

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.

partments, members of the Senate and House. It will be necessary for the whole line to pass by the camera in about 80 seconds and it is suggested that members march in fours.

Mr. STETSON of Penobscot: I move that the Senate agree to assemble in the rotunda at the adjournment of the morning session for the purpose stated in the notice. The motion prevailed.

The following communication was read to the Senate by the Chair:

Headquarters, Department of Maine.

Grand Army of the Republic.

Brunswick, Me., March 17, 1903.

At Annual Encampment, Bangor, Feb. 19.

Hon. Harry R. Virgin,
President of the Senate,

Dear Sir:—The Department of Maine, Grand Army of the Republic, in annual encampment assembled, desire to tender their sincere thanks to the Legislature of Maine now in session for their action in so promptly and generously making the appropriation for State pensions, and to express our cordial appreciation of their action in increasing the amount over previous years.

Official,
(Signed)

ISAAC H. DANFORTH,
Asst. Adjt. Gen. Department of Maine,
G. A. R.

An Act providing for a license for non-residents to hunt moose and deer. (Passed to be enacted).

A majority and minority report from the committee on legal affairs on bill defining the duties of jurors in trials of misdemeanors, came from the House. On motion by Mr. Clark of Hancock, these reports and accompanying bill were recommitted to the committee on legal affairs.

On motion by Mr. Philbrook of Oxford, the Senate adjourned to meet on Thursday, March 19, 1903, at 10 o'clock in the forenoon.

HOUSE.

Wednesday, March 18, 1903.

Prayer by Rev. Mr. Clark of Gardiner.

Papers from the Senate disposed of in concurrence.

Senate Bills on First Reading.

An Act to authorize extensions of the Bangor and Aroostook Railroad, in Aroostook, Piscataquis and Penobscot counties.

An Act to authorize the Boston Excelsior Company to locate piers and booms in the Sebec river.

An Act to prevent the throwing of sawdust and other refuse matter into Half Moon stream or Sandy stream or any of the tributaries to Unity pond, in the county of Waldo.

An Act to incorporate the Fish River Improvement Company.

An Act to authorize Edward J. Mayo and his assigns to maintain a wharf in Sebec lake.

An Act to amend Chapter 3, Section 59, paragraph 12 of the Revised Statutes relating to dealers in old junk.

Resolve in favor of the Madawaska Training School.

An Act to amend Chapter 143 of the Private and Special Laws of 1887, entitled An Act to incorporate the Cumberland Illuminating Company.

An Act in relation to the discharge of debtors in cases now pending in insolvency courts.

An Act to amend Chapter 86 of the Revised Statutes relating to trustee process.

An Act to renew and extend the charter of the Boothbay Harbor Banking Company.

(Mr. Barker of Bangor in the chair).

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

Judiciary.

By Mr. Cook of Casco: Bill, An Act to incorporate the Naples Water Company. (Received under suspension of the rules).

Railroads, Telegraphs and Expresses.

By Mr. Weeks of Fairfield: Bill, An Act to amend chapter 73 of the Public Laws of 1899 relating to railroad crossings.

Education.

By Mr. Irving of Caribou: Bill, An Act to amend Section 112 of Chapter 11 of the Revised Statutes as amended by Chapter 37 of the Public Laws of 1891 and by Chapter 121 of the Public Laws of 1895 and by Chapter 308 of the Public Laws of 1897, relating to normal schools and the Madawaska training school.

Also: Resolve to provide for the services of a stenographer and typewriter, when needed, and for extra clerk hire in the office of State superintendent of public schools.

Inland Fisheries and Game.

By Mr. Perkins of Wilton: Bill, An Act relating to the open season for fishing in Wilson lake in the town of Wilton. (Received under suspension of the rules.)

Washington County Delegation.

By Mr. Thurlow of Cutler: Petition of S. M. Tobey and 64 others for aid in the Machiasport toll bridge. (Received under suspension of the rules.)

By Mr. Gardner of Dennysville: Petition of Warren F. Pope and 112 others of East Machias praying for aid in repairing the East Machias and Machiasport toll bridge. (Received under suspension of the rules.)

Salaries.

By Mr. Sewell of Bath: An Act to increase the salary of the county attorney of Sagadahoc county.

Revision of the Statutes.

By Mr. Irving of Caribou: An Act to amend Section 44 of Chapter 2 of the Revised Statutes, relating to the publication of public laws.

Reports of Committees.

Mr. Allen from the Committee on the Judiciary, on Bill, An Act to incorporate the Kittery Municipal Court, reported ought not to pass.

Same gentleman from same committee on Bill, An Act to repeal Section 20 of Chapter 67 of the Revised Statutes, reported ought not to pass.

Mr. Weeks from same committee on order of the Legislature relating to the amending of Section 1 of Chapter 79 of the Revised Statutes in regard to

the appointment of clerks of the Judicial Courts, reported that same be referred to the next Legislature.

Mr. Drew from same committee on Bill, An Act to amend Chapter 3 of Section 10 of Revised Statutes, relating to plantations, reported ought not to pass.

Same gentleman from same committee on Bill, An Act to amend Section 14 of Chapter 133 of the Revised Statutes relating to binding over material witnesses reported ought not to pass.

Mr. Littlefield from same committee on Bill, An Act amendatory of Chapter 24 of the Revised Statutes relating to paupers, reported ought not to pass.

Mr. Potter from same committee on Bill, An Act concerning crimes and punishments, reported ought not to pass.

Same gentleman from same committee on general act relating to negotiable instruments, reported that same be referred to the next Legislature.

Same gentleman from same committee on Bill, An Act to amend Section 15 of Chapter 132 of the Revised Statutes, reported that same be referred to the next Legislature.

Mr. Libby from same committee on Bill, An Act incorporating the city of Rumford, reported that same be referred to the next Legislature.

Mr. Sweeney from the Committee on Interior Waters on Bill, An Act to authorize James H. Hayes to erect piers and booms in the Saint John river at Grand Isle in Aroostook county, reported ought not to pass.

Mr. Cordwell from the Committee on Inland Fisheries and Game on resolve in favor of screening Anasagenticook lake in Canton in Oxford county, reported ought not to pass.

Mr. Norton from the Committee on Claims on resolve in favor of the town of Waterford, reported ought not to pass.

Mr. Stearns from the same committee on resolve in favor of John Cassidy of Bangor, reported ought not to pass.

Mr. Bussey from same committee on resolve in favor of L. W. Look, reported ought not to pass.

Mr. Blanchard from same committee on resolve in favor of George W. Jun-

kings of Oxbow Plantation, reported ought not to pass.

Same gentleman from same committee on resolve in favor of John Deering of Saco, reported ought not to pass.

Mr. Hinckley from committee on State Prison, on order of the Legislature relating to the consideration of that portion of the Governor's message recommending the employment of a matron at that institution, reported further legislation inexpedient.

Mr. Stearns from the Penobscot County Delegation on Bill, An Act relating to the salaries of county commissioners of Penobscot county, reported ought not to pass for the reason that the Legislature has appointed a committee to investigate the matter of salaries of county officials and report the same to the next Legislature.

Same gentleman from same delegation on Bill, An Act relating to the fees of the sheriff of Penobscot county, reported ought not to pass for same reason.

Mr. Allen from the Committee on the Judiciary on resolve relating to the early York deeds, reported ought to pass. (Referred to the Committee on Appropriations and Financial Affairs).

Mr. Oakes from the Committee on Ways and Bridges on resolve in favor of the town of Anson; reported ought to pass. (Referred to the Committee on Appropriations and Financial Affairs).

Mr. Smith from the Committee on the Judiciary reported in a new draft Bill, An Act to incorporate the Augusta Water District, and that it ought to pass.

Same gentleman from same committee reported in a new draft Bill, An Act relating to bonds to be given by treasurers of towns and plantations, and that it ought to pass.

Same gentleman from same committee on Bill, An Act amendatory of Section 1 of Chapter 221 of the Public Laws of 1897, relating to waiving the provisions of a will by a widow or widower, and to wills in which no provision is made for the widow or widower, and the interest which the widow or widower shall have in the

estate of testator or testatrix in such cases reported ought to pass.

Mr. Weeks from same committee on bill, An Act to amend Section two of Chapter 508 of the Private and Special Laws of 1885 as amended by Chapter 134 of the Private and Special Laws of 1887 and Chapter 527 of the Private and Special Laws of 1893, and Chapter 435 of the Private and Special Laws of 1901, reported ought to pass.

Mr. Drew from same committee on bill, An Act to incorporate the Peaks Island Water and Light Company, reported ought to pass.

Same gentleman from same committee reported in a new draft bill, An Act to establish Patriot's day, and that it ought to pass.

Mr. Littlefield from same committee reported in a new draft bill, An Act additional to the act creating the Rumford Falls municipal court and that it ought to pass.

Same gentleman from same committee on bill, An Act to amend Chapter 44 of the Public Laws of 1899 relating to acceptance of bequests in cities and towns, reported ought to pass.

Mr. Campbell from the committee on legal affairs reported in a new draft bill, An Act in regard to assaults upon officers and hindering or obstructing them in the discharge of their duties, and that it ought to pass.

Mr. Kelley from the same committee on bill, An Act to amend Chapter 96 of the Public Laws of 1899 entitled "An Act to prevent incompetent persons from conducting the business of a pharmacist," reported ought to pass.

Mr. McFaul from same committee, on bill, An Act to amend Section 5 of Chapter 188 of the Public Laws of 1893, relating to nuisances, reported ought to pass.

Mr. Manson from same committee, reported in a new draft bill, An Act to amend Chapter 429 of the Private and Special Laws of 1901, entitled "An Act to establish a municipal court in the town of Winthrop," and that it ought to pass.

Mr. Barker from the same committee, on bill, An Act to legalize the doings of the selectmen of the town of Waltham, reported ought to pass.

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

Mr. Page from the committee on appropriations and financial affairs, on bill, An Act relating to the salary of the county attorney of Somerset county, reported ought to pass.

Mr. Eaton from same committee, on bill, An Act establishing the salary of the county attorney for the county of Washington, reported ought to pass.

Mr. Swett from same committee, on bill, An Act to increase the salaries of the county attorney of Piscataquis county, reported ought to pass.

Mr. Dudley from same committee, on resolve in favor of Maine Children's Home Society, Augusta, reported ought to pass.

Same gentleman from same committee, on resolve in favor of the town of Cutler, reported ought to pass.

Mr. Butler from the same committee on commerce, on bill, An Act to authorize Charles H. Clark to extend and maintain a wharf in Lubec Narrows, reported ought to pass.

Same gentleman from same committee on bill, An Act to authorize Jacob C. Pike to extend and maintain a wharf in Lubec Narrows, reported ought to pass.

Mr. Snowe from the committee on agriculture, on bill, An Act in relation to agricultural societies, reported ought to pass.

Mr. Putnam from the committee on interior waters on bill, An Act to incorporate the Kibby Dam Company, reported ought to pass.

Mr. Shaw from same committee, on bill, An Act to incorporate the Duck Lake Dam Company, reported ought to pass.

Mr. Smith from same committee on bill, An Act to incorporate the Medunkenumk Falls Dam and Improvement Company, reported a bill in a new draft under the same title, and that it ought to pass.

Messrs. Kelley, Campbell, Barker, McFaul and Staples from the committee on legal affairs, reported in a new draft bill, An Act defining and enlarg-

ing the duties of jurors in trials of misdemeanors, and that it ought to pass.

Messrs. Pierce, Oakes, Newcomb and Manson from the same committee, in regard to same, reported ought not to pass.

Mr. Campbell of Cherryfield, moved that the majority report be accepted and that pending its acceptance both reports lie on the table and that Tuesday of next week be assigned for their consideration.

The motion was agreed to.

Mr. Ross from the committee on interior waters, reported in a new draft bill, An Act relating to prize logs in the Penobscot river and its tributaries, and that it ought to pass.

Same gentleman from same committee, reported in a new draft bill, An Act to amend the charter of the Penobscot Lumbering Association, and that it ought to pass.

Mr. Thomas from the committee on State lands and State roads, on bill, An Act to make certain the meaning of the language "timber and grass" relating to the public lots so-called in unincorporated townships in the State of Maine, reported ought to pass.

Mr. Allen from the committee on inland fisheries and game, on petition reported bill, An Act to repeal so much of Chapter 30 of the Revised Statutes as amended by Section 5 of Chapter 42 of the Public Laws of 1899, and as amended by Chapter 379 of the Private and Special Laws of 1901, as prohibits fishing through the ice on Big Carry pond or West Carry pond in Somerset county, and that it ought to pass.

Mr. Gannett from the same committee, on petition reported bill, An Act to repeal so much of chapter 30 of the Revised Statutes as amended by Section 5 of Chapter 42 of the Public Laws of 1899, and as amended by Chapter 329 of the Private and Special Laws of 1901, as prohibits fishing through the ice in Black, Whittier and Perry ponds in the towns of Vienna and Chesterville in Kennebec and Franklin counties, and that it ought to pass.

Same gentleman from same committee, on bill, An Act to regulate the taking of black bass in Upper Kezar pond, Oxford county, also prohibiting

the taking of smelts in said pond, reported ought to pass.

Same gentleman from same committee on petition reported bill, An Act to repeal so much of Chapter 30 of the Revised Statutes as amended by Chapter 42 of the Public Laws of 1899, and as amended by Chapter 230 of the Private and Special Laws of 1901, as prohibits fishing through the ice in Large Greenwood pond in Eliotsville and Willimantic in Piscataquis county, and that it ought to pass.

Mr. Allen, from same committee, on bill, An Act to prohibit fishing in Morrill pond in the county of Somerset, reported ought to pass.

Mr. Furbish, from same committee, reported in a new draft bill, An Act to prohibit the sale of any kind of fish except eels taken from certain ponds and lakes in Kennebec and Somerset counties, and that it ought to pass.

Mr. Cordwell, from same committee, on petition reported bill, An Act to fix the beginning of the open season on fishing in Little Sebago pond in the towns of Gray and Windham in Cumberland county, and that it ought to pass.

Mr. Eaton, from the committee on shore fisheries, on bill, An Act to prohibit taking clams in the shore and flats within the town of Scarborough, reported ought to pass.

Mr. Bailey, from the same committee, on petition of C. H. Blackwell and others for a law prohibiting fishing in Meadow Brook in Cornville, reported that the petition be referred to the commissioners on inland fisheries and game as the subject matter of the petition comes within their jurisdiction.

Same gentleman, from same committee, on petition reported bill, An Act to limit the number of fish that may be taken from Spring lake in Somerset county in one day, and that it ought to pass.

Mr. Allen, from same committee, on petition reported bill, An Act to repeal so much of Chapter 30 of the Revised Statutes as amended by Chapter 42, Section 5 of the Public Laws of 1899, as prohibits all fishing in Parlin stream in Somerset county from the mouth of Bean brook to Long pond, and that it ought to pass.

Mr. Todd, from the committee on shore fisheries, reported in a new draft, bill, An Act to prevent the destruction of smelts and tomcods, so called, in Steuben bay, and that it ought to pass.

Mr. Bodwell, from the committee on taxation, to which was recommitted the bill, An Act to exempt religious institutions from the collateral inheritance tax, reported ought to pass.

Mr. Farnsworth, from same committee, to which was recommitted bill, An Act in favor of abating part of State tax for the town of Bowdoinham for the years 1903 and 1904, reported ought to pass.

Mr. Burrill, from the Hancock county delegation, on bill, An Act relating to the compensation of the county commissioners of Hancock county, reported ought to pass.

Mr. Shaw, from the Sagadahoc county delegation, reported in a new draft, bill An Act to amend Section 1 of Chapter 516 of the Private and Special Laws of 1897, entitled "An Act Additional relating to the appointment of a recorder for the Bath municipal court," and that it ought to pass.

Same gentleman, from same delegation, reported in a new draft, bill, An Act relating to the salary of the register of probate for Sagadahoc county, and that it 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 amend Chapter 381 of the Private Laws of 1901, relating to open time on deer in Cumberland county.

An Act for the protection of the wild hare or rabbit.

Resolve authorizing the land agent to sell certain public lots in Dallas Plantation, in Franklin county.

An Act to change the corporate name of Maine Wesleyan Seminary and Female College.

An Act to incorporate Washington County General Hospital.

Passed to be Engrossed.

An Act to incorporate the Buckfield Water Power and Electric Light Company.

An Act to incorporate the Sullivan Harbor Water Company.

Mr. Manson of Pittsfield, offered House amendment A, which was adopted, and the bill was then read a third time and was passed to be engrossed as amended.

An Act to amend Section 1 of Chapter 329 of the Private and Special Laws of 1901, relating to ice fishing in certain lakes and ponds in Kennebec county.

An Act to prevent the destruction of smelts in the waters of the towns of Lubec and Trescott in the county of Washington.

An Act in relation to the Ellsworth municipal court.

An Act to incorporate the Lubec Trust and Banking Company.

An Enabling Act for the annexation of the city of South Portland to Portland.

An Act to supply the town of Lisbon with pure water.

Resolve in favor of the Bar Harbor Medical and Surgical Hospital.

Resolve in favor of the town of Island Falls.

Resolve in favor of Knox County General Hospital.

Resolve in favor of the Bangor Children's Home.

Resolve in favor of Passamaquoddy Tribe of Indians for the completion of a new church at Pleasant Point, in the town of Perry.

Resolve in favor of the Farmington State Normal School.

Resolve for an appropriation for the use of the commissioner of sea and shore fisheries.

Resolve in favor of rebuilding the house of the Sisters of Mercy at Peter Dana's Point, within the jurisdiction of the Passamaquoddy Tribe of Indians.

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

Resolve in favor of the Maine General Hospital.

An Act to incorporate the Wilton Trust Company.

An Act to incorporate the Somerset Trust Company.

An Act conferring certain power upon the trustees of the University of Maine. (Tabled pending third reading

and assigned for Friday of this week on motion of Mr. Josselyn of Portland.)

Resolve in favor of the town of Crystal.

An Act to prohibit spitting upon the floors of street cars.

An Act to amend Section 1 of Chapter 185 of the Public Laws of 1901, relating to truants.

Resolve to aid in repairing roads in Jerusalem plantation.

An Act relating to the franchise rights and privileges of the Milbridge & Cherryfield Electric Railroad Company.

Mr. Campbell of Cherryfield, offered House amendment A, which was adopted, and the bill was then read a third time and was passed to be engrossed as amended.

An Act to amend Section 3 of Chapter 103 of the Public Laws of 1895, relating to telegraph and telephone companies.

Resolve in aid of Carratunk for repairing road from Carratunk village to Pleasant pond in said plantation.

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

An Act to incorporate the Maine and New Hampshire Railroad.

Mr. Allen of Sanford offered House amendment A, to correct a clerical error. The amendment was adopted, the bill was read a third time and was passed to be engrossed as amended.

An Act to repeal so much of Chapter 30 of the Revised Statutes, as amended by Chapter 42 of the Public Laws of 1899, as prohibits fishing in Goodwin brook, and Higgins stream above the first dam, tributaries to Moose pond, in Somerset county.

An Act for the protection of deer on the island of Mount Desert.

An Act to incorporate the Ellis River Improvement Company.

Mr. Pettengill of Rumford Falls, offered House amendment A, which was adopted, and the bill was then read a third time and was passed to be engrossed as amended.

An Act to amend an act entitled "An Act to incorporate the Machias Log Driving Company," approved April eighth, one thousand, eight hundred and fifty-four.

An Act to fix the beginning of the open season on fishing in Sebago lake in Cumberland county.

An Act to authorize John M. Jewell to erect and maintain a dam across the Sebasticook river in the town of Clinton.

An Act to authorize the Kennebec Log Driving Company to maintain piers and booms in the Kennebec river above the Augusta dam.

An Act to authorize the Norcross Transportation Company to erect buoys in certain waters of the West Branch of the Penobscot river.

An Act to repeal so much of Chapter 30 of the Revised Statutes as amended by Section 5 of Chapter 42 of the Public Laws of 1899, as prohibits fishing through the ice in Indian pond, situated partly in Franklin and partly in Somerset county.

An Act to repeal so much of Chapter 39 of the Revised Statutes, as amended by Section 5 of Chapter 42 of the Public Laws of 1899, as prohibits fishing through the ice in Dexter pond, in Dexter, Penobscot county.

An Act to regulate fishing in Kennebeco lake and other lakes and ponds and their tributaries, in Franklin county.

An Act regulating fishing in Quimby pond in the county of Franklin.

An Act to prohibit bait fishing, so called, in certain portions of the Magalloway river and its tributaries and in various ponds in Oxford county.

An Act to repeal so much of Section 5 of Chapter 42 of the Public Laws of 1899, as prohibits fishing in the inlet stream of Squaw Pan lake from Thibadeau's landing to the source of said stream.

An Act to regulate the taking of black bass in waters lying wholly or partly in the county of Hancock.

Resolve in favor of the town of Moscow.
An Act to incorporate the Jonesport Railway Company.

An Act to incorporate the Androscoggin Log Driving Company.

An Act to provide in part for the Expenditures of Government for the year 1904.

An Act in aid of soldiers of the Aroostook war.

An Act to amend Chapter 89 of the Public Laws of 1899, amendatory of Chapter 116 of the Public Laws of 1895 as amended by Chapter 286 of the Public Laws of 1887 in Chapter 206 of the Public Laws of 1901, entitled An Act to provide for the schooling of children in unorganized townships.

An Act authorizing the town of Fort Fairfield to make a loan.

An Act relating to the jurisdiction of the municipal court of the city of Auburn. (At this point the Speaker resumed the Chair.)

Passed to Be Enacted.

An Act relative to the elections of treasurers and collectors of taxes of the city of Augusta.

Orders of the Day.

On motion of Mr. Allen of Sanford, bill, An Act to extend the charter of the Sebasticook Manufacturing and Power Company was taken from the table. The bill was then read a third time and was passed to be engrossed.

On motion of Mr. Campbell of Cherryfield, at the request of Mr. Oakes of Auburn, the two reports of the committee on legal affairs, on bill defining and enlarging the duties of jurors in the trials of misdemeanors, were taken from the table.

On motion of Mr. Oakes of Auburn, the two reports were recommitted to the committee for the purpose of allowing the name of a member omitted from the report "ought not to pass" to be added thereto.

On motion of Mr. Putnam of Danforth, bill, An Act providing for a license for non-residents to hunt moose and deer, was taken from the table.

Mr. Putnam moved that the bill be put upon its passage to be enacted.

Mr. Oakes of Auburn, moved that the bill lie upon the table and that tomorrow morning be assigned for its consideration.

The motion was lost.

The bill was then passed to be enacted.

On motion of Mr. Davis of Waterville, the joint resolution proposing an amendment to the constitution of Maine relative to establishing a people's veto through the optional referendum, and a direct initiative by petition and at elections, was taken from the table.

On further motion by Mr. Davis the resolution was referred to the committee on the judiciary.

On motion of Mr. Buzzell of Old Town, the vote was reconsidered whereby bill, An Act relative to the charter of the Great Works Dam Company was passed to be engrossed, and on further motion by the same gentleman the bill was indefinitely postponed, Mr. Buzzell explaining that the matter had been agreed upon by the parties.

On motion of Mr. Weeks of Fairfield, order relative to compiling, in convenient form, and printing for general distribution, 10,000 copies of the inland fish and game laws, public, private and special, including all such laws passed by this Legislature, was taken from the table, and on further motion by the same gentleman the order was given a passage in concurrence.

On motion of Mr. Butler of South Thomaston, bill, An Act to amend Section 57 of Chapter 11 of the Revised Statutes, as amended by Chapter 211 of the Public Laws of 1901, was taken from the table.

Mr. Butler offered House amendment A, to the title.

The amendment was adopted, the bill was read the third time and was passed to be engrossed as amended.

On motion of Mr. Clark of Prospect, bill, An Act to incorporate the Hillside Water Company was taken from the table.

Mr. Clark offered House amendment A, which was adopted, and the bill was then read a third time and was passed to be engrossed as amended.

On motion of Mr. Potter of Brunswick, the vote was reconsidered whereby bill, An Act to increase the salary of the justice of the superior court of Cumberland county was referred to the committee on appropriations and financial affairs, and on further motion by Mr. Potter the bill was referred to the committee on salaries in concurrence with the Senate.

On motion of Mr. Drew of Portland, the rules were suspended and that gentleman reported from the committee on the judiciary in a new draft, bill, An Act to amend Sections 2 and 16 of Chapter 48 of the Revised Statutes relating to corporations, and that it ought to pass.

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

On motion of Mr. Allen of Sanford, the rules were suspended and that gentleman introduced bill, An Act to authorize the town of York to construct and maintain sewers in said town. (Referred to the committee on the judiciary.)

On motion of Mr. Burrill of Ellsworth, the vote was reconsidered whereby the House accepted the report of the committee on railroads, telegraphs and expresses, reporting ought not to pass on bill, An Act relating to railroad service, and on further motion by the same gentleman the bill was recommitted to the committee on railroads, telegraphs and expresses.

On motion of Mr. Littlefield of Rockland, the rules were suspended and that gentleman introduced bill, An Act relating to the powers and duties of administrators de bonis non. (Referred to the committee on the judiciary.)

Special Assignment.

Majority and minority reports of the committee on ways and bridges, reporting "ought to pass" and "ought not to pass" on bill in new draft, An Act to provide for the ownership and maintenance of highway bridges by the State and the several counties.

On motion of Mr. Oakes of Milford, these reports were laid upon the table and assigned for tomorrow morning.

On motion of Mr. Davis of Waterville, the vote was reconsidered whereby bill, An Act to provide in part for the expenditures of government for the year 1904, was passed to be engrossed.

Mr. Davis offered an amendment by striking out on page five the words "printing \$35,000" and inserting instead thereof the words "printing \$25,000," and by striking out on page five, "binding and stitching, \$18,000," and inserting instead thereof the words "binding and stitching, \$12,000."

Mr. PETTENGILL of Rumford: Mr. Speaker, I would like to hear an explanation from the gentleman. Those amounts, I will say in behalf of the finance committee on finance, the binding and the

printing are fixed by law at so much per line or so much for the work performed, as I understand it, and while these gross amounts appear in the appropriation bill, no more is paid for these several items than the actual amount earned by the parties doing this work for the State, and that is fixed by law and the Governor and Council approve their bills, and the amount appropriated in this bill is an estimate of the amount required. No more is paid than the actual cost of the work. Now, if we change these figures and appropriate a less sum than is necessary it will mean a deficiency bill for the next Legislature. But perhaps the gentleman may have information that I have not. I shall be pleased to hear from him.

Mr. DAVIS of Waterville: Mr. Speaker, I would ask the gentleman from Rumford if he remembers that these were the same, substantially I think the same figures, as were offered two years ago in the estimate? I would say in explanation of the position that while this amount may seem small, while these particular items and estimates cover in a general way the supposed necessities of the case, I think that if the gentleman from Rumford has gone carefully into the situation he will find that the printing and binding and stitching has amounted to nearer \$80,000 than it has to \$53,000. There is much that does not appear in those two items.

I would say further, Mr. Speaker, that I believe it to be true that there have been no items that have caused so much criticism in our State expenditures as those two during the past year. I believe and I think I can substantiate this, that the sum named will cover the exigencies of the case. I believe that a contract can be placed covering these amounts mentioned in the amendment; and while it is not my purpose to single out any particular appropriation to criticize, I do feel and have felt for a long time that those items were exorbitant and extortionate; and I do believe that it is true that no other state in New England is paying so much for that service, with possibly the exception of New Hampshire, as the State of Maine, and I think the amendment is reasonable and should be allowed.

Mr. PETTENGILL: Mr. Speaker, in reply to the gentleman from Waterville in regard to the matter of having our State printing done by contract, if I am correctly informed, and I think I am, in this particular, the wisdom of a previous Legislature provided for two additional State officials, a State printer and a State binder. Those officials we have already elected for the coming two years. Whether that was wise or unwise legislation I will not attempt to discuss at this time, but when that legislation was passed, or at the time that was passed, prices were fixed upon the work which these State officials should do for the State of Maine. I think I am correct about this. Now, as I said before, it matters not whether we make an appropriation of \$25,000 or the various amounts that the gentleman has given, or whether we make it the amount recommended by the committee on fi-

nance. That bill must be paid according to the law, and this is the amount which we have estimated to be the cost. It may or may not be. If it is not, that money will remain in the State treasury. If it does not cost but \$25,000, that will be the only amount that is withdrawn. But at this date the Legislature cannot direct that the printing shall be let by contract unless we repeal the law whereby we have elected our State printer and State binder. I hope that the amendment will not prevail.

The question being on the adoption of the amendment,

The amendment was lost.

The bill was then passed to be engrossed.

On motion of Mr. Swett of Portland, the rules were suspended and that gentleman introduced bill, An Act to establish a board of trustees to superintend the State library. (Referred to the committee on library.)

On motion of Mr. Buzzell of Old Town,
Adjourned.