

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Second Legislature

OF THE

STATE OF MAINE.

1905.

SENATE.

Friday, March 24, 1905.

Senate called to order by the President.

Prayer by Rev. Mr. Livingston of Augusta.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

The report of the committee of conference on the disagreeing action of the two branches of the legislature on bill, an act to prevent the wilful destruction of the trailing arbutus, rejected by the House came to the Senate, and on motion by Mr. Stetson of Penobscot the report was accepted. On further motion by the same Senator the Senate receded and concurred with the House in its action in indefinitely postponing the bill.

Bill, an act to establish and locate the value of wild lands in unincorporated places for purposes of taxation. On motion by Mr. Pierce of Aroostook the rules were suspended and the bill took its several readings and was passed to be engrossed.

Bill in regard to the taxation of mortgages on real estate, which was referred by the Senate to the next Legislature, went to the House and that branch adhered. It came back to the Senate and the Senate insisted and asked for a committee of conference. The bill was returned from the House, the House having voted to adhere. On motion by Mr. Gardner of Penobscot, the Senate voted to adhere.

Bill, in regard to the duties of county attorneys, in relation to which the Senate insisted and asked for a committee of conference, was returned from the House, that branch insisting upon its action and granting a committee of conference, on the part of the House consisting of Messrs. Higgins, Sewall and Kimball. The Chair appointed as conferees on the part of the Senate Messrs. Stetson, Pierce and Heselton.

The committee of conference on bill, "An act to amend section 35 of chapter 67 of the Revised Statutes relating to costs of contested cases," reported that the bill ought not to pass. Report accepted. On motion by Mr. Potter of

Cumberland the Senate voted to recede and concur with the House in the indefinite postponement of the bill.

Passed to be Enacted.

An act to amend section 2 of chapter 119 of the Revised Statutes defining manslaughter.

An act to amend section 13 of chapter 117 of the Revised Statutes relating to the fees of Registers of Deeds.

An act to amend section 10 of chapter 12 of the Revised Statutes relating to the amount of fees for the law library for counties.

An act to abolish the office of Public Printer and to authorize contracts for State Printing on the basis of competitive bids.

An act in relation to sentences in municipal and police courts or by trial justices.

An act to abolish the common council of the city of Augusta and otherwise to amend the charter of said city.

An act prohibiting the throwing of sawdust and other mill waste into Fish river, Aroostook county.

Finally Passed.

Resolve in favor of Moses Moon, a Civil war veteran.

Resolve in favor of Sereno T. Kimball secretary of the joint select committee on State printing.

Resolve in favor of Secretary of Committee on Insane hospital.

Resolve in favor of James A. Chase, mail carrier of the House.

On motion by Mr. Mills of Hancock it was: Ordered that 400 copies of the Legislative Record for the year 1905 be printed and bound, one copy each for the members of the Senate and House of Representatives and the remainder to be deposited in the State library for exchange and library use.

The PRESIDENT: The Chair would inquire of the Senator from Hancock if this is the usual amount.

Mr. Mills of Hancock: Two years ago, Mr. President, the Order called for 250 copies for members of the Legislature and State departments, and 100 copies to be placed in the library. This order is a little different, but is drawn by the State Librarian, Mr. Carver.

On motion by Mr. Allen of York, the

Senate took a recess until eleven o'clock A. M.

After Recess.

The Committee on Ways and Means an order of the Legislature relating to assessment of State Tax for the years 1905 and 1906 reported bill, "An Act for the assessment of a State tax for the year 1905 amounting to the sum of \$918,174.19." On motion by Mr. Irving of Aroostook, the rules were suspended and the bill took its several readings and was passed to be engrossed.

The same committee, in order of the Legislature relating to assessment of a State tax for the years 1905 and 1906 reported bill, "An Act for the assessment of a State tax for the year 1906 amounting to the sum of \$918,174.19." On motion by Mr. Curtis of Cumberland, the rules were suspended and the bill took its several readings and was passed to be engrossed.

Bill, "An Act to amend section 2 of chapter 211 of the Private and Special Laws of 1895 relating to the Bangor municipal court." On motion by Mr. Stetson of Penobscot, the bill was tabled.

Bill, "An Act to amend section 43 of chapter 6 of the Revised Statutes relating to the rejection of other than official ballots for elections." Indefinitely postponed in concurrence with the House.

"Resolve in favor of the Committee on Temperance." Passed to be engrossed.

"An Act to establish the Lincoln county municipal court." The House having refused a committee of conference, the Senate voted to adhere.

Bill, "An Act to encourage the cultivation and preservation of forests and woodlots." The Senate joined the committee of conference on the part of the House, the Chair appointing Messrs. Gardner, Sturgis and Potter.

Bill, "An Act in relation to corporations as to the payment of a franchise tax" (House amendment A adopted in concurrence.) As amended passed by the Senate to be engrossed.

"An Act giving the trustees of the Insane hospitals authority to control

and occupy Widow's Island." On motion by Mr. Morse of Waldo, this bill took its second reading under suspension of the rules and was passed to be engrossed.

Bill "An Act authorizing the acceptance of a conveyance of the Kennebec Arsenal property by the State of Maine." This bill took its second reading under suspension of the rules and was passed to be engrossed.

"Resolve in favor of the Senate Postmaster." Presented by Mr. Clark of Hancock and under suspension of the rules received, took its several readings on motion by Mr. Clark of Hancock and was passed to be engrossed.

Bill, "An Act enlarging the duties of the county attorney.

On motion by Mr. Stetson of Penobscot the Senate concurred with the House in the adoption of House amendment A. As amended the bill was passed to be engrossed.

On motion by Mr. Clark of Hancock resolve in favor of the secretary of the Committee on Temperance was taken from the table. On motion by Mr. Allen of York the vote whereby the resolve was passed to be engrossed, was reconsidered and House amendment A adopted in concurrence, and the bill as amended was passed to be engrossed.

On motion duly seconded it was ordered that the public printer be directed to send to each member of the Senate and House the remaining numbers of the Legislative Record.

Bill "An Act relating to the Northern Gas and Electric Company." The House having refused to join the committee of conference Mr. Clark of Hancock moved that the Senate adhere.

On the Order of the Senate, passed on the 13th of February, 1905, relating to the appointment of a joint committee of two on the part of the Senate, with such as the House may join, to ascertain and report to the next Legislature the just obligations of the State to the University of Maine, etc., the Chair appointed on the part of the Senate as such committee Messrs. Potter of Cumberland and Morse of Waldo.

Finally Passed.

Resolve in favor of the State House employees.

Resolve in favor of clerk of the committee on Telegraphs, Telephones, Pen-

sion, State prison and manufactures.
 Resolve in favor of Widows Island.
 Resolve in favor of secretary of the committee on sea and shore fisheries.
 Resolve in favor of secretary of the committee on education.
 Resolve in favor of Samuel A. Hill.

Passed to be Enacted.

An Act to incorporate the Augusta Board of Trade.

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

An Act relating to the location and assessment of damages for property taken for public uses.

An Act to incorporate the Eagle Lake Telephone Co.

An Act to incorporate the Fall Brook Dam and Improvement Co.

An Act to exempt soldiers and sailors of the Civil War from poll tax.

An Act to amend Section 23 of Chapter 119 of the Revised Statutes of the State of Maine, relating to offenses against persons, and to prevent the improper use of telephones.

An Act to incorporate the Kittery Water and Electric Light Co.

An Act providing for a bounty on bears in Franklin county.

(On motion of Mr. Gardner of Penobscot this bill was tabled.)

An Act relating to the powers of the Portland Gas Light Co.

An Act to amend Section 12 of Chapter 4 of the Revised Statutes of 1903, relating to the election of selectmen, overseers of the poor, and assessors.

An Act relating to the compensation of judges of probate.

An Act granting certain powers to the town of Eden.

An Act to amend Section 1 of Chapter 301 of the Private and Special Laws of 1903, relating to the protection of deer in the counties of York, Sagadahoc, Waldo, Lincoln, Kennebec and York.

An Act to amend Section 16 of Chapter 40 of the Revised Statutes, relating to the partition of real estate.

An Act to enlarge the duties and fix the compensation of the attorney general.

An Act to amend Section 15 of Chapter 577 of the Revised Statutes, relating to free public libraries.

An Act to amend an act entitled an act to set off Plantation 7, and annex it to the town of Gouldsboro.

An Act to amend the Private and Special Laws of 1905, relating to the assessment of wild lands and their valuation.

An Act to amend paragraph 6, entitled "Oxford County" of Section 3 of Chapter 407 of the Private and Special Laws of 1903, relating to fishing in the Magalloway river and its tributaries.

An Act to make valid the action of the town of Standish in uniting the school districts of South Standish and Bonny Eagle.

An Act to amend Section 2 of Chapter 25 of the Revised Statutes, relating to ferries.

An Act relating to the compensation of certain State officers.

An Act to amend Section 34 of Chapter 41 of the Revised Statutes, relating to the taking of claims.

On motion by Mr. Gardner of Penobscot, the vote was reconsidered whereby bill "An Act to provide for a bounty on bears in Franklin county" was passed to be engrossed. Senator Sturgis of Cumberland, offered Senate amendment A, the effect of which was to provide that the bounty be paid by the county rather than the State. A vote being had on the adoption of the amendment the result was six in the affirmative and 17 in the negative; so the motion to amend was lost. On motion of Mr. Furbush of Franklin, the bill took its several readings and was passed to be engrossed.

Resolve in favor of Lewis Barrows, received under suspension of the rules, took its several readings and was passed to be engrossed.

On motion of Mr. Clark of Hancock, the Senate concurred with the House in the passage of the order providing for the appointment of a joint special committee to inquire into the question of free transportation of State officials by railroads, and as to the best method of regulating the same.

(At this stage a recess of 10 minutes was taken.)

After Recess.

The Senate concurred with the House in the indefinite postponement of bill and accompanying report of committee on salaries, which was instructed by order of the Legislature to inquire into the expediency of prohibiting the use of railroad passes by State officials.

On motion by Mr. Heselton of Kennebec, it was ordered that the State librarian be directed to procure the schedules required by the joint order passed in relation to the House document 340, and cause the same to be printed, as called for in said joint order.

On motion by Mr. Clark of Hancock, the Senate voted to adhere in its action in relation to bill "An Act to establish a law uniform with other states relative to insurance policies," the House having voted to adhere.

On motion by Mr. Morse of Waldo, the Senate voted to adhere to its action with relation to bill "An Act to amend Chapter 188 of the Private and Special Laws of 1879, establishing a police court of the city of Belfast," the committee of conference having reported that they could not agree, and the House having adhered to its action.

On motion by Mr. Stetson of Penobscot, bill "An Act relating to the municipal court in Bangor," being House document 588, was taken from the table. On further motion by the same senator the Senate concurred with the House in the adoption of House amendment A. On further motion by the same senator Senate amendment A was adopted, and the bill as amended took its several readings and was passed to be engrossed.

The President announced that the following committee had been appointed by the Speaker of the House in the matter

of the investigation of the University of Maine, namely, Thompson of Orono, Oakes of Auburn, and Davis, Newcomb and Cousins.

Mr. POTTER of Cumberland: Mr. President, I wish to say there are several senators here who desire to vote this morning, if possible, on the referendum resolve.

The PRESIDENT: The Chair thinks that it would be advisable, if the Senate wishes to take a vote upon the matter, that it be taken at the present time.

Mr. POTTER: I move that the Senate proceed to vote on the question as to the final passage, and if the motion is ordered request that the vote be taken by the yeas and nays.

Mr. CLARK of Hancock: Mr. President, before that motion is put I would like to say just one word. I will not worry the Legislature with but a word, and that in reply to the remarks made by the senator from Cumberland, Senator Potter, replying to what I had to say upon the matter.

The gentleman said he did not believe it was the proper time to take action upon this matter, because it was so late in the session, and that he did not understand the matter, and did not believe others could vote intelligently on the matter; and that to bring it in here and try to rush it through in the last four days of the Legislature was not giving the matter proper consideration.

I introduced that act on the 26th day of January. It was one of the first acts that was printed upon the Senate table, being Senate document No. 24; so that you can readily perceive that it was introduced very early in the session.

It was sent to the committee on judiciary, of which I had the pleasure of being a member, and it was kept there until the other day when they brought it in here.

I say, Mr. President, I do not think that after holding that back—the senator from Cumberland was one of the members of the committee to hold it back—to this late day, and then trying to smother it because it could not receive proper attention,—I do not think that a proper argument for him to use before this body.

We went over this a great many times, and gave it a great deal of thought. It was impossible to bring it in before; and I say it is an unfair argument to use against this bill. I do not know that the bill will have a passage—I do not presume there are two-thirds of this body that will give it a passage.

Mr. POTTER of Cumberland: Mr. President, I wish to say very briefly in reply to the senator from Hancock that so far as I am concerned, and so far as the majority of the judiciary committee is concerned, I believe there has been no disposition whatever to keep this report in the committee for the purpose of smothering it, or from giving so important a matter due consideration.

I admit it should have been brought up earlier. It may be that the fact, as suggested by the senator from Hancock, that the bill was printed early in the session

should modify somewhat the remarks I made on that special question. Nevertheless it is a fact that the bill came in here very late from the committee, and probably was not much considered by the members of the Senate after it was offered by the senator from Hancock, and before it was reported.

But however that may be, that special objection of the referendum is not to my mind, and probably not in the minds of the senators who will oppose this resolve, the main objection to it. The main objection which I urge is on general grounds. I oppose the granting of the referendum as to general legislation; I do not think the people of the State need the protection against its own Legislature that is proposed by this resolve, and I oppose it on general grounds more than on the special ground alluded to by the senator from Hancock.

Mr. GARDNER of Penobscot: Mr. President, I should like to have a fair understanding of the matter in issue, as it seems to be between the two members of the judiciary committee. I would inquire directly of the senator from Hancock if he will admit that the insinuation of the senator from Hancock that undue methods were used to retard the production of this report in this Senate.

Mr. POTTER: Mr. President, of course it is not a fact that any such methods were used. It is a fact that important matters, and this is one of them, are undoubtedly retarded. Reports are made as to this matter, and forty other things, very much too late in the session. It would have been very much better if this act, among other things, had been reported to the Legislature earlier. There was no disposition on the part of any member of the committee to unduly delay the report on this measure.

Mr. CLARK: Mr. President, I do not think the genial senator from Penobscot, with all his legislative experience, or with his insinuations, can provoke any feeling between the senator from Cumberland and myself.

I see that the senator from Penobscot heretofore has tried to arouse feeling between members of this Legislature, and has tried to do it once before in this Senate. Now, I think, as far as any accusation I have to make with regard to the senator from Cumberland, that he fully understands it, and he and I can settle that all right.

It does seem a little unfair that the gentleman, after taking the position he has upon the referendum, should try to arouse any ill feeling between members of this Senate.

Mr. GARDNER: I will attempt no reply. The argument is too absurd. As I understand this, not being a member of that committee, but being directly interested in a fair discussion of this matter, and it being a technical matter,—I have heard it rumored that the senator from Hancock was making the charge that the judiciary committee were trying to smother something in which he had a special interest. If that was the fact I

should consider that he had received unfair treatment. And I have heard it rumored as to the senator from Hancock that some of his constituents thought he had not employed due diligence in urging the passage of a measure in which they were especially interested.

Mr. CLARK. Mr. President, I am awfully sorry that the senator has to be personal. I perhaps should have done a little mite different.

As to the insinuation that he tries to make against me I probably should—in the interests of the referendum—have voted for the Bangor Hospital, and voted to have paid to them the sum of \$125,000 of the State's money for the three votes that they cared to trade. Now perhaps I should have done that in the interests of the Bangor Hospital, but I refused to do it, and I say and reiterate it that if the matter was called up again I should take exactly the same position.

Mr. ALLEN of York. Mr. President, allow me to pour one drop of oil upon the troubled waters. I wish to say there has been no undue or unnecessary delay on the subject matter. Senator Clark has worked very hard and diligently to secure as many members in support of his measure as possible. There were frequent conferences of the committee, and they were willing to meet him, I think, at any time, but there were amendments offered, and the delay was in the interests of getting the committee together. I know Senator Clark worked very hard to secure a majority report if possible.

Mr. GARDNER. I will say that my interest in the Bangor Hospital is no more acute than is that of the senator from Hancock. I do not live any nearer the Bangor Hospital than he does. I will make no argument on that matter, but will leave it to his constituents.

The question being put the yeas and nays were ordered, and the vote resulted as follows: Those voting yea were Messrs. Bailey, Brown, Clark, Curtis, Goodwin, Heselton, Mills, Morse, Philoon, Pike, Staples, Sturgis, Tupper (13). Those voting nay were Messrs. Allen, Ayer, Bartlett, Furbish, Gardner, Irvin, Pierce, Plummer, Potter, Randall, Shackford, Simpson, Stetson (13).

So the resolve failed of a passage.

On motion by Mr. Plummer of Androscoggin, the senate took a recess until 3 o'clock.

Afternoon Session.

3 o'clock P. M.

Bill, "An Act to amend Section 73 of Chapter 10, in relation to collection of taxes." The Senate voted to reconsider the vote whereby this bill was passed to be engrossed, House amendment B adopted in concurrence and the bill, as amended, passed to be engrossed.

On motion by Mr. Staples of Knox, the Senate concurred with the House in the indefinite postponement of bill, "An Act to amend Section 11 of Chapter 116 of the Revised Statutes, relating to compensation to members of the government."

The Chair appointed as members of the

special joint committee with reference to inquiry of free transportation of State officials by railroads, on the part of the Senate, Messrs. Heselton and Sturgis.

A recess of 10 minutes was here taken by the Senate.

After Recess.

Passed to be Enacted.

An Act for the assessment of a State tax for the year 1905 amounting to the sum of \$918,174.19.

An Act relative to corporations.

An Act giving the trustees of the Insane hospitals authority and equip Widows Island.

An Act authorizing the acceptance and conveyance of the Kennebec Arsenal property for the State of Maine.

An Act relating to the office of registers of deeds.

An Act to repeal Chapter 217 of the Private and Special Laws of the State of Maine for the year 1903, relating to the taking of clams from the town of Scarborough.

An Act to regulate the taking of white perch and black bass in Whitney and Hogan ponds in the county of Oxford, also of Tripp pond in Androscoggin county.

An Act relating to the office of county attorney.

An Act prohibiting the use of titles ordinarily applied to banking and trust companies by other than banking corporations.

An Act relating to the compensation of sheriffs.

An Act to amend Section 73 of Chapter 10 of the Revised Statutes relating to the collection of taxes.

An Act to provide for the assessment of a State tax for the year 1906, amounting to the sum of \$918,174.19.

Finally Passed.

Resolve in favor of the Maine Insane hospital.

Resolve in favor of the Maine Insane hospital.

Resolve in favor of clerk hire for the committee on taxation.

Resolve in favor of the stenographers to the presiding officers of the Senate and House.

Resolve in favor of Albert W. Buck, messenger to the President of the Senate.

Resolve in favor of the clerk to the committee on temperance.

Resolve in favor of Lewis Barrows.

Resolve in favor of the Senate postmaster.

Resolve in favor of appropriating money for the purpose of obtaining information in regard to wild lands for purposes of taxation.

Resolve in favor of the town of Bristol.

Resolve in favor of towns for reimbursements for money spent on State roads in the year 1903, under the provisions of chapter 23 of the Revised Statutes.

Mr. CLARK of Hancock: Mr. President: Allow me in behalf of each member of this Senate to present to you this silver candelabrum. We present this to

you, Mr. President, not on account of its intrinsic value, but in recognition of the kind and fair treatment we have received at your hands during this session. I find inscribed upon this gift the following: "Presented to Hon. Forrest Goodwin by the members of the Maine Senate, 1905." In the years to come, this may remind you, as you sit by your fireside, of your friends in this Legislature. You have treated all members of this Senate, Mr. President, without regard to position in life, or political affiliations. You have run your true course, and never listened to the siren song of influence. On the whole this has been a most agreeable session of the Legislature; and while we have differed on some important questions, I think we have honestly differed, and each has had due regard to the opinion of others. There have been members of both political parties upon the floor of this Senate this winter, although I think a stranger coming in here would be unable to see the drawing of any party lines. All have been treated equally, not only by the President, but by all members of this Legislature; and not once, to my remembrance, have we voted or tried to vote on party lines, or taken advantage of the fact that there were two parties in this Legislature.

In presenting to you this gift, we extend to your our deepest affection. And now, fellow senator, as we say the last good bye, one thing my heart assures: you have left no stain upon my heart, and I hope I have not on yours.

Mr. Secretary, I offer the following resolution, and move its adoption: Resolved, that the members of this Senate extend at this time their thanks to the President, and their appreciation of the just, able and impartial manner in which he has presided over the deliberations of this Senate. (Applause.)

Mr. STAPLES of Knox: Mr. President: I should not do justice to my feelings if I did not, as one of the members of the minority party of this body, fully concur in what the senator from Hancock has said.

Since coming into this body, I for one feel that I am indebted to its presiding officer for the many courtesies he has extended to me, as I feel that he has extended the same courtesy to every other member of this body. I think it is fitting, at this time, that the resolution which has been presented should pass. I feel the dawning of a brighter day in the giving of this beautiful present to the President of this Senate. It will illuminate the way. I have always thought, Mr. President, and gentlemen, that the Republican party needed light upon their ways (Laughter.) I am glad that it has dawned upon the Honorable President who stands so high in his party. I see in it the dawn of a better day (Laughter.) But there are no politics in this matter, but I wish to express my appreciation, as a member of the minority party, for the many courtesies the President has extended to me. I trust he will live long, and be guided by that light that has

been given him, and that memories of this Senate will follow him in his future. I have thought many times the President has borne with me with much patience. I appreciate my faults and I have no doubt the President does, also, (Laughter.) He has smoothed them over and made the course easier for me; and I assure him, as I assure the Republican members of this Senate, that I appreciate his kindness; and for that reason, Mr. President, I most cheerfully and heartily second the motion of the senator from Hancock.

Mr. PHILOON of Androscoggin: Mr. President: As a member of this body, having come here somewhat unexpectedly, and as a new member of the Senate, I feel that I should express my appreciation of the warmth and sincerity of the cordial reception I have received, as I came a bashful boy into this Chamber at the beginning of this session. I have thought that I would devote some time and reflection to some form of expression that would in a better manner impart to you my sentiments, but conflicting circumstances have conspired to prevent me from doing so.

I dare say it would have been a literary production of rare merit, but in whatever I endeavor to say now I wish it may be understood that it comes from the heart.

I have been most kindly treated as a minority member of this body, and as a young member of the Senate without legislative experience, having been called from the simple walks of life; and I wish more particularly to express my appreciation of the courtesy and guidance that has been over me in whatever little attempts I have made to further legislation in the interests of my constituents—by the dextrous hand of our worthy and skillful President, who is unusually gift-really that capacity of bringing the blind by the way they knew, and leading them by paths they knew not, and he has had abundant opportunity to exercise that capacity with a dexterity and patience that is unsurpassed; and I again wish to thank you all for your friendship, which I hope I still retain. And I hope that two years hence in this Chamber many of you will be returned as painstaking and as honest legislators as you have been during the past winter.

Mr. GARDNER of Penobscot: Mr. President and fellow Senators, I wish to add my brief words of testimonial to our presiding officer. I think our Maine Senates will be indebted to our presiding officer for the rulings he has made, and the signal ability he has displayed in a parliamentary way, and I wish to add my tribute to his ability.

Mr. PIERCE of Arostook: I rise at this time with more of diffidence than I have experienced in any of the deliberations of the Senate during the present session.

I feel that I must add to what has already been said in expressing our approval of the dignity, honor and ability of the presiding officer of this Senate. I

feel that anything I might offer could not express my heartfelt emotions, and I merely wish to join with the other senators in expressing to the President my feelings of esteem—and I move that the resolutions as presented be adopted.

Mr. HESELTON of Kennebec: My experience as a legislator has been very limited, but my location and circumstances have made me acquainted with the rulings of the Maine Senate since 1881, when I was the official reporter in this body; and I can say without any desire to flatter, or with any purpose to exaggerate, that our President has without question been the equal of any of the eminent gentlemen who have filled the President's chair, and that he has been surpassed by none of them since that time,—a thorough parliamentarian, exhibiting an evident desire to be fair and just in all his rulings, he has made good every promise he made to us when we placed him in the position which he occupies. And for my associates in the county I simply say that I endorse every expression of good will and compliment that has been stated here on this floor, and I join with every senator here in wishing you, Mr. President, all prosperity in your future undertakings.

Mr. MORSE of Waldo: Mr. President, the little token of respect and love which we today tender you is indeed a feeble effort on our part to impress upon your mind the high esteem this Senate as a body entertains for you. The labors of the session have been so materially lightened by your leadership, that whatever may have been our burdens, they have ceased to be such under your watchful care.

No man can lead successfully who does not himself possess some superiority and control over his own forces. All the leaders of the past have been striking illustrations of this wonderful power, and today Oyama, the great Japanese leader, is enthusing his army with that same spirit of confidence which insures success. True friendship can only be estimated after it has passed the crucial test of trial, and can we not each and all, with one accord, exclaim like Pythagoras—"Eureka!"

Too high an estimate cannot be placed upon our friends, and long ago it was said "He that is not for me is against me." After all that true principle of right should always be the leading characteristic of our lives, and no man should falter when thoroughly convinced of his position. Paul no doubt was honest in his first work, but after he heard the "voice" he turned about, and what wonderful success attended his efforts! May you, Mr. President, and may we all, gentlemen of the Senate, listen to that same small voice, and heed its quiet whisperings.

Mr. President, in conclusion I want to say just a word to the members of this Senate, believing as I do that every one of them is a just and true man, standing forth in his position of noble manhood, grown in the image of that great Maker,

fulfilling His purpose in a wonderful degree.

I have never seen a body of men together who have acted so friendly and so independently, and moved along to accomplish right and justice as has this Senate. Every one of them, I hope, are my friends, and I assure you, gentlemen, I have not any other feeling toward any member of this Senate than that of real, true friendship; and I shall remember as long as I live the many kind words I have heard.

I want to say one word in reference to my neighbor, the honorable senator from Knox, who has so well spoken of our light, hoping that it might shine to lead onward and upward this grand old party—the Republican party. I want to call your attention to the fact that from that great generosity of our President in all that he has spoken so kindly I dare say he may rest assured that when he starts those lights he will let them shine not only upon the Republican party, but that the Democratic party may catch a glimpse of his light, and walk in his footsteps.

The PRESIDENT: Senators, the 72d Legislature of the State of Maine is drawing to a close. For 12 long weeks the senators in this body have devoted their earnest, constant and consistent efforts to the best interests of the people of the State of Maine. It is not for me—it is not for either of you to commend our labors here. What we have done has now become history. If our acts do not speak for themselves, then words are of no avail. Whether we have done wisely or unwisely, time alone can tell, but I think I am justified in saying this: that every act passed by this Senate, and upon every motion voted upon by each and every one of you, that you all have been guided by the purest patriotism, and that you have pursued the course you have, simply from a desire to do what was best for the people of the whole State.

I wish to thank all the members of the minority party upon the floor of this chamber for their uniform courtesy shown to the Chair; and I wish to say that they have upon every occasion, acted, not from partisan motives, but from motives of honest conviction. I feel that if the people of this State—I think I am justified in saying it—realized that there was a sufficient number of men in the Democratic party, of equal standing with those who represent that party in this chamber, the situation in this State, it seems to me, might be reversed. (Applause.)

In regard to the dominant party in this chamber, and upon the majority party must always rest the responsibility of legislation, I beg to say simply this: Senators, we have redeemed every pledge made by our party to the people of this State before election. We have cancelled our obligations, and paid our notes in full. We have enacted laws that look to the enforcement of all law, to teach the generation that is to come after us the force, the strength, the power, the majesty of law. We have pursued a rigid, but not a parsimonious economy—have kept down

our appropriations, although the demand was greater and more insistent than ever before; and with our economy, aided by the great development of the State, we have been enabled to lower the tax rate from two and three-quarters to two and one-half mills, a boon that must be greatly appreciated by the people of our beloved State.

The Chair wishes to extend its earnest, its heart-felt and sincere thanks for the uniform courtesy and kindly treatment which has been shown him by all the members of the Senate, and by the officials and the attaches of same. Especially would the Chair express his thanks to the secretary, and to his assistant, and if he could leave any legacy to coming Senates it would be that always they might keep one of these true and tried officials in the position which they so honorably and efficiently have filled through this session. To the members of the Senate, one and all, I wish to thank you for the kind words you have spoken, and for the beautiful gift which you have given me. The warm associations and friendships formed in this chamber cannot be broken without some tugging at the heart-strings, and beyond this, the Chair can say no more. (Applause.)

Mr. IRVING of Aroostook: Mr. President, as a mild expression of appreciation of the efficient work performed for this Senate and for the State by our esteemed secretary and assistant secretary of the Senate, I would like to make a few remarks and I would like to adopt words more fitting than any language that I can utter. I desire to offer as a merited expression of this appreciation the following resolve:

Resolved, That a vote of thanks be extended to the secretary and assistant secretary of the Senate for the able and courteous manner in which they have attended to their duties.

Passed to be Enacted.

An Act to amend Section 3 of Chapter 211 of the Private Laws of 1895, relating to the Bangor municipal court.

Resolve on the pay roll of the Senate.

Resolve on the pay roll of the House.

A recess was here taken until 8 o'clock P. M.

After Recess.

The President called the Senate to order. The PRESIDENT: There lies upon the desk of the President of the Senate a new and beautiful Worcester's Dictionary, which was appropriated for the use of the Senate at this session. In behalf of the members of the Senate with whom the Chair has had opportunity to consult, and his many friends in this body, it gives me great pleasure to present this dictionary to Senator Staples of Knox. (Applause.)

Mr. STAPLES: Mr. President and Fellow Senators: Words cannot express my appreciation of the kindness of these senators in presenting me this valuable gift. I care not so much for it because of its value, but as a valuable memento, which

I shall esteem much higher than I should gold or silver. It is something that I shall always keep as I go down the declivity of life. When I con its pages, you will pardon me, fellow senators, because of my political standpoint, if I accept the gift with this condition—when I con its pages I shall endeavor to glean from its many pages the most potent words that I can find with which to lambaste the Republican party. (Applause.) I accept it upon this condition. You know me well enough to know I would do it whether I had a dictionary or not.

Nevertheless, out of politics, there is no finer class of men with which I ever became acquainted than the present Republican members of the Maine Senate. I hope to live to see the grand old Democratic party have a majority here, and if I do, you shall always be welcome.

Mr. MORSE: I would ask the senator from Knox if he will define the exact meaning of the word "lambaste."

Mr. STAPLES: It means to give them fits.

An Act to provide in part for the expenditures of government for the year 1905, took its several readings and was passed to be engrossed.

An Act to provide for the expenditures of government for the year 1905 took its several readings and was passed to be engrossed.

On motion of Mr. Pike of Washington, it was ordered that the gavel which has been welded so well and wisely by the President be presented to him as a mark of our admiration and esteem.

The PRESIDENT: The Chair desires to thank the senators for their gift and their kindness.

On motion by Mr. Pike of Washington, it was ordered that the superintendent of public buildings and grounds be requested to give to the Honorable Forrest Goodwin the desk and chair used by him in the President's room.

Mr. Philoon of Androscoggin, presented the following Resolve which was passed:

Resolved, That the secretary of the Senate convey to Senator A. H. Shaw and family its sympathy for them in their great sorrow.

On motion by Mr. Staples it was voted that the thanks of the Senate be extended to the messenger, Charles H. Lovejoy, who has served the Senate so faithfully for 27 years—efficiently, and in a manner courteous and kind; and also that the other employes of the Senate be included in this vote.

Passed to be Enacted.

An Act to provide in part for the expenditures of government for the year 1905.

An Act to provide for the expenditures of government for the year 1906.

On motion of Mr. Gardner of Penobscot, it was ordered that a message be sent to the House of Representatives informing that body that the Senate has transacted all business before it, and is ready to adjourn without day.

The President instructed the senator from Penobscot, Mr. Gardner, to convey

the message, and that senator subsequently reported that he had discharged the duty.

On motion by Mr. Morse of Waldo, it was ordered that a committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon the Governor, and inform him that both branches of the Legislature, having acted upon all matter before them, would be pleased to receive any communication he may be pleased to make.

The Chair appointed on the part of the Senate as such committee Messrs. Morse, Bartlett and Philoon.

Mr. Morse for that committee subsequently reported that the committee had conveyed the message to the Governor, and that the Governor stated that he would transmit to the Senate forthwith a list of all the Acts and Resolves recently passed. The committee was discharged.

The following communication was received from the Executive:

I transmit herewith a list of the Acts and Resolves passed during the present session of the Legislature, and approved by me, numbering 573 Acts, and 176 Resolves.

I have no further communication to make.

(Signed) WILLIAM T. COBB.

On motion of Mr. Pike of Washington, the Senate adjourned sine die.