

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fifth Legislature

OF THE

STATE OF MAINE

1911

SENATE.

Tuesday, February 28, 1911.

Senate called to order by the President.

Prayer by Rev. Mr. Livingston of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

Resolve in favor of the acceptance of gifts from Ex-Governor Frederick Robie. This Resolve came from the House, by that Branch read and passed to be engrossed under suspension of the rules.

On motion by Mr. Staples of Knox, the rules were suspended and the Resolve was given its two readings and was passed to be engrossed in concurrence.

Bill, An Act to repeal Chapter 276 of the Private and Special Laws of 1907, entitled An Act for the better protection of shell fish within the town of Yarmouth in the county of Cumberland, came from the House, by that Branch re-committed to the committee on shore fisheries, in non-concurrence.

The Senate reconsidered the action whereby this bill was passed to be engrossed, and the bill was then re-committed to the committee on shore fisheries, in concurrence.

Resolve providing for an appropriation for the protection of trees and shrubs from the introduction and ravages of dangerous insects and diseases, came from the House, by that Branch re-committed to the committee on Agriculture.

The Senate re-considered the action whereby the Resolve was passed to be engrossed, and re-committed the Resolve to the committee on agriculture, in concurrence.

Bill, An Act to constitute nine hours a day's work for public employes, came from the House, by that Branch referred to the committee on labor.

On motion by Mr. Gowell of York, tabled for printing pending reference.

The following communication was received:

Bureau of Industrial and Labor Statistics.

Augusta, Maine, February 27, 1911.
To the Honorable Senate and House of Representatives in Legislature Assembled:

The Bureau of Industrial and Labor Statistics, acting under a Resolve, Chapter 91, passed by the Seventy-fourth Legislature, whereby the bureau was instructed to collect information showing the value and extent of all property in the State owned by people residing outside of Maine and used exclusively for summer residential or other vacation purposes, ask leave to report that such investigation has been made and that the results obtained will be found on Pages 182-224 of the annual report of the department for 1909, a copy of which has been placed upon each member's desk.

Respectfully submitted,
(Signed) JOHN F. CONNELLY,
Commissioner.

Placed on file.

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

Education.

By Mr. Dodge of Somerset—Petition of H. L. Hayes for distribution of the State school funds on the basis of the average attendance of scholars.

Read and Assigned.

Resolve to accept the J. J. H. Gregory gift, to be known as the Carleton fund in memory of Marcus M. Carleton, for the promotion of scientific orcharding in Maine.

Resolve in favor of Charles A. Rolfe.
Resolve in favor of Fred A. Chandler.

Resolve in favor of Frank W. Burnham.

An Act to repeal Chapter 382 of the Private and Special Laws of 1907 relating to fishing in Wesserunsett stream and tributaries in the county of Somerset.

An Act to regulate the transportation of fish and game beyond the limits of the State of Maine for breeding, scientific and advertising purposes.

An Act to regulate the number, also the number of pounds, of landlocked salmon, trout, togue and white perch

which can be taken or had in possession in any one day by one person.

Reports of Committees.

Mr. Edwards, for the committee on inland fisheries and game, on Petition of 50 citizens of Grand Lake stream, relating to the taking of white perch in the St. Croix river and tributaries, also Petition of 82 citizens of Princeton, relating to the taking of white perch in the St. Croix river and tributaries, reported that same be placed on file as the subject matter of said Petitions has been incorporated in a bill already reported by this committee.

The same senator, for the same committee, on Bill, An Act relating to open season in Cumberland county to hunt, chase, catch and kill black duck in the month of January of each year, reported that the same "ought not to pass."

Mr. Fulton, for the committee on State lands and State roads, on Petition of Walter A. Brackett and 60 others of Rangeley, Dallas Plantation and Eustis for an appropriation on the Dead River road in Dallas Plantation, reported that the petitioners have leave to withdraw.

The reports were accepted and sent down for concurrence.

Mr. Fulton, for the committee on State lands and State roads, on resolve in favor of the county commissioners of Franklin county for the repair and permanent improvement of the highway in Letter E Plantation, and Sandy River Plantation, in Franklin county, reported that the same "ought to pass."

The same senator, for the same committee, on resolve in favor of the county commissioners of Franklin county for the repair and permanent improvement of the highway in Jerusalem and Crocker townships in Franklin county, reported a new draft under the same title and that it "ought to pass."

The same senator, for the same committee, on resolve in favor of the county commissioners of Franklin county for the repair and permanent improvement of the highway in Washington and Perkins Plantation in Franklin county, reported that the same "ought to pass."

The reports were accepted and the resolves tabled for printing under joint rules.

Passed to Be Engrossed.

An Act relating to the reconstruction of Portland bridge.

An Act to amend Section 2 of Chapter 219 of the Private and Special Laws of 1903, relating to the appointment of a recorder for the Eastport municipal court.

An Act additional to Chapter 406 of the Private and Special Laws of 1850, entitled "An Act creating the Norway Village Corporation."

An Act relating to the compensation of the trustees of the University of Maine and trustees of the State Normal School.

An Act to amend Section 97 of Chapter 15 of the Revised Statutes as amended, relating to the appropriation for the schooling in unorganized townships.

An Act relating to the merger of the Portland Trust Company into the Fidelity Trust Company of Portland, Me.

An Act to amend Section 1 of Chapter 84 of the Revised Statutes relating to order of notice by the supreme judicial court.

An Act relating to holidays.

Mr. MILLIKEN of Aroostook: Mr. President: I move that this bill lie upon the table. I will say in explanation that there is a matter before the committee on education involving an amendment to the same statute, and this bill should be delayed until it is found out what becomes of the other bill in order that two matters may not be passed separately involving the same law.

The motion was agreed to.

Passed to Be Enacted.

An Act to incorporate the Sawtelle Brook Dam and Improvement Company.

An Act to repeal Section 2 of Chapter 148 of the Public Laws of 1905, relating to the construction of booths at polling places.

An Act to provide for the purchase of supplies by the State through a system of competitive bids.

An Act concerning trespass.

An Act to extend the charter of the

Central Aroostook Electric Company.

An Act to extend the charter of the Northern Aroostook Electric Company.

An Act to amend that part of Section 5 of Chapter 80 of the Revised Statutes of Maine relating to regular sessions of the county commissioners of Oxford county.

An Act to ratify, confirm and make valid the proceedings of the special town meeting of the inhabitants of the town of Presque Isle, held May 3, 1910, and the bonds issued by said town in aid of the Aroostook Valley Railroad Company.

An Act to authorize the York Light and Heat Company to acquire additional properties.

An Act to abolish the State agency for the sale of intoxicating liquors.

An Act to incorporate the Maine Power Company.

An Act to authorize the Virginia Spring Water Company to take lands for the purposes of its incorporation.

An Act to extend the charter of the Fairfield and Skowhegan Railway Company.

An Act to amend Chapter 313 of the Private Laws of 1909, entitled "An Act to abolish Rines Hill grade crossing in Augusta."

An Act to prohibit the use of automobiles and motor vehicles on one of the ways of the town of Waterford for two years.

An Act to repeal Chapter 126 of the Public Laws of 1909, relating to the powers of the board of prison and jail inspectors.

An Act to amend Section 1 of Chapter 173 of the Public Laws of 1905, relative to clerk hire in the office of register of deeds in Kennebec county.

An Act to abolish the office of assistant attorney general.

An Act to provide for increasing the capital stock of the Somerset Farmers Co-operative Telephone Company.

An Act to improve certain State lands.

An Act additional to Chapter 17 of the Public Laws of 1905, as amended by Chapter 89 of the Public Laws of 1907, regulating the practices of veterinary surgery, medicine and dentistry.

An Act to repeal Section 75 of Chapter 2 of the Revised Statutes, relating to compensation of clerks in the office of the State treasurer.

An Act to extend the close time on caribou.

An Act to amend Section 23 of Chapter 114 of the Revised Statutes, as amended by Chapter 249 of the Public Laws of 1909, relating to the relief of poor debtors.

An Act to authorize Walter Hadlock and his assigns to erect, extend and maintain a wharf into the tide waters of Hadlock's cove, at Islesford, town of Cranberry Isles.

An Act to revive and extend the charter of the Lily Water Company.

An Act to extend and amend the charter of the Waterville and Winslow Bridge Company.

An Act in favor of the Brewer Water Company.

Finally Passed.

Resolve authorizing the land agent to release the State's interest in a certain ledge or reef near Bar Harbor, in Hancock county.

Resolve in favor of the town of Bridgton in the county of Cumberland.

Orders of the Day.

On motion by Mr. Boynton of Lincoln, Bill, An Act to amend Section 12 of Chapter 112 of the Public Laws relating to the appropriation of money for State highways, was recalled from the Executive department.

On further motion by the same senator, the vote whereby the bill was passed to be enacted was reconsidered.

The foregoing bill to which was attached an emergency clause, was then passed to be enacted, two-thirds of the senators voting in favor of its passage, and there being no votes opposed.

On motion by Mr. Stearns of Oxford, Bill, An Act authorizing the city of Lewiston to take ice from the Androscoggin river and Lake Auburn, and sell the same at cost to its inhabitants, was taken from the table.

Mr. STEARNS: Mr. President, I will say that when this report was tabled by me on February twenty-third, it was my understanding that there would probably be a minority report

filed. At that time the report had not been prepared as it was to be in a new draft and would incur considerable trouble. Later on I have been informed that there is an amendment which will be offered at the proper time, which will meet my objections. I therefore have no intention of filing a minority report. With the understanding that an amendment will be filed later, I want the Senate to understand that the minority report which I suggested at the time, will probably not be filed.

I now yield to the senator from Knox.

Mr. STAPLES of Knox: Mr. President, I am very glad that the senator from Oxford has taken that course. It leaves me with only one thing to do this morning in regard to that bill, and that is to move the acceptance of the report of the committee.

The motion was agreed to and the bill was tabled for printing under the joint rules.

On motion by Mr. Stearns of Oxford, Pill, An Act to enlarge the Rumford Falls Village Corporation, was taken from the table.

On further motion by the same senator, the vote whereby the Bill was passed to be engrossed was reconsidered.

Mr. STEARNS: Mr. President, I will say that the purpose of this motion is to place the bill in a position where it can be re-committed to the committee on judiciary in order that there may be additional territory included in the Rumford Falls Village Corporation, which was not taken care of at the hearing, on the petition now in the hands of the committee, asking for further enlargement of the same Village Corporation.

I now move that the bill be re-committed to the judiciary committee.

The motion was agreed to.

Mr. STAPLES of Knox: Mr. President, I desire to give notice at this time that tomorrow morning I will take from the table Senate Document No. 22. I should take it from the table this morning but Senator Donigan, who put in the amendment, is not

present. He will be here tomorrow morning.

The motion was agreed to and the bill was specially assigned for tomorrow.

On motion by Mr. Osborn of Somerset, the House order, in relation to the Governor appointing three attorneys-at-law who shall constitute a committee to examine the municipal courts of the State, was taken from the table. On further motion by the same senator, the Senate non-concurred in the action of the House, and referred the order to the committee on judiciary.

Sent down for concurrence.

On motion by Mr. Fulton of Sagadahoc, Adjourned.

HOUSE.

Tuesday, February 28, 1911.

Prayer by Rev. Mr. Mosher of Augusta.

Journal of yesterday read and approved.

Papers from the Senate disposed of in concurrence.

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

Judiciary.

By Mr. Williamson of Augusta—An Act to amend Section 20 of Chapter 6 of the Revised Statutes, relating to polling places. (Tabled for printing pending reference on motion of Mr. Williamson.)

Legal Affairs.

By Mr. Pattangall of Waterville—An Act to abolish the office of State auditor of printing.

Also, An Act for the creation of water districts, and the control and regulation of water storage and water power companies. (Tabled for printing pending reference on motion of Mr. Pattangall.)

Appropriations and Financial Affairs.

By Mr. Pattangall of Waterville—An Act to repeal Chapter 142 of the Public Laws of 1905, relating to the support of alien paupers.