

MAINE STATE LEGISLATURE

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Legislative Record

of the

Seventy-Third Legislature

of the

State of Maine.

1907.

HOUSE.

Monday, February 18, 1907.

Prayer by Rev. Mr. Colby of Augusta.

Papers from the Senate disposed of in concurrence.

On motion of Mr. Haskell of Deer Isle, three petitions in regard to close time on lobsters, referred in the Senate to the committee on shore fisheries, were laid on the table.

Senate Bills on First Reading.

An Act to amend Chapter 31 of the Private and Special Laws of 1905, entitled "An Act to authorize the Houlton Water Co. to generate, sell and distribute electricity."

An Act to amend Chapter 145 of the Private and Special Laws of 1887 entitled "An Act to provide sewerage in the town of Houlton."

An Act to repeal Chapter 6 of the Private and Special Laws of 1891, entitled "An Act additional to and amendatory of An Act granting a new charter to Bates College."

Resolve in favor of a bridge on the St. John river at Van Buren.

An Act to amend Chapter 227 of the Private and Special Laws of 1880, entitled "An Act to supply the people of Houlton with pure water," as amended by Chapter 497 of the Private and Special Laws of 1889, and as amended by Chapter 148 of the Private and Special Laws of 1903, and as amended by Chapter 3 of the Private and Special Laws of 1905.

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

Judiciary.

By Mr. Oram of Bristol—Petition of Chas. M. Hall and 13 others of Nobleboro for the initiative and referendum.

By Mr. Hill of Machias—Bill, An Act to amend the Revised Statutes relating to holidays.

By Mr. Lovejoy of Milo—Bill, An Act to establish the Milo municipal court.

By Mr. Davis of Yarmouth—Bill, An Act to provide for the indeterminate sentence.

By Mr. Weeks of Pittsfield—Bill, An Act to prohibit the making or publishing of false statements on publications

or concerning the affairs, pecuniary condition or property of any corporation, joint stock association, co-partnership or individual.

Legal Affairs.

By Mr. Weld of Old Town—Bill, An Act to incorporate the United Gas Co.; Bill, An Act to incorporate the Penobscot Electric Power and Telephone Co.

By Mr. Smith of Patten—Bill, An Act to amend Section 4 of Chapter 315 of the Private and Special Laws of 1903 entitled "An Act to incorporate the Medunkenuk Dam and Improvement Co."

By Mr. Irving of Presque Isle—Bill, An Act additional to and amendatory of Chapter 3 of the Private and Special Laws of 1887 entitled "An Act to supply the people of the town of Presque Isle with pure water;" also Bill, An Act amendatory of Chapter 164 of the Private and Special Laws of 1903 entitled "An Act to enable the Presque Isle Water Co. to issue bonds to pay, retire and cancel its outstanding bonds."

Appropriations and Financial Affairs.

By Mr. Thomas of Howland—Petition of W. H. Smart of Howland and 11 others for resolve in favor of Maine State Sanitorium Association; of Chas. G. Jewell and 17 others of Lowell for same.

Education.

By Mr. Horigan of Biddeford—Bill, An Act to provide for the election of a school board for the city of Biddeford, to define the duties of said board and to regulate the compensation of the members.

Railroads and Expresses.

By Mr. Milliken of Island Falls—Petition of H. O. Bither and 19 others of Linneus for the act providing for a universal two-cent mileage on the Bangor & Aroostook Railroad.

By Mr. Allan of Dennysville—Petition of G. F. Frost and 11 others for same; of J. B. Jeffry and 35 others of Crawford for two-cent mileage on the Washington County Railroad; of Jas. W. Campbell and 16 others of East Machias for same; of F. L. Talbot and 35 others of East Machias for same.

By Mr. Hill of Machias—Petition of

Geo. D. Bridgman and 40 others of Whitneyville for same.

Banks and Banking.

By Mr. Weld of Old Town—Bill, An Act to incorporate the Penobscot Valley Trust Company.

Agriculture.

By Mr. Snow of Brunswick—Petition for bounty on hawks.

State Lands and State Roads.

By Mr. Michaud of Frenchville—Petition of Israel Ouillette and 24 others in favor of a road in Frenchville.

By Mr. Oram of Bristol—Petition of H. R. Palmer and 13 others of Nobleboro for State aid for repairing highways.

By Mr. Milliken of Island Falls—Petition of W. H. Dilling and 22 others of Easton for same.

By Mr. McKinney of Bridgton—Petition of Wm. A. Merrill and 1131 others of different towns of the State in favor of an act to provide for State aid and for the expenditure of other public moneys in the permanent improvement of Maine highways or State roads.

Highways and Bridges.

By Mr. Herrick of Brooklin—Bill, An Act to prevent the hauling of heavy teams on the highways of Brooklin from the 15th of March to the 10th of May.

By Mr. Donigan of Bingham—Resolve in favor of the town of Bingham; also resolve in favor of the town of Concord.

Inland Fisheries and Game.

By Mr. Hall of Dover—Petition of Frank Capino and five others for an act to regulate the taking of firearms upon the wild lands of the State.

By Mr. Hathorn of Milford—Petition of A. E. Cunningham and 21 others of Costigan, Greenfield and vicinity for the passage of an act prohibiting the throwing of sawdust and other refuse into Olamon stream.

By Mr. Putnam of Danforth—Petition of E. M. Richards and 21 others of Princeton for a law to prohibit the shipping and sale of fish to markets out of the State of fish caught in the west branch of the St. Croix river and its tributaries.

By Mr. Decker of Weld—Bill, An Act to regulate the taking of fish in the tributaries of Mt. Blue pond in the county of Franklin.

Sea and Shore Fisheries.

By Mr. Preston of Cherryfield—Remonstrance of B. W. Brown and 96 others of Addison and vicinity against close time on lobsters in Addison, Milbridge and Cherryfield.

Claims.

By Mr. Gallagher of Waldoboro—Resolve in favor of the town of Waldoboro.

Pensions.

By Mr. Goodwin of Sanford—Resolve in favor of Thomas Banks of Sanford.

By Mr. Tolman of Glenburn—Resolve in favor of Margaret Jane Tibbetts of Hermon.

Public Buildings and Grounds.

Remonstrances against removal of State capital were presented as follows:

By Mr. Harriman of Bucksport—Of B. H. Cushman and 27 others of Penobscot.

By Mr. Weeks of Fairfield—Of L. W. Ham and 4 others of Mercer.

By Mr. Thomas of Howland—Of John H. McGregor and 9 others of Enfield; of R. Q. Lancaster and 6 others of Howland.

By Mr. Harriman of Bucksport—Of Geo. W. Chipman and 11 others of Bucksport.

By Mr. Perkins of Kennebunkport—Of John E. Staples and 49 others of York.

By Mr. Hill of Machias—Of Isaac Pennell and 39 others of Whitneyville.

By Mr. Allen of Mt. Vernon—Of Starling Grange, 105 members, of Fayette; of M. S. Collins and 14 others of Readfield.

By Mr. Hill of Monticello—Of John F. Leavitt and 61 others of Littleton.

By Mr. Skidmore of Liberty—Of S. Phinney and 19 others; of Delbert Paul and 4 others.

By Mr. Preston of Cherryfield—Of L. C. Bridgman and 13 others of Beddington.

By Mr. Lynch of Washington—Of

W. W. Light and 20 others; of W. G. Payson and 35 others of Union.

By Mr. Stuart of Belgrade—Of E. F. Kelley and 9 others of Belgrade.

By Mr. Hathorn of Milford—Of F. D. Bowley and 18 others of Alton; of Otis P. Gerry and 18 others of Alton.

By Mr. Allan of Dennysville—Of F. E. Gaddis and 17 others of East Machias; of N. S. Bowker and 27 others of Marshfield.

By Mr. Wood of Bluehill—Of Geo. E. King and 30 others of Lamoine.

By Mr. Harriman of Bucksport—Of W. J. Abbott and 23 others of Verona.

By Mr. Oram of Bristol—Of Frank M. Dodge and 27 others of Edgecomb.

By Mr. Theriault of Fort Kent—Of Joseph Labbie and 29 others of Wallagrass; of Magloire Michaud and 20 others of Wallagrass.

By Mr. Smith of Lisbon—Of James S. Underwood and 42 others of Lisbon.

By Mr. Reynolds of Winslow—262 members of Clinton Grange.

Temperance.

Remonstrances against resubmission were presented as follows:

By Mr. Waldron of Dexter—Of Robert Brady and 61 others of Enfield.

By Mr. Oram of Bristol—Of N. G. Hanna and 56 others of Bristol.

By Mr. Irving of Presque Isle—Of D. W. Potter and 38 others of Waldoboro.

By Mr. Dow of Brooks—Of 228 citizens of Bangor.

By Mr. Dyer of Buckfield—Of F. S. Shurtleff and 86 others of South Paris; of J. Edward Murch and 56 others of South Paris.

By Mr. Davis of Yarmouth—Of Margaret M. Payson and 50 others of Portland.

By Mr. Milliken of Island Falls—Petition of Martin S. Rideout and 24 others of Bridgewater for the act providing for the proper labelling of medicines containing alcohol and narcotic drugs.

Taxation.

By Mr. Thomas of Howland—Petition of John F. Lang of Enfield and 26 others asking for the exemption of young stock from taxation.

By Mr. Milliken of Island Falls—Petition of W. H. Dilling and 21 others

of Easton for the passage of the Grance mill tax bill.

Placed on File.

By Mr. Dow of Brooks—Petition of C. L. Hathaway and 15 others for the Donigan bridge bill.

Orders.

Mr. Tolman of Portland presented the following order:

Ordered, That the commissioner of highways be and hereby is requested to furnish the House with the following information:

First, the number and location of all bridges in the State exceeding 40 feet in length supported by town, city or county, and of what material constructed, when built and their present condition.

Second, the annual cost in detail of the maintenance of such bridges. (Tabled on motion of Mr. Milliken of Island Falls.)

Reports of Committees.

Mr. Scates from the committee on appropriations and financial affairs reported "ought not to pass" on resolve in favor of a monument marker on the battle ground at Cedar Mountain, Virginia.

Mr. Blanchard from the committee on ways and bridges, on petition of W. M. Atchison and 36 others of Houlton, and Elijah H. Smith and 46 others of Lincoln praying that the State provide a system to aid towns in repairing public highways, reported that the same be referred to the committee on State lands and State roads.

Mr. Horigan from the committee on towns reported "ought not to pass on Bill, "An Act relating to moving buildings through the streets of cities and villages."

Same gentleman from same committee, on petition of Irving W. Hutchinson and eight others of Weld, and L. S. Libby and 27 others of Carthage praying that a part of the town of Weld be set off and annexed to the town of Carthage, reported that the petitioners have leave to withdraw.

The reports were accepted and sent to the Senate.

Mr. Scates from the committee on appropriations and financial affairs re-

ported "ought to pass in new draft under same title" on resolve in favor of the St. Elizabeth's Roman Catholic Orphan Asylum of Portland.

Mr. Horigan from the committee on towns reported "ought to pass" on bill "An Act to incorporate the town of Bowerbank."

Mr. Barker from the same committee reported "ought to pass in new draft under same title" on Bill "An Act to set off a part of the town of Starks and annex the same to the town of Norridgewock."

The reports were accepted and bills and resolves ordered printed under joint rules.

First Reading of Printed Bills and Resolves.

An Act relating to the ferry across the Penobscot river, between the town of Orono and the town of Bradley.

An Act to extend the charter of the Maine Water and Electric Power Company.

An Act to authorize the American Thread Company to erect and maintain piers and booms in Sebec river.

An Act to extend the charter of the Jackman Water Company.

An Act authorizing the Umbagog Paper Company to locate, erect and maintain piers and booms in the Kennebec river.

An Act to authorize the State land agent to sell Little Island in Mosquito harbor in the town of St. George.

An Act to amend section twenty-three of chapter eighteen of the Revised Statutes, relating to the State laboratory of hygiene.

An Act to amend chapter one hundred and fifty-eight, of the private and special laws of nineteen hundred and three, incorporating the Brunswick and Topsham Water District.

An Act to authorize John H. Walker to extend and maintain a wharf in Squa Pan Lake.

An Act to set off part of the town of Bancroft and annex the same to the town of Weston.

An Act to enable the Sebago Lake, Songo river and Bay of Naples Steamboat Company, to construct and maintain a wharf at the west shore of Se-

bago lake, in the town of Sebago, in the county of Cumberland.

An Act authorizing and empowering the Aroostook Lumber Company to erect and maintain piers and booms and store lumber in the Presque Isle stream.

An Act to incorporate the Lincolnville Water Power Company.

An Act to incorporate the Carrabassett Dam Company.

Resolve, in favor of Lee Normal Academy.

Resolve, in favor of the town of Bowdoinham.

Resolve in aid of navigation of Lewey, Long and Big lakes.

Resolve in favor of roads in the Indian townships, Washington county.

Resolve in favor of the Maine State library.

Resolve authorizing the land agent to release the interest of the State in the islets called "The Nub" in Bluehill in Hancock county.

Resolve in favor of Maine Children's Home Society, Augusta.

Resolve in favor of the Bangor Children's Home.

Resolve in favor of the Augusta City hospital.

Resolve relating to the documentary history of Maine.

Resolve in favor of The Webber Hospital Association.

Passed to Be Engrossed.

An Act to extend the charter of the Mutual Fire Insurance Company.

An Act to change the name of the plantation of Hill.

An Act to make valid the incorporation and corporate acts of Fort Fairfield Grange.

An Act to prohibit the depositing of certain waste substances in the waters of the west branch of the Mattawamkeag stream or its tributaries.

An Act to amend Chapter 277 of the Private and Special Laws of 1903, amending "An Act to establish a municipal court for the town of Brunswick."

An Act to preserve the purity of the source of water supply for the village of Buckfield and to protect the public health.

An Act in relation to the Hill Manufacturing Company.

An Act to authorize the Twin Electric and Gas Company to exercise certain powers in this State.

An Act to incorporate the Somersville Water Company.

Passed to Be Enacted.

An Act to prohibit the sale of trout in Hancock county.

An Act to incorporate the Fairfield Trust Company.

An Act to incorporate the Union Trust Company of Ellsworth.

An Act to set off a part of Hamlin plantation and annex the same to the town of Van Buren.

An Act to amend Section 50 of Chapter 93 of the Revised Statutes of the State of Maine, relating to liens.

An Act to grant to Arthur S. McAvey the right to establish and maintain a ferry in the harbor of Stockton Springs.

An Act to amend Chapter 588 of the Private and Special Laws of 1871, entitled "An Act to incorporate the Grand Lodge of the Independent Order of Good Templars of Maine."

An Act to repeal Chapter 228 of the Private and Special Laws of 1824, entitled "An Act to annex certain lands belonging to Enoch A. Gidden to the town of Alna.

Finally Passed.

Resolve in favor of the official reporter of the Senate.

Resolve relating to the Canadian Pacific Railway.

Resolve providing for the repair of a roadway in township five and six in the ninth range north of Waldo patent in Piscataquis county.

Resolve in favor of the hospital of the Sisters of Charity of the city of Lewiston, Maine.

Orders of the Day.

On motion of Mr. Milliken of Island Falls the order requesting the highway commissioner to obtain and furnish the House with information in regard to bridges exceeding 40 feet in length, was taken from the table.

Mr. Milliken offered an amendment, by adding after the word "information" the words "so far as it may be in the possession of his office."

Mr. MILLIKEN: I will say in explanation of the amendment that we should

all welcome all the information possible on this subject as upon all others on which the House has to vote; but if we start the commissioner of highways in the duty assigned him by the original order, we shall not get the information in season to vote upon it at this session, as he tells me that it would take several months at least to accumulate all of that information. He has a large amount of information in his possession, and that information is all that would be available in any case at this session. That information, if it can be furnished best by means of an order, we ought to have, and the amended order would give it to us. The original order would delay all action on this matter until after the close of the session.

Mr. TOLMAN: Mr. Speaker, I object to the amendment. As I understand the commissioners of highways, this bill as reported takes the bridges down to 40 feet, which makes about 70 per cent. of all the bridges in the State. Information in regard to bridges of 50 feet—we have got those reports. Many bridges have been rebuilt and repaired. I object to this amendment to the original order.

Mr. MILLIKEN: How long does the gentleman think it would take the commissioner of highways to do the whole duty assigned him by the original order?

Mr. TOLMAN: I don't understand that this bridge question is suffering any. It will cost some two millions of dollars. I question if it would suffer any if it don't get through this session; and if the gentleman insists on his motion I shall move the indefinite postponement of the bill.

Mr. MILLIKEN: I submit, Mr. Speaker, that this is not the time to discuss the merits of the bridge bill.

The question being on the adoption of the amendment,

Mr. Hall of Dover: Mr. Speaker, I make the point of no quorum, and move that the matter lie on the table until tomorrow morning.

The SPEAKER: Does the gentleman insist on his point of no quorum?

Mr. HALL: I will correct that by moving to adjourn.

The motion was agreed to.