

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

**Seventy-Second Legislature**

OF THE

STATE OF MAINE.

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1905.

**HOUSE.**

Monday, Feb. 13, 1905.

Prayer by Rev. Mr. Clark of Gardiner.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

**Senate Bills on First Reading.**

Resolve in favor of Frank T. Pennel.

An Act to extend the charter of the Maine Water and Electric Power Company.

Resolve in favor of Benjamin Smith of Appleton, Knox county.

Resolve in favor of the King's Daughters' Home, Bangor, Maine.

Resolve in favor of John Chadwick & Co. to aid navigation in Mooselucmaguntic lake.

Resolve to complete the improvements of Songo river and to establish and maintain buoys in Long and Sebago lakes in Cumberland county.

Bill, An Act to incorporate the Houlton Trust Co. came from the Senate amended by Senate amendment A. In the House the amendment was adopted and the bill passed to be engrossed as amended.

Petition of G. B. Noyes and 19 others of Charleston in favor of Maine State Sanitarium Association, referred in the House to the committee on appropriations and financial affairs, comes from the Senate placed on file in non-concurrence.

The House receded and concurred with the Senate in its action.

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

**Judiciary.**

By Mr. Stearns of Millinocket: Petition of Central Labor Union of Millinocket for submission of an amendment to the State constitution so as to provide a system of initiative and referendum for voting in State and city affairs; Petition of Local Union No. 69, S. B. of S. F. of Millinocket for same.

By Mr. Morey of Lewiston: Bill, An Act to amend Sections 10 and 12 of Chapter 6 of the Revised Statutes relating to the regulation and conduct of elections.

By Mr. Goodwin of Sanford: Petition of J. E. Paul and 23 others of Kittery, for woman suffrage; petition of James M. Ryan and 48 others of Old Orchard, for same; petition of Rev. J. B. Closson and 47 others of Lebanon, for same.

**Legal Affairs.**

By Mr. Bater of Portland: Bill, An Act to amend the charter of the George A. Young Co.

By Mr. Cushman of Woodstock: Petition of W. S. Davis and 69 others in favor of a constitutional amendment regarding the taxation of wild lands.

By Mr. Baxter of Portland: Bill, An Act authorizing the constitution and maintenance of a wharf into the tide waters of Casco bay in the town of Falmouth.

By Mr. Peacock of Lubec: Bill, An Act to amend the charter of the Lubec Electric Water and Light Company.

**Railroads and Expresses.**

By Mr. Peacock of Lubec: Bill, An Act to extend the charter of the Lubec & Machias Railway Company.

**Mercantile Affairs and Insurance.**

By Mr. Newcomb of Eastport: Bill, An Act to amend Paragraph 7 of Section 4 of Chapter 49 of the Revised Statutes of Maine relating to the time for filing proofs of lost n case of fire.

**Agriculture.**

By Mr. Johnson of Waterville: Bill, An Act to regulate the purchase of milk or cream by creameries.

**Interior Waters.**

By Mr. Milliken of Island Falls: Bill, An Act authorizing the Matawamkeag Lumber Co. to erect and maintain piers and booms in the west branch of the Mattawamkeag river and in Fish stream, in the town of Island Falls.

**Ways and Bridges.**

By Mr. Allen of Dennysville: Resolve in favor of the town of Crawford in aid of building a bridge across East Machias river in said town, accompanied with statement of facts.

**Inland Fisheries and Game.**

By Mr. Byron of Phillips: Bill, An Act to regulate fishing in the south branches of the Sandy river in Frank-

lin county; Bill, An Act to regulate fishing in Lufkin pond, Phillips.

#### Shore Fisheries.

By Mr. Sawyer of Milbridge: Protest of A. C. Leighton and 57 others of Milbridge against the use of purse or drag seines in the waters of the shore towns of Washington county; Protest of F. W. Sawyer and 43 others of Milbridge against same.

By Mr. Thompson of Roque Bluffs: Protest of Abram Richardson and 80 others, citizens of Machias, against same.

By Mr. Sawyer of Milbridge: Protest of E. C. Nichols and 12 others of Cherryfield against purse and drag seines in the waters of the shore towns of Washington county; also Bill, An Act to amend Chapter 119 of the Private and Special Laws of 1881 as amended by Chapter 122 of the Private and Special Laws of 1889, relating to the taking of spawn herring in Naraguagus bay; also protest of G. R. Campbell and 15 others of Cherryfield against the use of purse and drag seines in the waters of the shore towns of Washington county.

#### Claims.

By Mr. Thompson of Roque Bluffs: Resolve in favor of the town of Machias to reimburse said town for expense incurred in the treatment and caring for Charles Day, a smallpox patient, resident of unincorporated township No. 31, M. D. of Washington county.

#### Taxation.

By Mr. Thompson of Roque Bluffs: Bill, An Act to amend Section 12 of Chapter 9 of the Revised Statutes relating to the taxation of personal property.

#### Temperance.

By Mr. Milliken of Island Falls: Remonstrance of M. Johnson and 13 others of Macwahoc against resubmission.

By Mr. Morton of Jackson: Protest of the East Maine Conference of M. E. church against same.

#### Sagadahoc County Delegation.

By Mr. Sewall of Bath: Bill, An Act to extend the close season on

moose and deer in Sagadahoc county; also, Bill, An Act for the protection of shell fish in parts of the county of Sagadahoc.

#### Reports of Committees.

Mr. Kinsman, from the committee on Inland Fisheries and Game, reported in a new draft Bill, An Act to amend Section 11 of Chapter 32 of the Revised Statutes relating to the close time on beaver, and that it ought to pass. (Printed under joint rules).

Mr. Knapp, from the committee on Banks and Banking, which was instructed by an order of the Legislature, referred from the last Legislature, to inquire into the expediency of continuing and extending of branch banks in the State of Maine, reported that no further legislation is necessary.

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

An Act to authorize the town of Sangerville to remove the bodies of deceased persons.

An Act to amend Section 65 of Chapter 10 of the Revised Statutes relating to the collection of taxes.

An Act relating to the Houlton Electric Light & Power Co.

An Act to extend the charter of the Rangeley Water Co.

An Act to repeal Section 26 of Chapter 60 of the Revised Statutes relating to Agricultural Societies.

An Act to permit the Brighton Street Railway Co. to discontinue the operation of its line during certain months of the year.

An Act granting additional powers, rights and privileges to the Bodwell Water Power Co. of Old Town.

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

An Act to extend the time of construction of the Boothbay Railroad.

An Act relating to the Lincoln Electric Railway Co.

An Act to amend Chapter 51 of the Private and Special Laws of 1903 entitled "An Act to incorporate the Pittsfield Trust Co."

An Act to amend Chapter 41 of the Revised Statutes relating to Sea and Shore Fisheries.

An Act to authorize the Piscataquis Savings Bank, of Dover, Maine, to construct and maintain Safety Deposit Boxes.

An Act to amend Section 86, Chapter 48, Revised Statutes, relating to responsibility of shareholders in trust and banking companies.

An Act to fix the salary of the Recorder of the Western Hancock Municipal Court.

An Act to amend and extend the charter of the Rangeley Trust Co.

An Act to change the name of Calf Island to Opechee Island.

An Act to incorporate the Guilford Trust Co.

An Act to amend Chapter 39 of the Revised Statutes in regard to the regulation of sale of Commercial Fertilizers.

An Act to amend Paragraph 5 of Section 1 of Chapter 407 of the Private and Special Laws of 1903 relating to ice fishing in Pease pond, in Wilton, Franklin county.

An Act to prohibit the hunting of duck on that part of Upper Kezar pond, situated in Stow and Lovell, Oxford county.

An Act to regulate fishing in West Carry pond, in Somerset county.

An Act to protect fish in Great brook and its tributaries in Lovell and Stoneham, and to repeal the law relating to taking fish in Cold brook, in Lovell, and Stoneham, Oxford county.

An Act to regulate fishing in Baskagegan lake and stream, and in Hot brook, a tributary to the stream, and in Schoodic Grand lake, North lake, Brackett lake and Longfellow lake and their tributaries, and the waters between Schoodic Grand lake and Chepenticook lake, situated in the counties of Washington and Aroostook.

An Act to regulate the practice of Veterinary Surgery, Medicine and Dentistry.

Resolve in favor of the dairying interests of the State of Maine.

Resolve in favor of the Augusta City Hospital.

Resolve in favor of the town of Belfast.

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

Resolve in favor of Jackman plantation, county of Somerset.

Resolve in favor of Moose River plantation, county of Somerset.

Resolve in favor of Knox County General hospital.

Mr. Kimball of Rockland, offered an amendment by striking out in lines 2, and 5, the words "fifteen hundred dollars" and inserting the words "two thousands dollars," and by adding the to said resolve the words, "also the sum of one thousand dollars for the purpose of maintenance and repairs of, or additions to, its buildings and grounds."

On motion of Mr. Morrill of Skowhegan the resolve and amendment were tabled, pending the second reading of the resolve.

Resolve in favor of roads in the Indian township, Washington county.

Resolve in favor of aid in building highway bridge across the Sebasticook river in the town of Benton.

#### Passed to be Engrossed.

An act to amend Section 1 of Chapter 81 of the Revised Statutes relating to the appointment of clerks of the judicial courts. (Tabled pending third reading on motion of Mr. Reed of Portland.)

An Act to confirm the organization Electric Co., and to authorize it to acquire the Old Town Electric Co., to change its name to the Bangor Railway and acquire the properties and franchises of the Public Works Co., the Bangor, Orono and Old Town Railway Company, and the Bangor, Hampden and Winterport Railway Company, and to confer certain powers upon said Bangor Railway and Electric Company.

#### Passed to be Enacted.

An Act granting Jesse K. Mitchell and John J. Cameron the right to establish a ferry between Sullivan and Hancock.

An Act authorizing the Orono Water Company to take water from Chemo lake and Chemo stream in the town of Bradley.

An Act to amend Section 24 of Chapter 144 of the Revised Statutes relating to insane persons.

An Act to authorize the Great Northern Paper Company to hold stock of the West Branch Driving and Reservoir Dam Company.

An Act to authorize the town of Winthrop to erect and maintain a wharf in Lake Manaracook in the county of Kennebec.

An Act to amend Section 6 of Chapter 65 of the Revised Statutes, relating to probate courts.

An Act to increase the salary of the judge of the municipal court for the city of Lewiston.

An Act to provide in part for the expenditures of government for the year 1905.

An Act to authorize the Houlton Water Company to generate, sell and distribute electricity.

An Act to amend the charter of the Limerock Railroad Company.

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

An Act to amend the charter of the Security Trust Company.

An Act to incorporate the Stockton Springs Trust Company.

An Act to incorporate the Houlton Trust Company.

An Act to incorporate the State Trust Company.

An Act relating to the Rumford Falls and Rangeley Lakes Railroad Company.

An Act to authorize the Northern Telegraph Company to extend its lines along the Northern Maine Seaport Railroad and to increase its capital stock.

An Act to extend the charter of the Mainland Midland Railroad Company.

An Act to extend the charter of Columbia Falls Water and Electric Light Company.

An Act to extend the franchise of the Wiscasset, Waterville and Farmington Railroad Company.

An Act to extend the charter of the Lincoln County Street Railway.

An Act to change the name of the Sanford Light and Water Company and enlarge its powers.

#### Finally Passed.

Resolve in favor of the Maine State Sanatorium Association.

Resolve in favor of the W. C. T. U. department of homes for homeless children.

#### Orders of the Day.

On motion of Mr. Oakes of Auburn, bill in relation to punishment of persons on land claiming authority from foreign government or magistrate, was taken from the table.

The bill was then passed to be engrossed.

The following were presented under suspension of the rules:

By Mr. Reed of Portland: Remonstrance of Captain C. N. Estes and 13 others of Portland against the free and unrestricted use of purse and drag seines in waters of shore towns of State of Maine. (Referred to committee on shore fisheries).

Remonstrance of 24 professional and business men of Portland against amendment to the trustee law; of T. F. Foss & Sons and 5 other merchants of Portland against same. (Referred to the committee on the judiciary).

Bill, An Act to incorporate the Peaks Island Railroad Company. (Referred to the committee on railroads and express-es).

Mr. KIMBALL of Rockland: Mr. Speaker, any member of the House who has ever had occasion to examine bills or any documents that were in the hands of a committee over adjournment, knows the difficulty which he has in doing so, and it would seem as though some arrangement might be made whereby, if it is necessary for the secretaries or clerks to be absent over adjournment, those papers could be deposited where they would be easy of access; and I therefore move the adoption of the following order:

Ordered, That the committee on rules and business of the House make suitable arrangements so that all papers and documents in the hands of secretaries or clerks of committees may be accessible on each secular day.

The order received a passage.

Mr. OAKES of Auburn: Mr. Speaker, by desire of the committee on rules of the House I will call attention to rule 46 in regard to placing petitions, memorials and papers in the box before 5 o'clock of each day, and in regard to the violation of this rule which, for motives of convenience and not necessary very often, occurs by reason of members asking for unanimous consent to introduce various matters out of order. Of course occasionally it is necessary that such a thing should be introduced out of order; but it is the belief of the committee that a compliance of the House with the rule would facilitate business in every way. And while the committee do not wish to interpose objections unnecessarily, they hope that every member of the House will, if possible, avoid asking unanimous consent to introduce measures out of order. Most of these things can just as well wait until the next day and go in in their regular order. The great difficulty comes in keeping track of the business of the House when many things are introduced in this manner. It is very difficult for the clerk and also very difficult for the reporters who have to keep the things in their proper order. I am sure that the House will follow the rule as far as possible when it is called to their attention.

The following were presented under a suspension of the rules:

By Mr. Hanson of Machiasport: Remonstrance of Ernest Libby and 6 others of Machiasport against use of purse and drag seines in the waters of the shore towns of Washington county where same are now prohibited by law. (Referred to the committee on shore fisheries).

By Mr. Thompson of Roque Bluffs: Remonstrance of Ira E. Davis and 69 others of Machias protesting against any law allowing seining east of the Penobscot. (Referred to the committee on shore fisheries).

The Speaker joined on the part of the House to the committee in regard to the investigation of the liquor commissioner, Messrs. Powers of Houlton, Abbott of North Berwick, Hastings of Bethel, Philbrook of Lisbon, Stevens of Portland, Norcross of Winthrop, and Wilder of Pembroke.

On motion of Mr. Powers of Houlton, bill in regard to Maine and New Brunswick Electrical Power Company, was taken from the table, and on further motion by the same gentleman it was referred to the committee on the judiciary.

On motion of Mr. Staples of Eliot, Bill, An Act to incorporate Kittery Village Corporation, was taken from the table, and on further motion by the same gentleman it was referred to the committee on the judiciary.

On motion by Mr. Libbey of South Berwick,  
Adjourned.