

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Second Legislature

OF THE

STATE OF MAINE.

1905.

SENATE.

Wednesday, February 8, 1905.

Senate called to order by the President.

Prayer by Rev. Mr. Degen of Augusta.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

On motion by Mr. Clark of Hancock, bill, "An act to provide revenue for State purposes," which came from the House having been referred by that branch to the committee on taxation, was tabled.

Bill, "An act to provide for the care and education of feeble-minded children," came from the House accompanied by report of the committee on appropriations and financial affairs, that the same be referred to the next Legislature. On motion by Mr. Staples of Knox the bill and accompanying report were tabled, and Friday of this week assigned for their consideration.

"Resolve in favor of Maine Home and School for Feeble-Minded Children," came from the House accompanied by report of the committee on appropriations and financial affairs, that the same be referred to the next Legislature. On motion by Mr. Staples of Knox the Resolve and accompanying report were tabled, and Friday of this week assigned for their consideration.

The following communication was received from the Secretary of State: "To the President of the Senate and Speaker of the House:

I have the honor to herewith transmit the report of the commissioners of fisheries and game for 1904.

Very respectfully,

Your obedient servant,
(Signed) **BYRON BOYD,**
Secretary of State."

On motion by Mr. Heselton of Kennebec, the foregoing communication was referred to the committee on inland fisheries and game.

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

Judiciary.

By Mr. Heselton of Kennebec: Bill,

an act to reimburse the town of Chelsea for pauper supplies.

Legal Affairs.

By Mr. Simpson of York: Bill, an act to regulate the use of boats propelled by explosive engines.

By Mr. Furbish of Franklin: Petition of Philip D. Stubbs and 28 others of Strong, Maine, in favor of the optical bill.

By Mr. Owen of Piscataquis: Bill, an act to incorporate the Milo Water Company.

Appropriations and Financial Affairs.

By Mr. Heselton of Kennebec: Resolve in favor of the town of Chelsea.

Railroads and Expresses.

By Mr. Stetson of Penobscot: Bill, an act to incorporate the Bangor and Northern Railroad Company.

State Lands and State Roads.

By Mr. Bartlett of Oxford: Bill, an act to change the name of Lower Stone Pond to Lake Kerwaydin.

Inland Fisheries and Game.

By Mr. Heselton of Kennebec: Remonstrance of H. E. Foster and 62 others, business men and farmers of Winthrop against the repeal of the law protecting deer in organized towns and plantations.

Also, Remonstrance of C. A. Cochrane and 44 others, farmers and business men of Winthrop, against same.

Shore Fisheries.

By Mr. Shackford of Washington: Petition of V. G. Plummer and 26 others of Addiscn for a change in time of taking smelts in Pleasant river.

Towns.

By Mr. Heselton of Kennebec: Remonstrance of Joshua S. Burnham and nine others of Readfield against setting off a part of Winthrop and annexing same to town of Readfield.

Temperance.

By Mr. Morse of Waldo: Remonstrance of T. N. Pearson, M. D., and 38 others against resubmission of prohibitory amendment.

Salaries.

By Mr. Stetson of Penobscot: Re-

solve in favor of A. H. Small of Portland, Maine.

Also, Resolve in favor of George G. Weeks of Fairfield, Maine.

Also, Resolve in favor of Fred W. Lee of Augusta.

On motion by Mr. Staples of Knox, the rules were suspended, and on further motion by the same Senator, bill, "An act to provide for commissioner of highways" was taken from the table. On further motion by the same Senator the bill was referred to the committee on ways and bridges in concurrence.

Read and Assigned.

An act to confirm the organization of the Old Town Electric Company to change its name to Bangor Railway and Electric Company, and to authorize it to acquire the properties and franchises of the Public Works Company, 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.

Reports of Committees.

Mr. Simpson, for the Committee on Appropriations and Financial Affairs, on bill, "An act to provide for the care and education of feeble-minded children" reported that same be referred to the next Legislature. On motion by Mr. Staples of Knox the same was tabled, and Friday morning next, assigned for its consideration.

Mr. Pike for the Committee on Appropriations and Financial Affairs on resolve in favor of King's Daughters' Home of Bangor, Maine; reported that the same ought to pass. Report accepted.

Mr. Shaw for the Committee on Interior Waters, on "Resolve in favor of John Chadwick & Co., to aid navigation in Mooselucmaguntic Lake" reported same ought to pass. Report accepted.

Mr. Sturgis for the same committee, on "Resolve to complete the improvements of Songo River and to establish and maintain buoys in Long and Sebago Lakes in Cumberland County" reported same ought to pass. Report accepted.

Mr. Ayer for the same committee, on

bill, "An act to extend the charter of the Maine Water and Electric Power Company" reported that the same ought to pass. Report accepted.

Mr. Morse for the Committee on Pensions, on "Resolve in favor of Benjamin Smith of Appleton" reported that the same ought to pass." Report accepted.

Mr. Knowlton, for the same committee on "Resolve in favor of John D. Grubler of Lewiston" reported same ought to pass. Report accepted.

On motion by Mr. Shaw of Sagadahoc, bill, "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," was tabled.

Passed to be Engrossed.

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

An act to extend the charter of the Lincoln County street railway.

An act to extend the franchises of the Wiscasset, Waterville and Farmington Railway Company.

An act to extend the charter of the Maine Midland Railroad Company.

An act to amend section 17 of chapter 52 of the Revised Statutes relating to street railroads.

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

Resolve in favor of Women's Christian Temperance Union, department of homes for homeless children.

An act to amend the charter of the Columbia Falls Water and Electric Light 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 repeal section 15 of chapter 32 of the Revised Statutes relating to bounties on porcupines.

An act to amend section 113 of chapter 15 of the Revised Statutes relating to number of trustees of State Normal Schools.

An act to incorporate the Island Falls Water Company.

Passed to be Enacted.

An act to authorize the Camden and Rockland Water Company to issue bonds for the purpose of retiring certain of its outstanding bonds.

An act to provide for sewerage in the town of Caribou.

An act to validate and legalize the organization of Muscle Ridge Plantation.

An act to legalize the doings of the town of Sanford in the County of York and the Board of Selectmen thereof in the construction of a sewer system, and in making temporary loans to pay therefore.

An act to amend section 115 of chapter 41 of the Revised Statutes relating to the organization of plantations.

An act to ratify mortgage of Fort Fairfield Electric Company, and to issue bonds secured thereby.

Orders of the Day.

On motion by Mr. Pike of Washington, bill "An act to amend sections 13 and 124 of chapter 15 of the Revised Statutes relating to mill fund and school tax," was taken from the table. On further motion by the same senator the same was referred to the committee on taxation.

On motion by Mr. Stetson of Penobscot, bill "To amend public laws relating to the militia" was taken from the table. On further motion by the same senator the same was referred to the committee on military affairs.

On motion by Mr. Irving of Aroostook, bill "An act to incorporate the Houlton Trust Company" was taken from the table. On further motion by the same senator Senate amendment A, was adopted, as follows: Amend section 13, by inserting in the second line between the words "its" and "earnings" the word 'net,' so that said section shall read as follows: 'Section 13. Such corporation shall set apart as a surplus fund not less than ten per cent. of its net earnings in each and every year until such fund with the accumulated interest thereon shall amount to one-fourth of the capital stock.' The bill as amended then took its second reading and passed to be engrossed.

On motion by the same senator, "bill to incorporate Stockton Springs Trust Company" was taken from the table. On further motion by the same senator, Senate amendment A was adopted, as follows: Amend section 13 by inserting in the second line between the words "its" and "earnings" the word 'net,' so that said section shall, when amended, read as follows: 'Section 13. Such corporation shall set apart as a surplus fund not less than ten per cent. of its net earnings in each and every year until such fund with the accumulated interest thereon shall amount to one-fourth of the capital stock of said corporation.' This bill as amended took its second reading, and was passed to be engrossed.

On motion by Mr. Heselton of Kennebec, bill to abolish Superior Court, county of Kennebec, was taken from the table. On further motion by the same senator the same was referred to the Kennebec county delegation.

On motion by Mr. Gardner of Penobscot, bill to incorporate the Matakamow Tow Boat Company was taken from the table. On further motion by the same senator the same was referred to the committee on interior waters.

On motion by the same senator, bill an act to repeal an act incorporating the town of Mattamiscontis, was taken from the table. On further motion by the same senator, the same was referred to the committee on towns.

On motion by Mr. Putnam of Aroostook, bill "An act to provide in part for the expenditures of government for 1905" was taken from the table. On further motion by the same senator, the Senate resolved itself into a committee of the whole to consider said bill, Mr. Stetson of Penobscot being chosen chairman of said committee.

The committee having arisen, Mr. Stetson as chairman thereof, reported that the bill ought to pass in its present form. Report accepted. The bill was thereupon read and assigned.

On motion by Mr. Clark of Hancock, the following order was taken from the table: "Ordered, that a committee of three be appointed by the president of the Senate to investigate the office of

State liquor commissioner, with power to send for persons and papers, and report to the Senate.

Mr. Allen of York thereupon rose to a point of order that the order is not in order because it calls for the investigation of a public official, and that such action should be by a concurrent order and not by an order of the senate.

Mr. Staples of Knox thereupon moved to amend the order, so that the same should read as follows: "Ordered, the House concurring, that a committee of three on the part of the Senate and seven on the part of the House be appointed to investigate the office of State liquor commission, with power to send for persons and papers, and report thereon. The motion to amend prevailed, and the order as amended was passed.

On motion by Mr. Clark of Hancock, bill "An act to establish a board of light and water commissioners and to define their duties" was taken from the table. On further motion by the same senator, the same was referred to the committee on judiciary.

On motion by Mr. Morse of Waldo, "Resolve in favor of Mathias A. Culnan of Belfast" was taken from the table. On further motion by the same senator, the same was referred to the committee on pensions.

On motion by Mr. Clark of Hancock, "Resolve proposing an amendment to article 4 of the Constitution of the State of Maine, establishing the people's veto thereto, optional referendum and direct initiative by petition and at general elections," was taken from the table. On further motion by the same senator the same was referred to the committee on judiciary.

On motion by Mr. Curtis of Cumberland, the Senate adjourned to meet on Thursday, February 9, 1905, at ten o'clock in the forenoon.