

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

SENATE.

Monday, February 24, 1913.

Senate called to order by the President.

Prayer by Rev. William F. Livingston of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

An Act relating to the committing of burglary with explosives.

An Act to facilitate the identification of criminals.

These bills came from the House by that Branch referred to the committee on legal affairs.

On motion by Mr. Bailey of Penobscot, both bills were tabled for printing pending reference in concurrence.

House Bills in the First Reading.

An Act to create the Smyrna Water Company.

An Act to amend Section 69 of Chapter 66 of the Revised Statutes, relating to authority of foreign executors, administrators, guardians and trustees.

An Act to create the Oakfield Water Company.

An Act to amend Sections 13 and 14 of Chapter 73 of the Revised Statutes, relating to sales of estates of non-resident owners.

An Act to amend Chapter 455 of the Private and Special Laws of the year 1897, relating to the increase of the capital of Good Will Home Association, a charitable corporation.

Resolve in favor of owners of Township 8, Range 4, N. B. P. P.

Resolve in favor of the town of Carthage.

Resolve in favor of the Farmington State Normal school.

Resolve in favor of the Western State Normal School at Gorham to provide for the partial construction of a dormitory.

Resolve in favor of the Washington State Normal School to provide for the partial construction of a new dormitory.

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

Legal Affairs.

Mr. Cole of York, bill, An Act to amend Section 124 of Chapter 6 of the Revised Statutes, relative to the canvass of votes by the Governor and Council.

Education.

By Mr. Murphy of Cumberland, petition of Thomas P. Shaw and 34 others in favor of teachers' pension bill.

Agriculture.

By Mr. Burleigh of Aroostook, petition of Grand Lake Grange in favor of Experiment and Seed Farm for Aroostook County; of Littleton Grange for same.

State Lands and Forest Preservation.

By Mr. Smith of Penobscot: Resolve to establish a State nursery to encourage the re-forestation of waste lands of the State of Maine.

By Mr. Dutton of Kennebec: Bill, An Act to amend Section 1 of Chapter 7 of the Revised Statutes, relating to the appointment of land agent.

Salaries and Fees.

By Mr. Burleigh of Aroostook: Petitions of George A. Barrett and 13 others of Bridgewater; of O. K. Storey and 12 others of Washburn; of W. F. Churchill and 26 others of Aroostook county; of Nicholas Fessenden and 11 attorneys and citizens of Fort Fairfield; of Phillip B. Phair and other attorneys of Presque Isle; of R. B. Springer and 10 other citizens of Aroostook; of Foster E. Ames and 24 others of Aroostook; of Charles H. Erickson and 14 others of New Sweden; of F. H. Curtis and 19 others of Sherman; all in favor of increase in salary of register of probate of Aroostook county.

Senate Bills In First Reading.

Resolve in favor of the Rockland-Rockport Trunk Line.

An Act to extend the charter of the Penobscot Lumbering Association for fifteen years.

An Act to change the name of Roach River, First Roach Pond, Second Roach Pond, Third Roach Pond and Fourth Roach Pond in Piscataquis county.

An Act to regulate the use of Songo Lock by steam boats, motor boats and other boats.

An Act to extend the charter of the Penobscot Boom Corporation for fifteen years.

An Act to amend Section 116 of Chapter 15 of the Revised Statutes, relating to instruction for the blind. (On motion by Mr. Stearns of Oxford, tabled pending commitment to the committee on bills in second reading).

An Act to authorize the Kingman Lumber Company to build and maintain piers and booms in Mattawamkeag and Molunkus rivers.

Resolve in favor of Greeley Institute.

Resolve in favor of navigation on Sebec Lake.

Reports of Committees.

Mr. Dutton from the committee on judiciary, on bill, an Act to incorporate the Mount Vernon Water and Electric Company, reported same "ought to pass."

Mr. Cole from the Committee on Sea and Shore Fisheries, on bill, an Act to repeal Chapter 337 of the Private and Special Laws of 1825 entitled An Act for the preservation of fish in Piscataqua River, reported same "ought to pass."

Mr. Walker from the Committee on Library, on Resolve relating to the Documentary History of Maine, reported same in new draft under same title and that it "ought to pass."

Mr. Dutton from the same Committee on Order of the Legislature relating to purchase of the Maine State Year Book, reported "Resolve in favor of the purchase of the Maine State Year Book for the years 1913-14," and that it "ought to pass."

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

Mr. Dutton from the same Committee on, report of State Librarian, reported that the same be received and placed on file.

The report was accepted and placed on file.

Mr. Murphy from the Committee on Education, on Resolve in favor of the College of Agriculture of the University of Maine reported the same "ought not to pass."

Mr. Murphy from the same Committee, on Resolve in favor of George H. Wilbur & Son, Contractors of Bangor, Me., reported the same "ought not to pass."

Mr. Walker from the same Committee on bill, an Act to exempt certain school property from taxation, reported same "ought not to pass."

Mr. Allen, from the committee on State School for Boys and Industrial School for Girls, on bill, an Act to amend Chapter 143 of the Revised Statutes, relating to the State School for Boys and The Maine Industrial School for Girls, reported same "ought not to pass."

The reports were accepted.

Passed to Be Engrossed.

Resolve in favor of building a road from The Forks to Lake Moxie Station in Somerset County.

Resolve in favor of W. J. Maybury, secretary of the Committee on insane hospitals for certain committee expenses.

Resolve in favor of navigation on Sebago Lake.

An Act to extend the charter and rights of the Penobscot Bay Railroad Company.

An Act relating to the taxation of telegraph companies.

An Act to amend Section 14 of Chapter 84 of the Revised Statutes as amended by Section 1 of Chapter 186 of the Public Laws of 1907, relating to the limitation of actions against Executors and Administrators.

An Act to confirm the charter of York Harbor Reading Room and to authorize it to provide for certificates of membership.

An Act authorizing the city of Westbrook to assume control of Saccarappa cemetery.

An Act for the better protection of alewives in Patten's bay in the town of Surry, Hancock county, Maine.

An Act to incorporate the Monhegan Water Company.

An Act to amend Section 44 of Chapter 41 of the Revised Statutes, relating to the taking of smelts.

An Act to prevent the organization or existence of secret societies in public schools.

An Act to amend Section 8 of Chapter 116 of the Revised Statutes, relating to transcripts in the superior court for Kennebec county.

An Act to repeal Chapter 149 of the Resolves of 1911 and to provide for State paper.

Resolve providing for the purchase and distribution of the book of early Maine history entitled "The Makers of Maine."

Resolve in favor of Peter W. Ranco, representative of Penobscot Tribe of Indians. (Recommitted to the committee on bills in second reading.)

Resolve in favor of Peter J. Newell, representative of the Passamaquoddy Tribe of Indians. (Recommitted to the committee on bills in second reading.)

A Correction.

The PRESIDENT: The Chair has been requested by the Senate reporter to make a correction in the record of last Friday's proceedings. On the question of tabling Senate Document No. 33, An Act to change the burden of proof in certain negligence cases in which contributory negli-

gence is a defence, the senator from Oxford, Senator Stearns, and not the senator from Penobscot, called for the yeas and nays, upon the motion of the senator from Penobscot that the bill lie upon the table and be assigned for next Wednesday.

Orders of the Day.

On motion by Mr. Boynton of Lincoln, unanimous consent was given, and that senator presented, out of order, and moved its passage, the following Order:

Ordered, the House concurring, that the State land agent be and hereby is authorized to deliver to the register of deeds of Lincoln county duplicate copies of whatever plans of Lincoln county towns that may be in his possession for which he has no use.

Passed and sent down for concurrence.

On motion by Mr. Hersey of Aroostook, Senate Document 364, An Act to amend Section 51 of Chapter 79 of the Revised Statutes, as amended by the Public Laws of 1907, and 1911, relating to trial terms of the supreme judicial court, was taken from the table, and on further motion by the same senator, was referred to the committee on legal affairs in concurrence.

On motion by Mr. Clark of York, Adjourned until tomorrow morning at 10 o'clock.