 of Chapter 51 of the Revised Statutes relating to the width of the location of railroads.

An Act to amend the charter of the Mutual Life Insurance Company.

An Act to incorporate the Kineo Trust Company.

Resolve for the purpose of operating fish hatcheries and feeding stations for fish and for the protection of fish.

Resolve for the purchase of the Maine State Year Book and Legislative Manual for the year of 1903 and 1904.

An Act to authorize the county of Piscataquis to negotiate a loan for temporary purposes.

Resolve in favor of Allagash road.

An Act to repeal Sections 34, 35, 36, 37 and 38 of Chapter 26 of the Revised Statutes relating to inquests in cases of suspected incendiarism.

Resolve in favor of the State Reform School.

An Act to amend Section 14 of Chapter 51 of the Revised Statutes relating to the width of railroad locations.

**Passed to be Enacted.**

An Act to change the name of the town of St. Agatha in the county of Aroostook to Cleveland.

On motion of Mr. Albert of Madawaska, the vote was reconsidered, whereby this bill was passed to be engrossed, and on further motion by the same gentleman the bill was indefinitely postponed.

An Act concerning Attorneys at Law.

An Act granting additional powers to the Victory Railroad Company.

An Act in relation to the election of members of the school committee in the city of Portland.

An Act to legalize the doings of Crosby Chapel of Bangor, Maine.

An Act to amend chapter 271 of the private and special laws of 1901 relating to the Lincoln Electric Railway Company.

An Act to amend section five of chapter 42 of the public laws of 1899, as amended by chapter 326 of the private and special laws of 1901, relating to fishing through the ice in Thompson Pond.

An Act enlarging the powers of the railroad commissioners over street railways.

Resolve in favor of King's Daughter's Union of Bangor.

Resolve for State pension.

Resolve providing for compensation of steamboat inspectors for the years 1900, 1901 and 1902.

Resolve providing for the preservation of regimental rolls in the Adjutant General's office.

**Orders of the Day.**

On motion of Mr. Drew of Portland, bill, An Act to provide for the appointment of a commission to investigate the causes of floods and over-flows of rivers and water-courses, and storage water, and to make recommendations for preventing floods and for storing water, and to make an appropriation therefor, was taken from the table, and on further motion by the same gentleman the bill was referred to the committee on interior waters in concurrence with the Senate.

On motion of Mr. Bodwell of Hallowell, bill, An Act to incorporate the Gardiner Water District was taken from the table, and on further motion by the same gentleman, the vote was reconsidered whereby this bill was passed to be engrossed.

Mr. Bodwell offered the following amendments:

Amendment A. "Amend section 10, line 21, by adding the words, or towns of

Farmingdale and Randolph in the same proportions as such municipalities and its inhabitants contribute to the gross earnings of said water system."

Amendment B. "Amend by striking out section 11, and renumbering sections 12, 13, 14, 15 and 16 to correspond therewith."

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

On motion of Mr. Littlefield of Rockland, bill, An Act to regulate the sale of exchange of mortgaged personal property, was taken from the table. On further motion by the same gentleman the bill was laid on the table and Thursday of next week assigned for its consideration.

On motion of Mr. Davidson of Hammond Plantation, Adjourned.