

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Second Legislature

OF THE

STATE OF MAINE.

1905.

SENATE.

Tuesday, January 17, 1905.

Senate called to order by the President.

Prayer by Rev. Mr. Hayden of Augusta.

Journal of the last session read and approved.

Papers from the House disposed of in concurrence.

The following communications were received from the Secretary of State:

To the President of the Senate and Speaker of the House:

I have the honor to herewith transmit a communication from the United States Treasury Department, relative to jurisdiction over certain public lands.

Very respectfully,

Your obedient servant,

(Signed) BYRON BOYD,

Secretary of State.

which was referred to the committee on judiciary.

To the President of the Senate and Speaker of the House:

I have the honor to herewith transmit the thirty-sixth annual report of the insurance commissioner.

Very respectfully,

Your obedient servant,

(Signed) BYRON BOYD,

Secretary of State.

and on motion by Mr. Stetson of Penobscot the same was referred to the committee on mercantile affairs and insurance.

To the President of the Senate and Speaker of the House:

I have the honor to transmit herewith the annual report of the Adjutant General for the year ending December 31, 1902.

Very respectfully,

Your obedient servant,

(Signed) BYRON BOYD,

Secretary of State.

which was referred to the committee on military affairs.

The following bills, petitions and resolves were presented and referred:

Judiciary.

By Mr. Potter of Cumberland: Bill, an act to confer jurisdiction of libels for divorce upon the Superior court of the county of Cumberland.

By Mr. Heselton of Kennebec: Bill, an act to provide for the treatment of persons suffering from the effects of the habitual use of narcotics.

Also, Bill, an act to amend the charter of the Sebasticook Manufacturing and Power Company.

By Mr. Clark of Hancock: Petition of Hooper Harvey and 50 others, asking that Jesse T. and John J. Cameron be given the right to maintain a ferry between Sullivan and Hancock.

Also, Petition of F. A. Noyes and 8 others for same.

Also, Petition of Charles D. Oakes and 62 others for same.

Appropriations and Financial Affairs.

By Mr. Ayer of Kennebec: Petition of Lauretta H. Newell and 41 others of Waterville in favor of appropriation for feeble minded.

By Mr. Randall of Cumberland: Petition of Mabel E. Davis and 21 others members of the Mentone Club, Portland, Maine, asking for establishment of Home for feeble minded.

Also, Petition of Mrs. George R. Shaw and 5 others, members of George Eliot Club, Portland, Maine, for same.

Also, Petition of Judson V. Clary and 18 others, for same.

Also, Petition of Mabel E. Davis and 21 others, for same.

Also, Petition of George E. Heath and 27 others, for same.

Education.

By Mr. Irving of Aroostook: Petition of G. A. Phair and 50 others, relating to Normal School trustees.

Also, Petition of R. J. Kimball and 25 others, relative to same.

Railroads and Expresses.

By Mr. Irving of Aroostook: Bill, an act to authorize the Northern Maine Seaboard Railroad to locate across tide waters of Passagassawaukeag river.

By Mr. Ayer of Kennebec: Bill, an act to amend the charter of the Kennebec Valley Railroad Company.

Telegraphs and Telephones.

By Mr. Stetson of Penobscot: Bill, an act to authorize the Northern Telegraph Company to extend its lines along the Northern Maine Seaboard Railroad and to increase its capital stock.

Interior Waters.

By Mr. Tupper of Lincoln: Bill, an act to extend the charter of the Maine Water and Electric Power Company.

State Lands and State Roads.

By Mr. Heselton of Kennebec: Petition of Mary O. Morrell and 17 other members of Current Events Club of Gardiner, Maine, for the enactment of laws to preserve the beauty of our fields and forests.

Inland Fisheries and Game.

By Mr. Furbish of Franklin: Resolve for the purpose of operating fish hatcheries and feeding-stations for fish, and for the protection of fish.

By Mr. Stetson of Penobscot: Petition of L. W. Gilman and 69 others, citizens of Enfield, and property owners therein, for opening Cold Stream pond for winter fishing on Fridays and Saturdays for the remaining part of the winter of 1904-1905.

Also, Petition of E. G. Chase and 43 others, citizens of Bangor and Old Town, for same.

Also, Petition of A. C. Holman and 13 others, citizens of Bangor, for same.

By Mr. Tupper of Lincoln: Bill, an act to amend section 61 of chapter 41 of the Revised Statutes, relative to sea and shore fisheries.

Claims.

By Mr. Potter of Cumberland: Resolve in favor of the president and trustees of Bowdoin College.

Insane Hospital.

By Mr. Morse of Waldo: Resolve in favor of Waldo General Hospital.

Also, Petition of selectmen and five others of Troy in favor of same.

Reports of Committees.

Mr. Potter, for the joint committee appointed to consider the Governor's Message and to report the reference of its several subjects to appropriate committees, reported and recommended, as follows:

First: That that portion of the Message relating to taxation be referred to the committee on taxation.

Second: That that portion of the Message relating to fees and salaries be referred to the committee on salaries.

Third: That that portion of the Message relating to the prohibitory law be referred to the committee on temperance.

The report was accepted and the several portions of the Message were referred in accordance therewith.

Mr. POTTER of Cumberland: Mr. President, I have been asked to file the report of the commissioners of Maine for the promotion of uniformity of Legislation in the United States, which I therefore submit; and move that the same be laid upon the table to be printed pending reference.

The motion prevailed.

Orders of the Day.

On motion by Mr. Staples of Knox, Senate Document No. 3, relating to the taxing of railroads, was taken from the table; and on further motion by the same senator, the same was referred to the committee on taxation.

On motion by Mr. Clark of Hancock, Senate document No. 7, relating to the practice of veterinary surgery, medicine and dentistry, was taken from the table.

This bill came from the House referred to the committee on legal affairs.

Mr. CLARK of Hancock: I move that the Senate non-concur with the House in the reference of this bill to the Committee on Legal Affairs, and that the same be referred to the committee on agriculture. I was asked to take this action by the gentleman who introduced the matter in the House, as it was wrongly referred.

The several motions prevailed.

On motion by Mr. Staples of Knox, Senate document No. 4, an act to amend section 57 of chapter 84 of the Revised Statutes of Maine, making eight hours a legal day's work, was taken from the table; and on further motion by the same senator, the same was referred to the committee on labor.

On motion by Mr. Stetson of Penobscot, it was ordered, the House concurring, that 750 additional copies of the report of the special committee on salaries and fees be printed for the use of the committee on salaries.

On motion by Mr. Morse of Waldo,

the report of the committee to investigate the advisability of establishing a home for feeble-minded was taken from the table; and on further motion by the same senator the report was referred to the committee on appropriations and financial affairs.

Mr. STAPLES of Knox: Mr. President. It occurs to me that I shall introduce a bill tomorrow for the incorporation of a home for feeble-minded; and it occurred to me that the bill should be sent to one of the legal committees; and if that be true, all petitions and the report of the committee should be referred to the same committee, as they would be thus aided in determining the advisability of establishing such a home; and I therefore move that the vote whereby the report was referred to the committee on appropriations and financial affairs, be reconsidered, and that the report lie upon the table pending its reference either to the committee on judiciary or the committee on legal affairs, as the purport of the bill is to incorporate a home of that kind; and it seems to me that if that goes through that way, then all the other matters relating to it should go to one of those committees; and afterwards, if they recommend an appropriation, it should then go to the committee on appropriations and financial affairs.

The several motions prevailed; and the vote referring to the report to the committee on appropriations and financial affairs was reconsidered, and the report tabled.

In compliance with the statutes of the United States, the Senate proceeded to vote for a United States Senator for the six years' term beginning March 4, 1905. The vote was taken viva voce, each senator rising in his place as the roll was called and giving his vote. The result of the vote was announced by the President, and he declared Eugene Hale of Ellsworth, to be the choice of the Senate. The vote was: For Eugene Hale of Ellsworth:

Messrs Ayer, Bailey, Bartlett, Brown, Clark, Furbish, Goodwin, Heselton, Irving, Knowlton, Morse, Owen, Pierce, Pike, Plummer, Potter, Putnam, Ran-

dall, Shackford, Shaw, Simpson, Stetson, Sturgis, Tartre (24).

For Lindley M. Staples of Washington, Messrs Curtis, Philoon, Staples, Tupper. (4)

Absent, Messrs. Allen, Gardner, Mills. (3)

Mr. STAPLES of Knox: Mr. President. That the Senate may understand my position, having been nominated for this honorable office by the minority party, while I vote upon this matter, I do not want the senators to think that I am voting for myself especially, but for the nominee of my party. I said, four years ago, when the party gave me the honor of the nomination that I did not know as I was going to be elected. I told them then, and I think it is as true perhaps now, that I felt a good deal as the Hon. Thomas B. Reed felt when he was asked as to his candidacy for the presidency. Someone asked him if he expected to be nominated. He said: He didn't know,—“they might go a good deal further and do a great deal worse;” therefore, as I am the nominee of my party, I will vote for L. M. Staples.

Mr. CLARK of Hancock: Mr. President. My colleague, Mr. Mills, is absent. If he were here, he would vote for Hon. Eugene Hale.

On motion by Mr. Tartre of York, the Senate adjourned to meet on Wednesday, January 18, 1905, at ten o'clock, A. M.