

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

**Seventy-First Legislature**

OF THE

STATE OF MAINE.

---

1903.

ciary in this matter, if it is good for anything. If a man is elected in Boothbay Harbor or in any other town as a public servant, and discharges that duty well, and satisfies the people, they can re-elect him the next year, if they want him, and it seemed to the committee on the judiciary that it was vicious legislation and they were unanimously opposed to it. As the chairman of the committee has stated, Mr. Guernsey, a member of the committee, consented to report a minority report in order that the Senator from Lincoln might have an opportunity to present his matter to the Senate. He has done so; and I wish to call the attention of the Senate to the fact that they have the benefit—if it is any benefit of the unanimous opinion of the committee on judiciary of this Legislature.

The question being put upon the motion of the Senator from Piscataquis that the majority report be not accepted, the motion prevailed, 15 voting against the acceptance of the majority report, and six voting in favor of its acceptance.

On motion by Mr. Staples of Knox, the Senate adjourned to meet on Friday, February 27, 1903, at ten o'clock A. M.

## HOUSE.

Thursday, Feb. 26, 1903.

Prayer by Rev. Mr. Hope of Augusta.

Papers from the Senate disposed of in concurrence.

The following order came from the Senate:

Ordered: That a commission, consisting of five members of the present Legislature, be appointed by the Governor to investigate the amount of salaries paid to the several State and county officials, whose salaries at the present time are determined by the Legislature.

Said commission is hereby given authority to summon witnesses, so as to obtain all necessary information, and are to report to the next Legislature, by bill or otherwise, a fair and reasonable compensation to be paid said officials with provisions that all fees pertaining to the several offices, be paid to the State or county treasurers as may be decided in each case.

Said commission to be paid a reasonable compensation for services and expenses, as may be decided by the next Legislature.

On motion of Mr. Weeks of Fairfield, the order was tabled and assigned for Tuesday of next week.

### Senate Bills on First Reading.

(Mr. Smith of Presque Isle in the chair).

An Act relating to the duties of Secretary of State.

An Act to repeal Sections 21, 22, 46, 66 and 70 of Chapter 2 of the Revised Statutes, relating to the duties of Treasurer of State and Secretary of State.

An Act to repeal Section 67 of Chapter 2 of the Revised Statutes and to amend Section 87 of Chapter 6 of the Revised Statutes relating to the duties of the Treasurer of State.

An Act to amend Section 12 of Chapter 3 of the Revised Statutes as amended by Chapter 335 of the Public Laws of 1885 and to repeal conflicting statutes relating to the election of collectors of taxes.

An Act to repeal Sections 39, 40, 41 of Chapter 3 of the Revised Statutes

relating to the returns made by assessors.

An Act to amend paragraph 1, Section 6 of Chapter 6 of the Revised Statutes relating to property exempt from taxation.

An Act to amend Section 83 of Chapter 6 of the Revised Statutes relating to tax sales.

An Act to amend Chapter 162 of the Public Laws of 1895 relating to tax sales.

An Act to repeal Section 201, Chapter 6 of the Revised Statutes relating to tax sales.

An Act to repeal Section 200 of the Revised Statutes as amended by Section 10, Chapter 70, Public Laws of 1895 relating to tax sales.

An Act to repeal Sections 14 and 17 Chapter 8 of the Revised Statutes, relating to duties of county treasurers.

An Act to repeal Section 9 of Chapter 13 of the Revised Statutes relating to the practice of medicine and surgery.

An Act relating to the dedication of streets.

An Act to amend Chapter 97 of the Public Laws of 1887, relating to assessment of damages resulting from the raising and lowering of ways.

An Act to repeal Chapter 23 of the Revised Statutes relating to pounds and impounding beasts.

An Act to repeal Chapter 25 of the Revised Statutes, except Sections eleven and twelve, relating to watch and ward in towns.

An Act to repeal Sections 1 to 35 inclusive, of Chapter 38 of the Revised Statutes relating to the inspection of pork and beef.

An Act to repeal Sections 58 and 59 of Chapter 38 of the Revised Statutes relating to bounties on silk and beet sugar.

An Act to repeal Sections 7-22 inclusive of Chapter 39 of the Revised Statutes relating to the inspection of pot and pearl ashes and the inspection of nails.

An Act to repeal Section 30 and Section 31 of Chapter 39 of the Revised Statutes relating to firearms.

An Act to repeal Sections 40, 42 and 128 of Chapter 51 of the Revised Statutes, relating to railroads.

An Act relating to lost goods and stray beasts.

An Act relating to Houses of Correction.

An Act relating to Work Houses.

An Act to amend the Merrill Trust Company.

An Act to incorporate the Smith Cemetery Association of Palermo, Waldo county, Maine.

An Act to amend Chapter 296 of the Public Laws of 1897, relating to the employment of superintendents of schools.

An Act to confer additional powers upon proprietors of Union Wharf incorporated by special act of the Legislature, approved February 9, A. D. 1856.

On motion of Mr. Allen of Sanford, the rules were suspended, the bill received its three readings and was passed to be engrossed.

(At this point the speaker resumed the chair.)

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

#### Judiciary.

By Mr. Low of Portland: Bill, An Act concerning crimes and punishments.

By Mr. Smith of Hartland: Bill, An Act to extend the charter of the Winthrop Cold Spring Water Company.

#### Legal Affairs.

By Mr. Hill of Winterport: Bill, An Act to incorporate the Hillside Water Company of Frankfort.

By Mr. McIntire of Waterford: Bill, An Act to incorporate the Mt. Abram Cemetery Company.

By Mr. Howe of Canton: Bill, An Act to incorporate the Buckfield Water Power and Electric Light Company.

#### Federal Relations.

By Mr. Pike of Lubec: Petition of G. W. Saunders and 103 others of Lubec for the national ownership of the anthracite coal mines and permanent municipal coal and wood yards.

By Mr. Josselyn of Portland: Petition for same.

By Mr. Sewall of Bath: Joint resolution for establishment of a forest reserve in the White Mountains.

**Railroads, Telegraphs and Expresses.**

By Mr. Williamsburg: Petition of L. W. Brown and 31 others of Atkinson for free telephone lines and telephone connections.

By Mr. Foss of Hancock: Petition of John Dority and 7 others of Blue Hill for same.

By Mr. Bailey of Bradford: Petition of W. D. Littlefield and 20 others of Bradford for same.

By Mr. Hawkes of Windham: Petition of C. E. Jordan and 20 others of Cape Elizabeth for same.

By Mr. Twambly of Kennebunk: Petition of C. K. Littlefield and 30 others of Kennebunk for same.

By Mr. Dodge of Troy: Petition of B. A. Spencer and 10 others of Knox for same.

By Mr. Peaslee of Upton: Petition of W. E. Wight and 25 others of Newry for same.

By Mr. Hubbard of Paris: Petition of W. H. Surry and 88 others of Paris for same.

By Mr. Howe of Canton: Petition of S. A. Getchell and 25 others of Peru for same.

By Mr. Page of Drew Plantation: Petition of Fred E. Smith and 20 other of Sprague's Mills for same.

By Mr. Downing of Sorrento: Petition of H. O. Johnson and 40 others of Sullivan for same.

By Mr. Perkins of Wilton: Petition of E. Bridges and 14 others of Wilton for same.

By Mr. Twambly of Kennebunkport: Petition of Edward E. Wowell and 9 others of York for same.

**Banks and Banking.**

By Mr. Perkins of Wilton: Petition of G. R. Fernald and 39 others of Wilton and vicinity asking that a branch office of the Livermore Falls Trust and Banking Company be established at Wilton; of V. O. White and 23 others of Jay and vicinity, for same.

By Mr. Pike of Lubec: Bill, An Act to incorporate the Lubec Trust and Banking Company.

**Agriculture.**

By Mr. Page of Drew Plantation: Petition of C. C. Haynes and 47 others for bounty on crows.

By Mr. Snowe of Gardiner: Bill, An Act to regulate the sale and analysis of concentrated commercial feeding stuffs.

**Interior Waters.**

By Mr. Ross of Bangor: Remonstrance of John Cassidy and 43 others of Bangor against the passage of House document No. 1 entitled "An Act to incorporate the West Branch Driving and Reservoir Dam Company."

By Mr. Cameron of Bangor: Remonstrance of Ara Warren and 108 others against same.

By Mr. Thompson of Orono: Remonstrance of A. J. Durgin and 100 others of Orono against same.

By Mr. Tapley of Brooksville: Remonstrance of George W. Crane and 93 others of Bucksport against same.

**Roads and Bridges.**

By Mr. Smith of Hartland: Petition of A. G. Farrar of Ripley and 61 others asking for the bill making the assessing of highway money optional with towns; of S. S. Woodward and 31 others of Cornville; of S. B. Prescott

**Inland Fisheries and Game.**

By Mr. Page of Drew Plantation: Petition of C. C. Haynes and 38 others for bounty of bear and bobcats.

By Mr. Sewall of Bath: Bill, An Act for the protection of deer in the county of Sagadahoc.

By Mr. Cordwell of Westbrook: Bill, An Act to fix the beginning of the open season for fishing in Sebago and 61 others of St. Albans—all for same

Lake in Cumberland county.

**Shore Fisheries.**

By Mr. Farnsworth of Pembroke: Petition of Clarence W. Small and 84 others of Pembroke against any change of law on seining in East bay, Pen-namaquam Bay and Cobscook Bay.

**Claims.**

By Mr. Thompson of China: Resolve in favor of Lyman E. Smith of Brunswick, with statement of facts.

**Public Charities and State Beneficiaries.**

By Mr. Twambly of Kennebunkport: Petition of board of health of

Kennebunkport for the enactment of bill providing for State laboratory of Hygiene.

#### Temperance.

By Mr. Libby of Mechanic Falls: Remonstrance of Rev. F. Starbird and 18 others of Raymond against resubmission.

By Mr. Hill of Winterport: Remonstrance of the members of the M. E. Church of Winterport against same; of 600 citizens assembled in First M. E. Church, Bangor, against same.

#### Orders.

On motion of Mr. Coburn of Gray, Ordered, That R. H. T. Taylor, representative to this Legislature from Wiscasset be granted leave of absence until March 7th, 1903, on account of illness.

#### Reports of Committees.

Mr. Boyd from the committee on railroads, telegraphs and expresses, on Bill, An Act to amend Chapter 378 of the Public Laws of 1885, relating to electric posts and wires, reported that same be referred to the committee on legal affairs.

Mr. Daniels from the same committee, on Bill, An Act to amend Section 121 of Chapter 51 of the Revised Statutes, reported ought not to pass. Mr. Sturgis from the committee on towns, on petition of A. B. Hines, Frank Hutchins and I. M. Stanley, selectmen of Kingfield, and others praying that six hundred acres of the town of Free-man be annexed to the town of Kingfield, reported that petitioners have leave to withdraw.

Same gentleman from same committee, on bill, An Act for the separation of Sheridan Plantation, so called, from Ashland, reported ought not to pass.

Mr. Potter from the committee on judiciary, reported in a new draft and ought to pass bill, An Act to incorporate the Brunswick and Topsham Water District.

Mr. Libby from the same committee, on resolve in favor of George B. Haskell, Jacob R. Little and Stephen J. Kelley, in payment of witnesses', magistrate's and officers' fees and disbursements by them in the city of Lewiston contested election case, reported ought to pass. (Referred to the

committee on appropriations and financial affairs).

Mr. Allen from the same committee, on bill, An Act relating to the jurisdiction of the municipal court in the city of Biddeford, reported ought to pass.

Mr. Smith from the same committee reported in a new draft and ought to pass bill, An Act to establish a municipal court in the city of Eastport.

Mr. Littlefield from the same committee, reported in a new draft and ought to pass bill, An Act to incorporate the executive committee of Hunton Hill Grange, No. 398, Palermo, Patrons of Husbandry.

Mr. Kelley from the committee on legal affairs, on bill, An Act to incorporate the Meduxnekeag Light and Power Company, reported ought to pass.

Mr. Randall from the committee on education, on bill, An Act to amend Chapter 332 of the Public Laws of 1897, relating to school committees and superintendents, reported ought to pass.

Mr. Perkins from the same committee, reported in a new draft and ought to pass, bill, An Act for the better protection of youth.

Mr. Boyd from the committee on railroads, telegraphs and expresses, reported in a new draft and ought to pass, bill, An Act to incorporate the Kennebec Valley Railroad.

Same gentleman from same committee, on bill, An Act to incorporate the Houlton and Woodstock Electric Railway Company, reported ought to pass.

Mr. Daniels from the same committee, on bill, An Act to amend Section 29 of Chapter 18 of the Revised Statutes relating to ways across station grounds of railroads, reported ought to pass.

Mr. Sutherland from the same committee, reported in a new draft and ought to pass bill, An Act to incorporate the Maine Midland Railroad Company.

Same gentleman from the same committee, reported in a new draft and ought to pass bill, An Act relating to street railroad locations.

Mr. Maybury from the committee on banks and banking, on bill, An Act to extend the charter of the Granite Trust Company, reported ought to pass.

Same gentleman from same committee, on bill, An Act to amend Chapter 61 of the laws of 1887, relative to loan and building associations, reported ought to pass.

Same gentleman from same committee, on bill, An Act to incorporate the Security Trust Company, reported ought to pass.

Same gentleman from same committee, on bill, An Act to incorporate the Millinocket Trust Company, reported ought to pass.

Same gentleman from same committee, on bill, An Act to extend the charter of the Old Orchard Trust and Banking Company, reported ought to pass.

Mr. Sturgis from the committee on towns, to which was recommitted bill, An Act to amend Section 12 of Chapter three of the Revised Statutes of 1883, as amended by Chapter 335 of the Public Laws of 1885, reported ought to pass.

On motion by Mr. Sturgis, the rules were suspended, the bill was read twice and assigned for tomorrow morning.

Same gentleman from same committee, on bill, An Act to amend Chapter 149 of the Private and Special Laws of 1895, entitled An Act to divide the town of Sullivan and incorporate the town of Sorrento, reported ought to pass.

Mr. Smith from the Aroostook county delegation, on bill, An Act relating to the salary of the sheriff of Aroostook county, and fixing the same at five hundred dollars, reported ought to pass.

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

(Omitted from yesterday's report).

Mr. Gannett from the Committee on Inland Fisheries and Game, reported in a new draft Bill, An Act to provide for a license for non-residents to hunt moose and deer and that it ought to pass.

(The report was accepted and the bill was ordered to be printed under joint rules).

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

An Act to amend Section 3 of Chapter 216 of the Public Laws of 1893, relating to the conveyance of scholars

and to the maintenance of public schools.

An Act to amend Chapter 284 of the Public Laws of 1901 relating to Sea and Shore Fisheries.

An Act to amend Section 3, Chapter 80 of the Public Laws of 1899, relating to the election of truant officers and the filling of vacancies occurring in the office of truant officer.

An Act to provide for the recording of plans.

An Act to amend an act entitled, "An Act to authorize the opening of a second channel of Mousam river."

Mr. Oakes of Auburn offered House Amendment A, to correct a clerical error. The amendment was adopted, and the bill was then assigned for tomorrow morning for its third reading.

An Act to amend Chapter 145 of the Private and Special Laws of 1887, entitled "An Act to provide sewerage in the town of Houlton."

An Act to amend the charter of the Baskahegan Dam Company.

On motion of Mr. Drew of Portland, the rules were suspended, the bill received its third reading and was passed to be engrossed.

An Act to authorize the town of Kennebunk to own and maintain an electric lighting and power plant.

On motion of Mr. Newcomb of Eastport this bill was recommitted to the Committee on Legal Affairs.

An Act authorizing Washington county to sell its stock in the Washington County Railroad Company, and authorizing the sale or lease of said railroad.

On motion of Mr. Littlefield of Rockland this bill was tabled pending its first reading.

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

An Act to increase the capital stock of the Ticonic Foot Bridge Company.

An Act relating to commitments by trial justices and judges of police and municipal courts. (Tabled on motion of Mr. Allen of Sanford.)

An Act to authorize the town of Bucksport to retire to its bonded indebtedness and to issue new bonds.

An Act to amend Chapter 152 of the Public Laws of 1895 relating to State examination and certification of teachers.

**Passed to be Enacted.**

An Act to extend the charter of the Wilton Electric Light and Power Company.

An Act to amend An Act to incorporate the trustees of Coburn Classical Institute.

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

**Orders of the Day.**

On motion of Mr. Oakes of Auburn bill, An Act to amend the charter of the Lewiston, Brunswick and Bath Street Railway, was taken from the table.

Mr. Oakes offered amendment A, to amend by adding after the word "valid" in the sixth line of Section one, the following words: "This section shall apply only to the location heretofore legally and finally approved."

The amendment was adopted, the bill was given its third reading and was passed to be engrossed as amended.

Bill, An Act to regulate the sale or exchange of mortgaged personal property, came up as special assignment, and on motion of Mr. Littlefield of Rockland, was re-assigned for Thursday of next week.

On motion of Mr. Thompson of Orono, House Document No. 182, detailed statement by President of Board of Trustees of University of Maine of all salaries paid at the university, was taken from the table, and on further motion by the same gentleman it was referred to the Committee on Education.

On motion by Mr. Allen of Sanford, Bill, An Act to establish a municipal court in the town of Kittery, was taken from the table, and on further motion by the same gentleman the bill was referred to the Committee on Judiciary.

Mr. POTTER of Brunswick: By request of the Committee of the Cumberland Bar and the Cumberland County Commissioners, I offer a bill authorizing the Cumberland county commissioners to erect a new county building in the city of Portland. I am not aware that there is any opposition to the bill, but the committee think it desirable that the matter should be assigned this week for a hearing, and I therefore move that the rules be sus-

pending and that the bill be received now and be referred to the Committee on Judiciary.

The motion was agreed to.

On motion by Mr. Blake of Sidney, Adjourned.