

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-Second Legislature

OF THE

STATE OF MAINE.

1905.

laws and ordinances, was taken from the table, and on further motion by the same Senator the bill was passed to be engrossed.

On further motion by the same Senator the report of the committee on Legal Affairs, submitting a bill to amend the Revised Statutes, relating to the selection of jurors, was taken from the table. On motion by Mr. Pierce of Aroostook the report of the Committee "ought to pass" was accepted.

The bill was read and assigned.

On motion of Mr. Staples of Knox Senate document No. 4, report of Committee on Labor "ought not to pass," on bill to amend section 57, chapter 84, of the Revised Statutes of Maine, was taken from the table. On further motion by the same Senator the report was accepted.

On motion by Mr. Gardner of Penobscot bill "An Act to authorize the Farmington Village Corporation to take water for municipal purposes from Varnum's Pond," was taken from the table, and on further motion by the same Senator the same was passed to be engrossed.

On motion of Mr. Staples of Knox the Senate adjourned to meet on Tuesday, March 14, 1905, at 10 o'clock in the forenoon.

HOUSE.

Monday, March 13, 1905.

Prayer by Rev. Mr. Spencer of Augusta.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

An act relating to artificial cultivation of fish by riparian proprietors, came from the Senate amended by Senate amendment A. The House reconsidered the vote whereby this bill was passed to be engrossed, Senate amendment A was adopted and the bill was then passed to be engrossed as amended.

An Act enlarging the duties and fixing the compensation of the attorney general, came from the Senate amended by Senate amendment A. (Tabled pending the adoption of the amendment on motion of Mr. Briggs of Auburn.)

An Act relating to the compensation of certain State officers, came from the Senate that branch non-concurring in the adoption of House amendment A. (Tabled on motion of Mr. Oakes of Auburn.)

An Act relating to the compensation of the commissioners of inland fisheries and game came from the Senate amended by Senate amendment A.

The House reconsidered the vote whereby this bill was passed to be engrossed. Senate amendment A was adopted and the bill was then passed to be engrossed as amended.

An Act to incorporate Prout's Neck Village Corporation, the House having accepted the report of the committee referring it to the next Legislature came from the Senate recommitted to the judiciary committee in non-concurrence.

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

Petition of D. L. Pettengill and 55 others in relation to the abolition of the fee system from the Senate placed on file by that branch in non-concurrence.

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

The House order directing the committee on legal affairs to inquire into the present mode of assessing and describing wild lands and as to giving additional and amended deeds to DeForest Keyes and Herbert Kimball came from the Senate referred to the committee on legal affairs in non-concurrence. (Tabled on motion of Mr. Merrill of Skowhegan.)

From the Senate: Majority and minority reports of the committee on taxation on bill in relation to taxation of mortgages on real estate. (Reports tabled pending acceptance of either motion of Mr. Littlefield of Rockland.)

Senate Bills on First Reading.

An Act to provide for the appointment of receivers of corporations.

An Act to authorize the Sanford Light and Power Company to increase its capital stock, and to acquire and purchase rights of the Atlantic Shore Line to furnish light, heat and power in the town of Sanford.

An Act to extend the charter of the Union River Water storage company.

An Act relating to the Bar Harbor and Union River Power Company.

An Act to extend the charter of the Fish River Improvement Company.

An Act to extend the corporate powers of the Sebasticook Manufacturing and Power Company.

An Act to incorporate the Mattagamon Towboat Company.

An Act to incorporate the Alfred Light and Power Company.

An Act for the encouragement and development and conservation of the shell fish industry.

An Act to provide notice to beneficiaries under wills.

An Act relating to a winter speedway on the Kennebec river.

An Act to authorize the buildings of a wharf at Cape Porpoise.

An Act to extend the charter of the Camden and Liberty Railway.

An Act to amend Chapter 557 of the Private and Special Laws of 1893 entitled An Act to incorporate the Home for Aged Men in Bangor. (Read the third time and passed to be engrossed under suspension of the rules on motion of Mr. Mullen of Bangor.)

An Act to amend Chapter 415 of the Private and Special Laws of 1868 entitled An Act authorizing Drew plantation to raise money for certain purposes. (Read a third time and passed to be engrossed under suspension of the rules on motion of Mr. Powers of Houlton.)

An Act to confirm the charter and enlarge the power of the Old York Historical Improvement Society.

An Act to incorporate the Sacc River Electric Power Company.

An Act to extend the powers of the Eastern Timber Company.

An Act to amend and extend the charter of the Winterport, Frankfort and Prospect Electric Railway Company.

An Act to amend Chapter 172 of the Private and Special Laws of 1891, as amended by Chapter 295 of the Private and Special Laws of 1901, relating to the consolidation of certain railroad corporations.

Resolve authorizing the land agent to release the State's interest in Half Way Island in Hancock county.

An Act to incorporate the Fidelity

Trust Co. of Portland, Maine, came from the Senate amended by Senate amendment A.

On motion of Mr. Knapp of South Portland, the vote was reconsidered whereby this bill was passed to be engrossed, and on further motion by the same gentleman the House concurred with the Senate in adopting the amendment.

The bill was then passed to be engrossed as amended.

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

Appropriations and Financial Affairs.

By Mr. Knapp of South Portland: Resolve that the sum of \$50 be paid to C. Bradstreet for services of clerk, stenographer and typewriter for the committee on banks and banking during the session.

By Mr. Oakes of Auburn: Resolve in favor of the clerk and stenographer and messenger to the committee on legal affairs.

By Mr. Hastings of Bethel: Resolve in favor of towns for reimbursement for money spent on State roads in the year 1903.

Placed on File.

By Mr. Tapley of York: Petition of Frank W. Smith M. D., of York in favor of act providing for proper labelling of medicines containing alcohol and narcotic drugs; of Charles E. Goodwin and 13 others of Kennebunkport for same; petition of G. C. Upham M. D., for same; of George W. Bradley and others for same; of G. H. Kent and 25 others for same; of John W. Bowers and others of Portland for same.

Report of Committees.

Mr. Weatherbee from the committee on legal affairs, reported ought to pass on bill, An Act to repeal Section 12 of Chapter 34 of the Revised Statutes, relating to the taking of testimony when the party prosecuting or the party defending is an executor or an administrator.

Mr. Reed from same committee, reported in a new draft bill, An Act to amend Section 16 of Chapter 11 of the Revised Statutes, relating to the record of plans in registries of deeds in the

Mr. Baxter from same committee, on remonstrance against passage of any bill that permits the giving of so-called sacred concerts on the Lord's Day, reported that the same be referred to the committee on judiciary.

Mr. Gray from same committee, on resolve providing for the acquisition by the State of deforested lands and to protect the water supply of the great rivers and lakes of the State, with statement of facts, reported that the same be referred to the next Legislature.

Mr. Reed from the Cumberland County Delegation reported ought to pass on bill, An Act to provide for the appointment of a probation officer for the county of Cumberland.

Mr. Johnson from the committee on judiciary, reported in a new draft, bill, An Act relating to the location and assessment of damages for property taken for public uses, and that it ought to pass.

Mr. Powers from same committee, reported ought not to pass on bill, An Act to incorporate the Fall Brook Dam and Improvement Co.

Mr. Hale from same committee, reported ought to pass on bill, An Act to amend Section 113 of Chapter six of the Revised Statutes, relating to caucuses in cities of over 25,000 inhabitants.

First Reading of Printed Bills.

An Act authorizing cities and towns to raise money for the extermination of insect pests.

An Act to amend Section three of Chapter 92 of the Revised Statutes relating to mortgages on real estate.

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

An Act to repeal acts incorporating Skowhegan Village Corporation.

An Act to apportion the expenses of bridges between towns.

An Act to extend the charter of the Maine and New Hampshire Railroad.

An Act concerning Merrill Memorial Library, a free public library in the town of Yarmouth.

An Act to incorporate the Union Cemetery Improvement Co.

An Act to enable Edwin W. Doyle to maintain the upper dam on Flander's stream in town of Sullivan, Han-

cock county.

An Act to amend the Revised Statutes, Chapter 125, Section 53, relating to cruelty to animals.

An Act to amend Section 70, Chapter 51, Revised Statutes, relating to ringing of bells and sounding of whistles on steam railroads.

An Act authorizing the Ashland Co. to erect dams and make improvements on the tributaries of the Upper Aroostook river.

An Act to amend Section 73, Chapter 10, of the Revised Statutes in relation to the collection of taxes.

An Act to incorporate the State Loan Co.

An Act to amend Section four of Chapter 128 of the Revised Statutes relating to injury to property used for public water supplies.

An Act to amend the charter of the Auburn and Turner Railroad Co.

An Act to restore the jurisdiction of trial justices in the town of Fayette, in the county of Kennebec.

An Act to incorporate the Van Buren Water District.

An Act to change the title of the Wilton Electric Light and Power Co.

An Act to incorporate the Bangor Water District.

An Act to prevent the fraudulent issue and use of transfer tickets upon public conveyances.

An Act to provide for certain expenses of law terms of the supreme judicial court.

An Act authorizing the payment of an annuity by the city of Portland to Lizzie A. Johnson.

An Act to establish the Lubec and Machias Railway Co.

An Act to provide blanks, books and stationery for the municipal court in Newport.

An Act to amend the charter of the Northeast Harbor Water Company.

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

An Act to amend Section 1 of Chapter 123 of the Revised Statutes relative to corrupting water used for domestic and other purposes.

An Act to authorize the Fort Halifax Power Company to furnish electricity for power purposes.

An Act to amend Chapter 485 of the Private and Special Laws of 1901, es-

tablishing a municipal court in the town of Skowhegan.

An Act to amend Section 7, Chapter 128 of the Revised Statutes relating to malicious mischief.

An Act to amend Section 1 of Chapter 165 of the Private and special Laws of 1887, entitled, "An Act creating the Fort Fairfield Village Corporation."

An Act to authorize Wadsworth and Woodman to take water from Lake Maranocook.

An Act to incorporate the Buxton and Hollis Power Company.

An Act to amend Section 16 of Chapter 23 of the Private and Special Laws of 1899, entitled "An Act to establish a municipal court in the town of Newport."

An Act to amend the charter of the Augusta Water District.

An Act to create a bridge commission to investigate the bridges connecting the State of Maine and the state of New Hampshire.

An Act to provide for the appointment of a commissioner of highways and economy in municipal expenditures.

An Act to amend Section 2 of Chapter 62 of the Revised Statutes relating to proceedings for divorce.

An Act to amend Section 26 of Chapter 135 of the Revised Statutes relating to sentences.

An Act to amend Section 4 of Chapter 155 of the Private and Special Laws of 1901, entitled "An Act to incorporate the York Reach Village Corporation."

An Act to amend Section 10 of Chapter 6 and Section 12 of Chapter 6 of the Revised Statutes relating to the regulation and conduct of elections.

An Act to amend Chapter 126 of the Revised Statutes relating to gambling.

An Act to incorporate the Dexter Trust Company.

An Act to amend the charter of the Wilton Water Company.

An Act to amend Chapter 153 of the Private and Special Laws of 1879 in regard to building dams and embankments on Swift river in the town of Fryon.

An Act to incorporate the Kittery Village Corporation.

An Act to amend Section 22 of Chapter 6 of the Revised Statutes, relating to the

regulation and conduct of elections. (Tabled pending first reading on motion of Mr. O'Brien of Lewiston, and tomorrow assigned for its consideration.)

An Act in relation to insane persons in the State prison and in the county jails, and additional to Chapter 138 of the Revised Statutes.

An Act to amend Section 24, Chapter 48, Revised Statutes, relating to real estate investments of savings banks.

An Act additional to Chapter 113 of the Revised Statutes, in relation to the assignment of wages.

An Act to prohibit throwing sawdust, shavings, waste or refuse into Heath brook or its tributaries, in the town of Acton, York county.

An Act to prevent the throwing of sawdust and other mill waste in Little Madawaska river and its tributaries in Aroostook county.

An Act to extend the close time of deer on Swan's Island, Hancock county.

An Act to amend an act entitled "An Act in relation to political caucuses in the city of Bangor."

An Act to amend Chapter 259 of the Private and Special Laws of 1903 relating to the protection of deer on the island of Mount Desert.

An Act to amend Chapter 116, Section 11, of the Revised Statutes, relating to compensation of members of the government.

An Act regulating the taking of clams in the town of North Haven.

An Act additional to Chapter 13 of the Revised Statutes, relating to the Penobscot tribe of Indians.

An Act to repeal Chapter 623 of the Private and Special Laws of 1893 and Chapter 142 of the Private and Special Laws of 1895, amendatory of said Chapter 623, authorizing the town of Athens, in the county of Somerset, to expend a portion of its school money in Somerset Academy.

An Act to regulate fishing in Sokokis lake, so called, in the town of Limerick, also its tributaries, and in Long and West ponds, in Parsonsfield, in the county of York.

An Act to amend Section 30 of Chapter 51 of the Revised Statutes, relating to railroad branch tracks.

An Act to amend Section 23, Chapter 48, Revised Statutes, relating to investment of deposits in savings banks. (Tabled pending second reading on motion of Mr. Merrill of Skowhegan.)

An Act to amend Section 3 of Chapter 20 of the Revised Statutes, relating to burying grounds.

An Act authorizing the town treasurer of Kittery to expend money left for private lots in cemeteries not incorporated.

An Act to incorporate the Peaks Island Railroad Company.

An Act to amend Chapter 184 of the Private and Special Laws of 1895, entitled "An Act to incorporate the Castine Water Company."

An Act to regulate the use of the roads in the town of Castine.

An Act to prohibit fishing in Breakneck brook and its tributaries, situated partly

in the towns of Sebago and Baldwin, county of Cumberland.

An Act to amend Sections 100, 101 and 102 of Chapter 23 of the Revised Statutes, relating to State roads.

An Act to incorporate the Milbridge and Cherryfield Street Railway.

An Act to incorporate the Hampden Water Company.

An Act to provide for the better collection of collateral inheritance taxes.

An Act to authorize the Maine and New Brunswick Electrical Power Company, Limited, of New Brunswick, to exercise certain powers in this State.

Mr. Powers of Houlton, offered an amendment to the bill, and moved, as the amendment made only slight changes in the original bill, that the rules be suspended and the bill receive its third reading at the present time and pass to be engrossed.

The motion was agreed to. The amendment was adopted, and the bill was then passed to be engrossed as amended.

An Act for the better protection of children.

An Act to amend Paragraph 7 of Section 4 of Chapter 49 of the Revised Statutes of Maine.

Mr. Briggs of Auburn, offered an amendment by adding to the title the words "relating to fire insurance policies."

The amendment was adopted and the bill was assigned for tomorrow morning for its third reading.

An Act to amend Section 22 of Chapter 6 of the Revised Statutes, relating to the better arrangement of shelves in the polling places. (Tabled pending first reading on motion of Mr. O'Brien of Lewiston, and tomorrow assigned for its consideration).

An Act in relation to sentences in a municipal or police court or by a trial justice.

An Act to prohibit the throwing of sawdust, shavings, waste or refuse into Little Ossipee river, within the limits of the towns of Shapleigh, Newfield, Waterboro, Limerick and Limington, in York county.

An Act to enlarge the jurisdiction of the municipal court of Dexter.

An Act to incorporate the Monterey Association.

An Act to incorporate the city of Brunswick. (Read a third time and passed to be engrossed under a suspension of the rules on motion of Mr. Whitmore of Brunswick.)

Resolve in favor of the town of Prescott.

Resolve in favor of I. S. Cote.

Resolve in favor of the city of Lewiston.

Resolve in favor of the city of Rockland, Me.

Resolve in favor of the town of New Gloucester.

Resolve in favor of State Normal schools.

Resolve authorizing the compilation and publication of the insurance laws of Maine.

Resolve in favor of the State School for Boys.

Resolve in favor of the town of Maria-ville.

Passed to be Engrossed.

An Act to incorporate the Searsport Trust Company.

An Act to incorporate the Orono Trust Company.

An Act to authorize the North Brooklin Wharf Company to extend a wharf into the tide waters of Bluehill bay, at North Brooklin, Hancock county.

An Act to extend the charter of the Tyler-Fogg Trust Company.

An Act to amend Section 3 of Chapter 50 of the Private and Special Laws of 1821, as amended by Chapter 161 of the Private and Special Laws of 1848, as amended by Chapter 171 of the Private and Special Laws of 1862, as amended by Chapter 413 of the Private and Special Laws of 1903, relating to extending the time of controlling the water at the alewife fishery at Damariscotta Mills.

Mr. Littlefield of Rockland, offered amendment, by adding to Section 1 the words, "Or may hereafter acquire and no damage is thereby done the property of said company or other persons or their property interfered with without their consent. The towns of Nobleboro and Newcastle shall be liable in an action of debt to any party damaged by any act of said committee."

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

Resolve in favor of the Maine State prison.

An Act additional to and amendatory of Chapter 29, Special Laws of 1887, entitled "An Act to incorporate the Kennebec Light and Heat Company."

An Act to amend Section 2 of Chapter 46 of the Revised Statutes, relating to interest on loans on personal property.

An Act to amend and extend the charter of the Peppereil Trust Company.

An Act to authorize and empower the First Baptist church of Hampden to convey certain property to the Maine Baptist Missionary Convention.

An Act to extend the charter of the Hallowell Trust Company.

An Act to amend the charter of the Devine Water Company.

Resolve to amend Chapter 194 of the Resolves of 1893, relating to industrial exhibits. (Tabled pending third reading on motion of Mr. Hall of Dover.)

An Act to incorporate the Midland Power Company.

An Act to amend Section 44 of Chapter 41 of the Revised Statutes, relating to close time for smelts.

An Act to amend Chapter 10 of the Revised Statutes, relating to the collection of taxes on organized plantations as wild lands.

An Act additional to and amendatory of Chapter 29 of the Special Laws of 1887 entitled "An Act to incorporate the Kennebec Light and Heat Company."

An Act to amend Section 3 of Chapter 46 of the Revised Statutes, relating to interest on loans on personal property.

On motion of Mr. Sargent of Brewer, Adjourned.