

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Second Legislature

OF THE

STATE OF MAINE.

1905.

SENATE.

Monday, February 27, 1905.

Senate called to order by the President.

Prayer by Rev. Mr. Lawton of Gardiner.

Journal of the last session read and approved.

Papers from the House disposed of in concurrence.

On motion by Mr. Clark of Hancock, 13 petitions relating to the taxation of wild lands, which came from the House referred to the committee on legal affairs, were tabled, pending reference in concurrence.

On motion by Mr. Brown of Kennebec, the Senate non-concurred with the House in referring "Petition of J. M. H. Dustin and nine others against repeal of the law for the protection of robins," to the committee on agriculture, and on further motion by the same senator the same was referred to the committee on inland fisheries and game.

"Resolve to reimburse Herbert L. Kimball the amount of \$246.72 paid by him to the State for tax deeds," came from the House having been reported by the committee on judiciary "ought not to pass." On motion by Mr. Curtis of Cumberland, the resolve and accompanying report were tabled.

Mr. CURTIS of Cumberland: Mr. President, I will state that I have no interest in the resolve, but I take this action by request.

"Petition to reimburse DeForest Keyes the amount of \$657.48, paid by him to the State for tax deeds," came from the House reported by the committee on judiciary "ought not to pass." On motion by Mr. Curtis of Cumberland, the report and accompanying resolve were tabled.

"Petition of DeForest Keyes praying to be reimbursed \$23,646.85 paid by him to the State for tax deeds," came from the House, having been reported by the committee on judiciary "petitioner has leave to withdraw." On motion by Mr. Curtis of Cumberland, the report and accompanying petition were tabled.

"Petition of Herbert L. Kimball, praying to be reimbursed \$246.72 paid by him for tax deeds," came from the House having been reported by the

committee on judiciary, "petitioner has leave to withdraw." On motion by Mr. Curtis of Cumberland, the petition and report were tabled.

"Petition of DeForest Keyes praying that he be reimbursed \$657.48 paid by him to the State for tax deeds," came from the House having been reported by the committee on judiciary "petitioner has leave to withdraw. On motion by Mr. Curtis of Cumberland, the report and accompanying petition were tabled.

"Petition praying for an amendment to the constitution so that the rate of taxation upon wild lands may be changed," came from the House having been reported by the committee on taxation that the petitioners be referred to the committee on legal affairs.

Mr. Clerk of Hancock thereupon moved that the report and accompanying petition be tabled.

Mr. GARDNER of Penobscot: Mr. President: Before the motion is put I will say that the action of the committee on taxation in referring that matter to the committee on legal affairs was because the bill and act relating to that subject was under consideration by that committee, and we thought it right and proper that the petitions and other matter treating of the same subject should go to the same committee that the bill went to.

Mr. CLARK of Hancock: Mr. President: As I understand it, the matter is not before the committee on legal affairs, but is here on the table and I would like to have the same disposition made of this as has been made of other matter relating to it. Therefore, while the matter is under investigation, I certainly think it is proper that it lie on the table.

Mr. GARDNER: What I said, Mr. President, was by way of explanation. I have no objection to its lying on the table.

The motion to table prevailed.

House Bills Read and Assigned.

An Act to extend the charter of the Carratunk Power Co.

An Act to provide for recording condemnation proceedings.

An Act to incorporate the Messalou-

skee Electric Co. (House amendment A adopted in concurrence.)

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

An Act to organize Portage Lake plantation.

An Act authorizing and ratifying the construction and maintenance of a wharf from Macknorth or Mackey'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.

On motion by Mr. Putnam of Aroostook, the rules were suspended, and that senator presented bill, "An Act to extend the charter of the Fish River Improvement Company."

Mr. PUTNAM: Mr. President: I will state as my reason for asking for this private legislation, and why it was not presented prior to February 14, is because the gentlemen interested were informed that the charter did not expire this year, and that it was not necessary to have it extended. It calls for no new legislation, and repeals no existing legislation.

On further motion by the same senator, the bill was referred to the committee on interior waters.

Mr. Stetson of Penobscot, presented bill "An Act to prevent the unlawful diversion of electricity," and on motion by that senator, the same was referred to the committee on judiciary.

Read and Assigned.

An Act to change the name of Upper Stone Pond to Virginia Lake.

An Act to change the name of lower Stone Pond to Lake Kewayden.

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

An Act to amend Section 60 of Chapter 93 of the Revised Statutes relating to liens on monumental work.

An Act to incorporate the Fort Kent Light and Power Co.

An Act to incorporate the Milo Water Co.

An Act to incorporate the Fort Kent Water Co.

Resolve in favor of F. A. Giddings, Secretary of the Committee on State

prison.

Resolve in favor of Aroostook Normal School at Presque Isle.

Resolve in favor of Sebois Road.

Passed to be Engrossed.

An Act to amend Section 212 of the private and special laws of 1903, entitled An Act to incorporate the Searsport Water Co.

An Act to authorize the Passadumkeag Log Driving Co. to acquire the property and franchises of the Grand Falls Dam Co.

Resolve in relation to York deeds and Maine wills.

Resolve in favor of the town of Chelsea.

Resolve providing for the preservation of regimental rolls in the Adjutant General's office.

Resolve in favor of Joseph Archambault.

An Act authorizing the West Harbor Ice Co. to construct a fish way and to protect alewives in West Harbor Ice Pond and its tributaries.

Resolve in favor of the Waldo County General Hospital.

An Act to extend the charter of the Merchants Trust Co. and to change the name of some of the corporators.

An Act in relation to lands reserved for public uses in the plantation of Kingsbury.

An Act to provide for the general protection of motormen and conductors on electric cars.

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

Resolve in favor of the Maine Industrial School for girls.

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

Resolve in aid of repairing a bridge across the Narraguagus river in the town of Milbridge.

Passed to be Enacted.

An Act amending Section 76, Chapter 9, of the Revised Statutes, relating to the abatement of taxes.

An Act in addition to Chapter 10 of the Revised Statutes, relating to the sale of land for taxes.

An Act to amend Section 9 of Chapter 81 of the Revised Statutes relating to the appointment of deputy clerk of courts.

An Act to amend Section 4 of Chapter 88 of the Revised Statutes, relating to service upon copartners in trustee process.

An Act to amend Section 10 of Chapter 96 of the Revised Statutes, relating to replevin bond.

An Act to amend Chapter 279 of the Private and Special Laws of 1901, entitled "An Act to incorporate the Matagamon Manufacturing Company."

An Act to prevent throwing refuse and garbage into the Aroostook river within the limits of Fort Fairfield Village Corporation.

An Act to extend the rights, powers and privileges of the Brownville and Williamsburg Water Company.

An Act to enable the Clinton Electric Light and Power Company to issue bonds.

An Act to incorporate the Peaks Island Gas Company.

An Act authorizing the Crosby Mercantile Company and the Crosby Lumber Company to consolidate.

An Act to increase the capital stock of the Skowhegan Hall Association.

An Act to authorize Skowhegan Hall Association to issue preferred stock.

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 Merchants' Trust Company.

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

An Act to incorporate the Winter Harbor Trust Company.

An Act to authorize the town of Skowhegan to subscribe to the capital stock of Skowhegan Hall Association.

Finally Passed.

Resolve to provide for deficiencies in appropriations for the schooling of children in unorganized townships.

Resolve in favor of the Farmington State Normal School.

Resolve in favor of the Maine Home for Friendless Boys.

Orders of the Day.

On motion of Mr. Morse of Waldo, the rules were suspended, and that senator introduced bill, "An Act to amend Section 1 of Chapter 116 of the Revised Statutes, relating to the salaries of public officers and the compensation of members of the government." On further motion by the same senator, the same was referred to the committee on State prison.

Also, bill "An Act to amend Section 4 of Chapter 141 of the Revised Statutes, relating to State prison," introduced by the same senator under suspension of the rules, and referred to the same committee.

Mr. IRVING of Aroostook: Mr. President, by request of the senator from Cumberland, Senator Randall, I move to take from the table Senate document 45: Report of the committee on railroads and expresses, "ought to pass" on bill "An Act to amend Section 17 of Chapter 53 of the Revised Statutes relating to street railroads.

The motion prevailed.

The same senator offered Senate Amendment A, to strike out all after the enacting clause, and insert: "Section 1. Section 17 of Chapter 53 of the Revised Stat-

utes is hereby amended by adding the words 'and to other points or places within the cities and towns where built and located' after the word 'association' in line 4 of said section, so that said section as amended shall read as follows:

"Section 17. Any street railroad corporation in this State may be authorized to extend, construct, maintain and operate its road to, into and through cities and towns other than and in addition to those named in its charter, or articles of association, and to other points or places within the cities or towns where built or located on application to the board of railroad commissioners, or by compliance with and subject to the provisions of Section 7 of this chapter; the right of any connecting street railroad company specially conferred upon it by its charter shall be preserved unimpaired.

"Section 2. This Act shall take effect when approved."

On motion by the same senator, the foregoing amendment was adopted, and as amended the bill was passed to be engrossed.

On motion by Mr. Staples of Knox, bill "An Act to regulate the moving of families within the State," was taken from the table. On further motion by the same senator the Senate concurred with the House in referring same to the committee on judiciary.

On motion by Mr. Clark of Hancock, bill "An Act to amend Sections 100 and 102 of Chapter 23 of the Revised Statute, relating to State roads," was taken from the table. On further motion by the same senator, the same was passed to be engrossed.

On motion by Mr. Philoon of Androscoggin, the Senate adjourned to meet on Tuesday, Feb. 28, 1905, at 10 o'clock in the forenoon.