

MAINE STATE LEGISLATURE

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Legislative Record

of the

Seventy-Third Legislature

of the

State of Maine.

1907.

Private and Special Laws of 1887 as amended by Chapter 464 of the Private and Special Laws of 1897, relating to the Fryeburg Horse Railroad Company.

An Act to amend Section 23 of Chapter 114 of the Revised Statutes and to repeal Chapters 131 and 134 of the Public Laws of 1905 relating to Relief of Poor Debtors.

Finally Passed.

Resolve in favor John D. Bubier.

Resolve in favor of Lottie A. Robinson.

Resolve for the purpose of Operating Fish Hatcheries and Feeding Stations for fish and for the protection of fish.

On motion by Mr. Merrill of Cumberland the Senate adjourned to meet on Tuesday, February 5, 1907, at eleven o'clock A. M.

HOUSE.

Friday, Feb. 1, 1907.

Prayer by Rev. Mr. Knowlton of Monson.

(Mr. Smith of Patten in the chair.)

Papers from the Senate disposed of in concurrence.

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

Judiciary.

By Mr. Cobb of Gardiner: Petition of Charles A. Knight and 125 others of Gardiner in favor of the initiative and referendum.

By Mr. Milliken of Island Falls: Petition of Rev. H. H. Noyes of Island Falls and 25 other clergymen for an act directing the clerk of court in each county to send to the clergymen in that county a list of the divorces granted at each term of court.

By Mr. Copeland of Thomaston: Bill, An Act in relation to the plantation of Matinicus.

By Mr. Folsom of Norridgewock: Bill, An Act to authorize the selectmen of the town of Embden to remove the bodies in an abandoned cemetery.

By Mr. Flaherty of Portland: Bill, An Act to provide for ascertaining by ballot the sentiment of the people as to candidates for senators in Congress.

By Mr. Hall of Caribou: Bill, An Act to amend the third paragraph of Section 51 of Chapter 79 of the Revised Statutes relating to supreme judicial courts.

By Mr. Goodwin of Sanford: Bill, An Act to authorize the Atlantic Shore Line Railway to discontinue operation of its ferry across the Piscataqua river in certain instances.

By Mr. Perkins of Alfred: Petition of James F. Brackett and 10 others asking for amendment to Section 8 of Chapter 20 of the Revised Statutes.

By Mr. Tolman of Portland: Petition of Rev. Claude H. Priddy and 34 others against prize-fighting and sparing exhibitions.

By Mr. Allen of Richmond: Petition of overseers of poor and 41 others of Bowdoin to amend the laws relat-

ing to the support of persons committed to insane hospitals.

By Mr. Milliken of Island Falls: Petition of Frank Allingham and 21 others of Sherman for an act providing for the support of the pauper insane by the State.

By Mr. Tolman of Portland: Bill, An Act to prevent prize-fighting and sparring exhibitions.

Appropriations and Financial Affairs.

By Mr. Walker of Biddeford: Petition of D. S. Bickford and 37 others of Old Orchard in favor of Webber hospital; of C. M. Blagden and 27 others of Sanford; of Melvin F. Wormwood and 13 others of Kennebunkport; of George Sylvester and 18 others of Lyman; of W. S. Matthews and 42 others of Berwick for same.

By Mr. Colcord of Searsport: Petition of Albert L. Ames of Stockton and 29 others for resolve in favor of Maine State Sanatorium Association.

By Mr. Copeland of Thomaston: Petition of Levi Seavey and 29 others of Thomaston for same.

By Mr. Gleason of Mexico: Petition of James S. Sturtevant, M. D., of Dixfield and 15 others for same.

By Mr. Allen of Mt. Vernon: Resolve in favor of J. W. Allen, secretary of the committee on State prison.

Education.

By Mr. Haskell of Deer Isle: Petition of B. Lake Noyes, M. D., and 12 others of Deer Isle for the adequate support of the University of Maine.

By Mr. Allan of Dennysville: Petition of C. F. Eaton and 33 others of Princeton for same.

By Mr. Stearns of Norway: Petition of S. M. Brown and 79 others of Norway and South Paris for same.

Mercantile Affairs and Insurance.

By Mr. Danforth of Skowhegan: Bill, An Act to amend Chapter 49 of the Revised Statutes relating to fraternal beneficiary associations.

Agriculture.

By Mr. Lowe of Turner: Bill, An Act for the protection of shippers and butchers. (Tabled for printing pending reference on motion of Mr. Murphy of Portland.)

Interior Waters.

By Mr. Lovejoy of Milo: Bill, An Act to authorize the American Thread Company to erect and maintain piers and booms in Sebec river.

Ways and Bridges.

By Mr. Lane of Brewer: Petition of F. H. Nickerson and 23 others in favor of ownership and maintenance of highway bridges by the State.

By Mr. Haskell of Deer Isle: Petition of Alden Thompson and 118 others for same.

By Mr. Lane of Brewer: Petition of H. S. Hardy and 44 others for same.

By Mr. Gleason of Mexico: Petition of John P. Swasey of Canton and 42 others in favor of bill to provide for free toll bridges.

Inland Fisheries and Game.

By Mr. Milliken of Island Falls: Petition of I. E. Seavey of Sherman and 20 others for an act preventing the throwing of waste into the West Branch of the Mattawamkeag river.

By Mr. Decker of Weld: Petition of D. B. Swett and 31 others of Weld and vicinity praying for a law to prohibit throwing of mill waste into tributaries of Webb lake in county of Franklin; also for a law to prohibit all still or plug fishing in Lake Webb from the time the ice goes out until the first day of June of each year; also a law to prohibit fishing in Webb's river, the outlet of Lake Webb.

By Mr. Witham of Raymond: Remonstrance of Walter H. Brown of Portland and 42 others against any change of law which will affect fishing in Thomas pond; of Loring S. Maines and 20 others of Casco against same.

By Mr. Merrill of Monmouth: Bill, An Act to prohibit the throwing of sawdust or other mill waste, potato pulp or any poisonous substance into the waters of Otter brook in the town of Caribou, or any of its tributaries.

Shore Fisheries.

By Mr. Herrick of Brooklin: Petition of H. S. Kane and 67 others to amend Section 35 and 36 of Chapter 41, R. S., relative to close time on clams.

By Mr. Oram of Bristol: Bill, An Act to amend Section 17 of Chapter 41

of the Revised Statutes relating to the measurement of lobsters.

Claims.

By Mr. Skidmore of Liberty: Resolve in favor of the town of Liberty, with statement of facts.

Pensions.

By Mr. Knowlton of Monson: Bill. An Act to amend Section 4 of Chapter 145 of the Revised Statutes relative to pension for widows of soldiers in Aroostook War.

By Mr. Dow of Brooks: Resolve in favor of Emily A. Forbes, with statement of facts.

Temperance.

By Mr. Milliken of Island Falls: Petition of J. W. Caldwell and 44 others of Sherman for act providing for the proper labeling of medicines containing alcohol and narcotic drugs.

By Mr. Dow of Brooks: Remonstrance of G. A. Miller and 23 others of West Rockport against resubmission; of Rev. C. F. Smith and 11 others of Rockport; of J. W. Bowers and 67 others of Camden; of James D. Thurston and 36 others of Union; of H. J. C. Hewett and 43 others of Thomaston against same.

By Mr. Safford of Kittery: Remonstrance of James W. Bartlett and 66 others of Eliot against same.

By Mr. Dow of Buckfield: Remonstrance of N. R. Springer and 18 others of Bethel; of Rev. George F. Jenkins and 71 others of East Dixfield against same.

By Mr. Stearns of Norway: Remonstrance of C. F. Whitman and 44 others of Norway against same.

By Mr. Whitehouse of Dayton: Remonstrance of A. M. Littlefield and 20 others of West Kennebunk against same.

By Mr. Goodwin of Sanford: Remonstrance of Alexander Hamilton and 47 others of Sanford against same.

By Mr. Hill of Machias: Remonstrance of V. S. Coffin and 85 others against same.

By Mr. Thomas of Howland: Remonstrance of H. C. Hooper and 35 others against same.

By Mr. Cobb of Gardiner: Remonstrance of Frank H. Jones of South

China and 26 others against same.

By Mr. Perkins of Kennebunkport: Remonstrance of Henry H. Hamilton and 15 others of York against same.

By Mr. Dow of Brooks: Remonstrance of John H. Stacy and 15 others of Phippsburg against same; of G. F. Rouillard and 24 others against same.

By Mr. Cobb of Gardiner: Remonstrance of H. E. Maines and 68 others of Oakland against same.

By Mr. Lord of Parsonsfield: Remonstrance of Dominicus Ricker and 93 others of Parsonsfield and Newfield against same.

By Mr. Davies of Yarmouth: Remonstrance of J. C. Mitchell and 56 others of Freeport against same.

By Mr. Dow of Brooks: Remonstrance of Rev. Wm. W. Hackett, D. D., and 32 others of Damariscotta; of J. L. Clifford and 2 others of Newcastle; of Henry G. Clark and 14 others of Perham against same.

By Mr. Waldron of Portland: Remonstrance of Rev. Howard Mudie and 71 others against same.

By Mr. Stearns of Norway: Remonstrance of Ladies' Circle of First Congregational church of Norway against same.

Labor.

By Mr. Montgomery of Camden: Petition of the Monday Club and the Shakespeare Club, composed of ladies of Camden for passage of act relating to employment of minors in manufacturing and mechanical establishments.

By Mr. Baldwin of Boothbay Harbor: Petition of Monday Club of Boothbay Harbor for an amendment to law regarding child labor.

Salaries and Fees.

By Mr. Hall of Dover: Bill, An Act to provide for the transportation of members of the Legislature and others officers, agents, or employes of the State of Maine.

Placed on File.

By Mr. Tolman of Portland—Resolve of the official board of Chestnut street Methodist Episcopal church of Portland in favor of the Maine Institution for the Blind.

Orders.

On motion of Mr. Hall of Dover, Ordered, The Senate concurring, that

the committee on insane hospitals be instructed to inquire into the matter of properly caring for the tubercular insane in our asylums, and report by bill or otherwise.

On motion of Mr. Kendall of Bowdoinham the rules were suspended and that gentleman presented the following order:

Ordered, That the public printer be instructed to furnish 200 copies of the plan of the floor of this House, on the margin of which the names of its members shall be printed, alphabetically arranged, with the number of seat of each member indicated opposite his name, for the greater convenience of this House.

The order received a passage.

On motion of Mr. Montgomery of Camden the rules were suspended and that gentleman presented the following order and moved its passage:

Ordered, That the use of the hall of the House of Representatives be granted to the judiciary committee on Tuesday afternoon, Feb. 5, and Thursday afternoon, Feb. 7.

Mr. GLEASON of MEXICO: The educational committee have already presented a request for the use of the hall on Feb. 7 for a hearing relating to the University of Maine.

Mr. MONTGOMERY: If I understand it, this order is ahead of anything in that direction; there has been no order introduced for the use of the hall on Feb. 7 by the committee on education.

Mr. GLEASON: That matter has been in charge of the chairman of the committee on education, Senator Stearns, and I presume that proper steps have been taken to secure the use of the hall for that afternoon.

Mr. DAVIES of Yarmouth: My understanding of this matter is that an order was put in sometime ago referring such matters to the superintendent of the building, and a request was made upon him for the use of this hall by the committee on education on the afternoon of Feb. 7 and that request was granted.

The question being on the motion to give the order a passage,

The motion was lost.

Reports of Committees.

Mr. Hall from the committee on insane hospitals to which was referred petitions that insane paupers committed to the insane hospitals be supported by the State, reported that the petitions be referred to the committee on legal affairs.

Mr. Young from the committee on railroads and expresses, on bill to amend Section 50 of Chapter 40 of the Revised Statutes relating to the employment of minors, reported ought to pass.

Mr. Hubbard from the committee on shore fisheries, on petitions for an amendment to Section 27 of Chapter 16 of the Public Laws of 1905, whereby fishermen may be permitted to use torches or artificial light for purpose of catching herring for bait only, also for an amendment to the Public Laws for the use of seines and nets for the purpose of catching herring for bait only, reported leave to withdraw.

Mr. Waldron from committee on judiciary reported ought to pass on Bill, An Act to regulate the use of certain roads in the towns of Camden and Lincolnville.

Mr. Dunton from same committee reported ought to pass on Resolve in favor of William R. Marshall.

Mr. Dyer from same committee reported in a new draft and ought to pass on Bill, An Act regulating the use of automobiles in the town of Bluehill.

Mr. Hall from same committee reported ought to pass on bill, An Act to authorize the city of Bath to raise money for the construction of sewers by the issue of bonds.

Mr. Moore from committee on railroads and expresses reported ought to pass on Bill, An Act to extend the charter of the Waldo Street Railway Company.

Mr. Spear from same committee reported ought to pass on Bill, An Act to extend the charter of the Lincoln County Street Railway.

Mr. Johnson from same committee reported ought to pass on Bill, An Act authorizing the Ben Venue Granite Company to construct and maintain a railroad crossing or crossing in the town of Sullivan.

Mr. Fulton from committee on insane hospitals reported ought to pass on Resolve in favor of the Maine Insane hospital.

Mr. Fulton from same committee reported in a new draft and ought to pass on Resolve in favor of the Maine Insane hospital.

Mr. Gilmore from same committee reported ought to pass on Resolve in favor of Widow's Island.

Mr. Peacock from committee on shore fisheries reported in a new draft and ought to pass on Bill, An Act to amend Section 44 of Chapter 91 of the Public Laws of 1905 relating to smelt fisheries in Eastport, Perry and Pembroke waters.

Mr. Herrick from same committee on petitions reported Bill, An Act to amend Section 1 of Chapter 53 of the Private and Special Laws of 1903 in relation to fishing in Bagaduce river.

Mr. Horigan from committee on towns reported ought to pass on Bill, An Act to secure a correct census of the deaf, dumb, blind, feeble-minded, idiotic and insane in this State.

Mr. Baldwin from the Lincoln county delegation reported ought to pass on Bill, An Act to amend Chapter 151 of the Public Laws of 1905 relating to compensation of registers of probate.

Mr. Simpson from committee on ap- which was referred the official bond of the State treasurer-elect for the years 1907 and 1908, recommended that the same be approved and placed on file in the office of the secretary of State.

First Reading of Printed Bills and Resolves.

An Act to extend the charter of the Kittery Water and Light Company.

An Act to authorize the Portland Wharf and Land Company to erect and maintain a wharf into the tide waters of Casco bay in the city of South Portland.

An Act to repeal Chapter 403 of the Private and Special Laws of Maine, 1903, entitled "An Enabling Act for the annexation of the city of South Portland to Portland."

An Act to authorize a bridge in the town of Edgecomb.

An Act to amend Chapter 242 of the Private and Special Laws of 1895, enti-

led "An Act to incorporate the city of South Portland," as amended by Chapter 138 of the Private and Special Laws of 1905.

An Act to extend the provisions of Chapter 241 of the Private and Special Laws of 1903, entitled "An Act to supply the town of Lisbon with pure water."

An Act additional to Chapter 127 of the Revised Statutes. (Tabled pending first reading on motion of Mr. Hall of Dover.)

An Act to authorize the city of Lewiston to issue its bonds to the amount of \$174,000 to pay its bonds now outstanding and maturing in the year 1907.

An Act additional to Chapter 420 of the Private and Special Laws of 1889, entitled "An Act to incorporate the New Portland and Eustis Telephone and Telegraph Company."

An Act to extend the charter of the Phillips Trust Comnay.

An Act to better protect the lobster industry within two miles from the shore of Monhegan Island between the first day of June and the 25th day of November of each year.

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

An Act to authorize the Southwest Harbor Water Company to buy, generate, sell and distribute electricity.

An Act creating a lien on horses, oxen, mules and other animals, in certain cases. (Tabled pending first reading, on motion of Mr. Hall of Dover.)

An Act to amend Section 12, Chapter 117 of Revised Statutes, relating to fees of jurors.

An Act to regulate fishing in that part of Sebago lake known as Songo river, also in Crooked river in the county of Cumberland.

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

An Act to amend Section 6 of Chapter 65 of the Private and Special Laws of 1899, entitled "An Act to incorporate the Bath Trust Company."

An Act to amend the charter of the Swan's Island Telephone & Telegraph Company, Chapter 50, Private and Special Laws of the State of Maine for the year 1903.

An Act to authorize the erection and maintenance of piers and booms in the Mattawamkeag river at the mouth of Molunkus stream.

An Act creating certain islands in the county of Cumberland and State of Maine into a voting district.

An Act to regulate fishing in Indian pond, so-called, in Township 1, Range 8, W. B. K. P., Franklin county, known as "Lowelltown."

An Act to ratify, confirm and make valid the organization of the Dixfield Light and Water Company.

Resolve authorizing the Land Agent to sell certain lands in the town of Crystal.

Resolve in favor of repairing the road between Patten and Grand Lake.

Resolve, to appropriate \$250 to screen Sabattus pond, in the county of Androscoggin.

On motion of Mr. Hall of Dover, Bill, An Act additional to Chapter 127 of the Revised Statutes, was taken from the table.

Mr. Goodwin of Sanford offered an amendment by adding to the title the words, "in relation to lumbering operations."

The amendment was adopted and the bill was then read twice as amended and assigned for Tuesday morning.

On motion of Mr. Gleason the Bill, An Act to prevent the pollution of North or Varnum's pond, was taken from the table.

Mr. Gleason offered amendment A, to strike out in line one of Section 2 the words "cess pool" and add "house"; in line two strike out the word "sink-spout"; in line three strike out "two hundred feet" and insert "eight rods"; strike out lines 8, 9 and 10.

He also offered amendment B, in line one of Section 3 to strike out the word "drainage."

The amendments were adopted, the bill was read the third time and was passed to be engrossed.

Passed to Be Engrossed.

An Act to extend the charter of the Matagamom Manufacturing Company.

An Act to amend Section 96 of Chapter 49 of the Revised Statutes, relating to insurance agents and brokers.

An Act to amend Section 45 of Chapter 4 of Revised Statutes, relating to registration and licensing of dogs.

(Speaker Powers in the Chair.)

Passed to Be Enacted.

An Act to ratify the mortgages and lease of the Schoodic Stream Railroad.

An Act to ratify the mortgages and lease of the Northern Maine Seaport Railroad.

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

An Act to authorize the Bangor & Aroostook Railroad Company to purchase the Schoodic Stream Railway.

Finally Passed.

Resolve in favor of the Eastern Maine hospital.

On motion of Mr. McKenney of Eridgton, Adjourned.