

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Second Legislature

OF THE

STATE OF MAINE.

1905.

HOUSE.

Thursday, Feb. 23, 1905.

Prayer by the Rev. Mr. Tanberg of Gardiner.

Journal of yesterday read and approved.

Papers from the Senate disposed of in concurrence.

Senate Bills on First Reading.

Resolve in favor of Mathias A. Culnan of Belfast.

An act to enable the Sebago Lake, Songo River and Bay of Naples Steamboat Company to construct and maintain a wharf at the foot of Long Lake in the town of Naples, county of Cumberland.

This bill comes from the Senate amended by Senate amendment "A." In the House the amendment was adopted, the bill was read twice and assigned for tomorrow morning for its third reading.

Bill, an act to amend section 26 of chapter three of the Revised Statutes in relation to printing of the different departments, which was referred in the House to the committee on judiciary, comes from the Senate referred to the special committee on printing in non-concurrence.

On motion of Mr. Higgins of Limerick, the House receded and concurred with the Senate in its reference.

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

Judiciary.

By Mr. Kinsman of Augusta: Petition of Hiram Clark and 28 others of Augusta for the initiative and referendum; petition of George A. Craig and 21 others of Augusta for same; petition of Abner W. Nichols and 65 others of Augusta and Hallowell for same

By Mr. Foss of Scarborough: Remonstrance of J. E. Leavitt and 34 others of Scarborough against the incorporation of Prout's Neck as a village corporation; remonstrance of Alvin T. Moulton and 17 others of Scarborough against same.

By Mr. Morey of Lewiston: Bill, an act to amend section 40 of chapter 29 of the Revised Statutes relating to the sale of intoxicating liquor.

By Mr. Merrill of Skowhegan: Bill, an act to amend chapter 485 of the private and special laws of 1901 establishing a municipal court in the town of Skowhegan.

Legal Affairs.

By Mr. Bunker of Anson: Petition of O. B. Fletcher and 28 others concerning taxation on wild lands.

By Mr. Jordan of Cape Elizabeth: Petition of A. E. Poland and 14 others of Cape Elizabeth in relation to same.

By Mr. Stearns of Millinocket: Petition of Luther B. Rogers and 45 others of Patten in relation to same.

By Mr. Walker of Lovell: Petition of George W. Diggles and 14 others of Mercer in relation to same.

By Mr. Smith of Madison: Petition of T. D. Salley and 3 others in relation to same.

By Mr. Putnam of Danforth: Petition of Charles A. Rolfe and 32 others of Princeton in relation to same.

By Mr. Scribner of Charleston: Petition of F. A. Thayer and 65 others in relation to same; petition of A. C. Titcomb and 37 others in relation to same.

By Mr. Gray of Paris: Petition of I. W. Andrews and 20 others in relation to same.

Railroads and Expresses.

By Mr. Wilder of Pembroke: Petition of H. B. Corthell and 22 others of Charlotte asking for two-cent mileage on the Washington county railroad. (Tabled on motion of Mr. Wilder of Pembroke.)

Mercantile Affairs and Insurance.

By Mr. Milliken of Island Falls: Bill, an act to amend section 95 of chapter 49 of the Revised Statutes relating to notice of injury to casualty insurance companies.

By Mr. Walker of Lovell: Petition of J. E. Clement and 71 others of Brownfield in relation to same.

By Mr. Russell of Readfield: Petition of Herbert F. Kelley and 36 others in relation to same.

By Mr. Hastings of Bethel: Petition of W. B. Cummings and 38 others in relation to same; petition of L. R. Hall and 33 others all of Andover in relation to same.

By Mr. Walker of Lovell: Petition of E. A. Lowe and 79 others of Mercer; petition of H. N. Burbank and 59 others of Hiram; petition of John D. Danforth and 37 others of Brownfield; petition of L. H. Hubbard and 61 others of Hiram; all relating to same.

By Mr. Hill of Buxton: Petition of F. J. Dennett and 11 others of Hollis relating to same.

By Mr. Usher of Baldwin: Petition of F. J. Murch and 8 others of Baldwin relating to same.

By Mr. Oakes of Auburn: Bill, an act to amend section one of chapter 57 of the Revised Statutes by providing for the incorporation of yacht clubs.

State Lands and State Roads.

By Mr. Cushman of Woodstock: Remonstrance of Levi McAllister and 25 others against changing the names of Upper and Lower Stone ponds.

Ways and Bridges.

By Mr. Miller of Durham: Bill, an act to apportion expenses of bridges between towns.

Inland Fisheries and Game.

By Mr. Gray of Paris: Petition of A. J. Abbot and 17 others relative to limiting the protection of game to wild lands.

By Mr. Cushman of Woodstock: Remonstrance of Asa H. Sessions and 31 others against closing to fishing for trout and salmon Big Concord pond and Concord river and their tributaries.

Shore Fisheries.

By Mr. Reed of Portland: Petition of Ernest Meservey and 33 others of Rockland to restrict the catching of fish by purse and drag seines.

Towns.

By Mr. Byron of Phillips: Remonstrance of S. S. Carleton and 17 others of Weld against setting off any part of the town of Weld and annexing the same to the town of Carthage; remonstrance of Lee S. Brown and 10 others of Weld against same.

Temperance.

By Mr. Garcelon of Lewiston: Petition of J. A. Girouard, M. D., and 41 others of Lewiston in favor of the

proper labelling of proprietary medicines, containing alcohol and narcotic drugs.

By Mr. Briggs of Auburn: Petition of Joseph B. Twadelle and 9 others of Auburn for same.

Taxation.

By Mr. Merrill of Dixfield: Petition of Lewis H. Bisbee and 3 others in regard to taxation of manufacturing, mining and smelting corporations.

By Mr. Gray of Paris: Petition of Seth Benson and 27 others favoring repeal of section 25 of chapter 9 of the Revised Statutes.

By Mr. Goodwin of Sanford: Petition of Frank H. Dexter and 6 others of Sanford for the repeal of section 25 of chapter 9 of the Revised Statutes, relating to the method and place for taxing property of manufacturing, mining and smelting corporations.

By Mr. Usher of Baldwin: Petition of F. J. Murch and 6 others for same.

By Mr. Morton of Jackson: Petition of R. E. Page and 33 others of Jackson for same.

By Mr. Fulton of Blaine: Petition of Cyrus Chase and 7 others of Westfield for the increase of the rate of taxation of railroads; petition of L. A. Blaisdell and 30 others of Westfield for same; petition of J. R. Rideout and 34 others of Blaine for same; petition of E. C. Folsom and 25 others of Bridgewater for same; petition of G. W. Young and 30 others of Blaine for same.

By Mr. Kinsman of Cornville: Petition of H. W. Rowell and 7 others of Cornville for same.

By Mr. Lanigan of Waterville: Petition of F. A. Noyes and 26 others of Winslow for Grange bill to equalize school tax; petition of E. H. Gerald and 47 others of Clinton for same; petition of Charles E. Webber and 9 others of Mount Vernon for same; petition of J. K. Kidder and 3 others of Albion for same; petition of G. B. Farnham and 70 others of Belgrade for same.

By Mr. Copp of Cornish: Petition of Elmer E. Wadleigh and 18 others of Parsonsfield for same.

By Mr. Goodwin of Sanford: Petition of Frank H. Dexter and 19 others of Sanford for same.

By Mr. Gray of Paris: Petition of

Seth Benson and 24 others for same.

By Mr. Stearns of Millinocket: Petition of L. B. Rogers and 40 others of Patten for same.

By Mr. Usher of Baldwin: Petition of F. J. Murch and 9 others of Baldwin for same.

Salaries.

By Mr. Usher of Baldwin: Petition of F. J. Murch of Baldwin and 6 others for abolition of the fee system.

By Mr. Norcross of Winthrop: Petition of G. V. Farnham and 74 others of Belgrade for same; petition of E. H. Gerald and 46 others of Clinton for same; petition of E. H. Hitchings and 15 others of Winslow for same; petition of Charles E. Webber and 31 others of Mount Vernon for same.

By Mr. Irving of Presque Isle: Petition of A. H. Nelson and 27 others of Aroostook county for same; petition of I. C. F. Bagley and 8 others of Caribou for same.

By Mr. Briggs of Auburn: Petition of M. A. Pulsifur and 10 others of Minot for same; petition of A. A. Daggett and 13 others of Androscoggin county for same.

By Mr. Gray of Paris: Petition of Seth Benson and 24 others for same.

By Mr. Treworgy of Surry: Petition of Curtis Durgan and 11 others of South Penobscot for same.

By Mr. Sargent of Castine: Petition of J. Y. Perkins and 11 others of Castine for same.

By Mr. Tracy of Winter Harbor: Petition of F. A. Noyes and 24 others of Sullivan for same.

By Mr. Howes of Palmyra: Petition of H. L. Goodrich and 24 others of Palmyra for same; petition of H. A. George and 30 others of East Mercer for same; petition of Harry A. Penney and 34 others of Canaan for same; petition of Fred Lucas and 78 others of St. Albans for same; petition of D. B. Fletcher and 17 others of Starks for same; petition of C. J. Savage and 12 others of Somerset county for same.

By Mr. Thompson of Roque Bluffs: Petition of C. A. Rockwell and 34 others of Washington county for same; petition of Frank S. Libby and 26 others of Gouldsboro for same.

By Mr. Hastings of Bethel: Petition

of H. J. Rose and 70 others of Dixfield for same.

By Mr. Morton of Jackson: Petition of W. S. Gray and 57 others of Troy for same; petition of R. S. Walls and 23 others of Thornjike for same.

By Mr. Webster of Chesterville: Petition of W. A. Titcomb and 53 others of Farmington for same; petition of F. W. Brown and 12 others of Carthage for same; petition of A. D. Graffam and 106 others of Phillips for same.

By Mr. Purinton of Bowdoin: Petition of M. G. Keay and 6 others of Sagadahoc county for same.

By Mr. Barrows of Newport: Petition of G. A. Friend and 34 others of Etna for same; petition of E. A. Oak and 27 others of Levant for same; petition of Fred H. Haley and 11 others of Penobscot county for same; petition of H. L. Merrill and 14 others of Orono for same; petition of D. L. Dodge and 7 others of Orrington for same.

By Mr. Goodwin of Sanford: Petition of O. F. Bridgham and 20 others of Sanford for same.

By Mr. Copp of Cornish: Petition of Elmer E. Wadleigh and 17 others for same.

Aroostook County Delegation.

By Mr. Holmes of Caribou: Petition of A. W. Spaulding and 114 others of Caribou for the establishment of the Caribou municipal court.

By Mr. Thurlough of Fort Fairfield: Petition of A. C. Cary and 33 business men of Fort Fairfield for same.

By Mr. Fulton of Blaine: Petition of John Fulton and 18 others of Bridgewater for same.

Reports of Committees.

Mr. Newbegin from the committee on claims reported ought not to pass on resolve in favor of Alexander Theriault.

Mr. Stearns from the Penobscot county delegation reported ought not to pass on bill, an act to repeal chapter 456 of the private and special laws of 1870 relating to the throwing of slabs and other refuse into the Penobscot river.

Mr. Kinsman from same committee on

inland fisheries and game, on petition of J. C. Martin and 25 others asking for a law to prohibit the sale of fish taken from Pleasant pond in Somerset county, reported that the petitioners have leave to withdraw.

Mr. Kinsman from same committee on petition of Henry Sands and 29 others of Bingham for a change in the law in relation to the killing of beaver, reported that the petitioners have leave to withdraw, as the subject matter of the petition has already been reported to this legislature and no further action is necessary.

Mr. Johnson from the committee on judiciary reported in a new draft, bill, an act to amend an act incorporating the Kennebec Water District, and that it ought to pass.

Mr. Hale from the same committee reported in a new draft resolve in favor of the early York deeds, and that it ought to pass.

Mr. Hagerthy from the committee on appropriations and financial affairs reported in a new draft resolve in favor of the Maine school for the deaf and that it ought to pass.

Mr. Knapp from the committee on banks and banking reported ought to pass on bill, an act to incorporate the Newport Trust Company to be located at Newport, Maine.

Mr. Knapp from same committee reported ought to pass on bill, an act to extend the charter of the City Trust Company of Bangor.

Mr. Knapp from same committee reported ought to pass on bill, an act to renew and extend the charter of the Boothbay Harbor Banking Company.

Mr. Knapp from same committee reported ought to pass on bill, an act to incorporate the Kenduskeag Trust Company to be located at Bangor, Maine.

Mr. Knapp from same committee reported ought to pass on bill, an act to extend the charter of the Somerset Trust Company.

Mr. Knapp from same committee reported ought to pass on bill, an act to amend and extend the charter of the Sanford Trust Company.

Mr. Knapp from same committee re-

ported ought to pass on bill, an act to amend section 76 of chapter 48 of the Revised Statutes relating to Loan and Building Associations.

Mr. Knapp from same committee reported ought to pass on bill, an act entitled an act to incorporate the Lincoln Trust Company to be located at Lincoln, Maine.

Mr. Knapp from same committee reported ought to pass on bill, an act to incorporate the Oxford Trust Company to be located at Fryeburg, Maine.

Mr. Knapp from same committee reported ought to pass on bill, an act to incorporate the Belfast Banking Company to be located at Belfast, Maine.

Mr. Kinsman from the committee on inland fisheries and game reported in a new draft bill, an act to regulate fishing in Marble Brook, Marble Pond, Chase brook or Blackstone brook in Piscataquis county and Bolt brook in Somerset county, and that it ought to pass.

Mr. Kinsman from same committee on petition reported bill, an act entitled an act to prohibit ice fishing in Hancock pond in Embden and plantation of Lexington, Somerset county.

Mr. Kinsman from same committee on petition reported bill, an act to permit fishing in Branch and Meadow brooks, so called, in Thomaston and Rockland in accordance with the general laws of the State.

Mr. Kinsman from same committee reported ought to pass on bill, an act to prohibit fishing in the tributaries of Little Sebago lake in Gray and Windham, Cumberland county.

Mr. Kinsman from same committee reported ought to pass on bill, an act for the protection of gray squirrels on certain lands in Fryeburg.

Mr. Berry from same committee on petition reported bill, an act to regulate fishing in Lake Webb, Franklin county.

Mr. Berry from same committee on petition reported bill, an act to permit ice fishing in Half Moon pond in Oxford county, and to permit fishing for pickerel in Jenne Pond, so called, in Mexico and Carthage, partly in Oxford and partly in Franklin county.

Mr. Hastings from the committee on

claims reported ought to pass on resolve in favor of the town of Machias.

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

First Reading of Printed Bills.

An act to extend the charter of the Caratunk Power Company.

An act to provide for recording of condemnation proceedings.

An act to incorporate the Messalonskee Electric Company.

An act to legalize the doings of the town of Masardis in the county of Aroostook.

An act to organize the plantation of Fortage Lake.

An act authorizing and ratifying the construction and maintenance of a wharf from Macnorth or Macket's Island, so called, into the tide waters of Casco Bay, in the town of Falmouth, Maine.

An act additional to section 12 of chapter 107 of the Revised Statutes relating to easements.

Passed to be Engrossed.

An act to extend the charter of the Merchants' Trust Company and to change the name of some of the corporations.

An act in relation to the lands reserved for public use in the plantation of Kingsbury.

An act to provide for the better protection of motormen and conductors on electric cars.

An act to incorporate the town of Westfield in the county of Aroostook.

An act to set off a part of plantation Number Seven and annex it to the town of Gouldsboro.

Resolve in favor of the Maine Industrial School for Girls.

Resolve to provide for the expenses of the Maine Industrial School for Girls.

Resolve in favor of repairing the bridge across Narraguagus river in the town of Millbridge.

An Act to extend the charter of the Pushaw Lake Railway.

An Act additional to and amendatory of chapter 48 of the Private and Special Laws of 1887, entitled An Act to incorporate the Winterport Ferry Company.

An Act additional to chapter 144 of the Revised Statutes relating to insane hospital.

An Act to amend Section 18 of Chapter 144 of the Revised Statutes, relating to the support of persons committed to the insane hospitals.

An Act to authorize Walter W. Irwin and his associates and assigns to raise the water of Third Pond in the town of Bluehill.

Resolve in favor of marking the grave of the late Governor Hunton.

Passed to be Enacted.

An Act to amend Chapter 82 of the Private and Special Laws of 1903, entitled an Act to incorporate the Gardiner Water District.

An Act to incorporate the Winter Harbor Trust Company.

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

An Act to incorporate the Merchants Trust Company.

Orders of the Day.

On motion of Mr. Higgins of Limerick, the rules were suspended and that gentleman introduced bill, An Act to incorporate the Buxton and Hollis Power Company, and on further motion by Mr. Higgins it was referred to the committee on Judiciary.

On motion of Mr. Sparrow of Freedom, the rules were suspended and that gentleman introduced petition of D. W. Dodge and 24 others asking for the right to remove dead bodies in the town of Freedom, and also bill, An Act authorizing the removal of bodies of deceased persons from Freedom cemetery, and on further motion by Mr. Sparrow the petition and bill were referred to the committee on legal affairs.

On motion of Mr. Kimball of Rockland, the rules were suspended and that gentleman introduced remonstrance of J. M. Conant and 34 others against an Act to amend chapter 15 of the Revised Statutes relating to the mill fund and school tax, and on further motion by Mr. Kimball the remonstrance was referred to the committee on taxation.

On motion of Mr. Byron of Phillips, bill, An Act to extend the close time on caribou and amend chapter 32 of the Revised Statutes relating to inland fisheries and game, was taken from the table, and on further motion by the same gentleman it was referred to the committee on inland fisheries and game.

Mr. MORRISON of Eden: Mr. Speaker, I have a resolve to introduce out of order and I wish to explain it so that the members of the House may understand its nature. Last evening at the Ball ex-Governor Robie asked me if I would introduce this resolve and a copy of the will of the late Helen A. Gilman, of Portland.

The will provides that one thousand dollars be given to the State of Maine Insane Asylum at Augusta, this to be held in trust by the State Treasurer, provided that not less than fifty dollars a year be appropriated by the Legislature for the pleasure and entertainment of the patients at the asylum.

Now, this may seem to be a rather high rate of interest to pay, but when you consider who this lady was, Mrs. Gilman, I do not think you will object to accepting this bequest. Mrs. Gilman was a daughter of Honorable Reuel Williams of Augusta. Dr. Sanborn informed me that in

about 1832 Hon. Reuel Williams came to the State Legislature and offered to give the sum of twenty thousand dollars to the State provided that the State would give a like amount to found an insane asylum here in Augusta. It was accepted and he gave the twenty thousand dollars, and the building of an insane asylum was commenced over across the river. Now, later on his son, a brother to this Mrs. Gilman, gave to the State of Maine one thousand dollars provided that the State appropriate forty dollars a year for the insane asylum at Augusta.

I ask, Mr. Speaker, that the rules be suspended that I may have the honor and the opportunity of introducing this resolve at the present time.

The motion was agreed to, and Mr. Morrison introduced a resolve in favor of the trustees of the Maine Insane Hospital, and on further motion by the same gentleman it was referred to the committee on insane hospitals.

Special Assignment: Resolve in favor of the University of Maine.

The resolve was read a second time and was passed to be engrossed.

On motion of Mr. Reed of Portland, bill, An Act to provide for representation of Maine at the Louis and Clark and Jamestown Expositions, was taken from the table, and on further motion by the same gentleman it was referred to the committee on federal relations.

On motion of Mr. Giddings of Gorham,
Adjourned.