

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Seventh Legislature

OF THE

STATE OF MAINE

1915

**SENATE.**

Wednesday, February 24, 1915.

Senate called to order by the President.

Prayer by Rev. Fenwick C. Wright of Gardiner.

Journal of previous session read and approved.

The PRESIDENT: A question of the highest privilege the Chair lays before the Senate, the veto message of the Governor on the Resolve in favor of repairing bridges in the town of Dresden, Senate Document No. 41.

Without objection the Chair will not read the message at this time, unless it is called for, it having been read yesterday. The pending question is: will the Senate on reconsideration agree to pass this resolve, the objections of the Governor to the contrary notwithstanding. The Secretary will read the resolve.

(Resolve read by the Secretary.)

Mr. BOYNTON of Lincoln: Mr. President, I now move that the rules be suspended and that the resolve lie on the table until tomorrow.

The PRESIDENT: The motion of the Senator from Lincoln is not in order; the Chair overrules the motion.

Mr. BOYNTON: Mr. President, the Governor has no desire, I believe, that these two resolves should fail to become a law because of his veto. He has made his position plain, and I know it is his wish now that this Senate pass, by a unanimous vote if may be, these resolves, notwithstanding his veto.

The PRESIDENT: On this question the yeas and nays are ordered under the Constitution. The pending question is: will the Senate on reconsideration agree to pass the Resolve in favor of the repair of bridges in the town of Dresden, the objections of the Governor to the contrary notwithstanding. Those in favor of passing this resolve notwithstanding the objections of the Governor, will when their names are called answer "yea"; those opposed, when their names are called, will answer "nay."

The Secretary called the roll. Those voting yea were: Messrs. Allen, Ames, Bartlett, Boynton, Burleigh, Butler, Chatto, Clark, Colby, Cole, Conant, Dunton, Durgin, Emery, Flaherty, Fulton, Garcelon, Hastings, Herrick, Hersey, Jillson, Leary, Moulton, Murphy, Peacock, Price, Scammon, Swift, Thurston, Walker, Weld—31.

Those voting nay were: none.

Thirty-one Senators having voted yea, and none having voted nay, the resolve received a passage, the objections of the Governor to the contrary notwithstanding, and the message and papers were sent immediately to the House for concurrence.

The PRESIDENT: The Chair lays before the Senate Resolve appropriating money to assist the town of Whitefield in building a bridge across the Sheepscoot river, with a veto message, which without objection the Chair will not read at this time unless requested, as it was read yesterday, and the pending question is: will the Senate on reconsideration agree to pass this resolve, the objections of the Governor to the contrary notwithstanding.

On this the yeas and nays are ordered under the Constitution.

Those in favor of passing this resolve, the objections of the Governor to the contrary notwithstanding, will when their names are called answer "yea"; those opposed will answer "nay."

The Secretary called the roll. Those voting yea were: Messrs. Allen, Ames, Bartlett, Boynton, Burleigh, Butler, Chatto, Clark, Colby, Cole, Conant, Dunton, Durgin, Emery, Flaherty, Fulton, Garcelon, Hastings, Herrick, Hersey, Jillson, Leary, Moulton, Murphy, Peacock, Price, Scammon, Swift, Thurston, Walker, Weld—31.

Those voting nay were: none.

Thirty-one Senators having voted yea, and none having voted nay, the resolve received a passage, the objections of the Governor to the contrary notwithstanding, and the resolve with the message and papers

were immediately sent to the House for concurrence.

Papers from the House disposed of in concurrence.

From the House: Ordered, the Senate concurring, that the committee on appropriations and financial affairs be directed to inquire into the expediency of changing the date of the ending of the State fiscal year from Dec. 31 to June 30, and report by bill or otherwise.

In the House this order was given a passage.

On motion by Mr. Boynton of Lincoln the order was tabled pending its passage in concurrence.

#### House Bills in First Reading.

House 123. An Act to enlarge the purposes and powers of the Cleveland Concrete Building and Block Company.

House 187. Resolve for the permanent improvement and repairs of the New Kenduskeag Road in the town of Glenburn.

House 184. Resolve for the building of a bridge across Kenduskeag Stream in the town of Corinth, Penobscot county.

House 201: Resolve to Congress favoring movement for permanent international peace.

House 204: Resolve in favor of appropriating money to aid in the construction of a bridge across Mattagoodus Stream, in the town of Webster, Penobscot county.

House 205: Resolve appropriating money to aid in the rebuilding of a road through Lovell's Woods, so called, in the town of Penobscot.

House 202: An Act to amend that part of Section five of Chapter 30 of the Revised Statutes of Maine, as amended by Chapter 11 of the Public Laws of 1911, relating to regular sessions of the county commissioners in Oxford county.

House 203: An Act to repeal Chapter 326 of the Private and Special Laws of 1905, entitled "An Act to regulate the use of the roads in the town of Castine."

House 212: An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to fishing in Fresh Pond, so called, in the town of North Haven, in the county of Knox.

The following bills, petitions, etc., were presented and on recommendation of the committee on reference of bills, were referred to the following committees:

#### Claims.

By Mr. Conant of Waldo: Petition of Morton A. Haley and 9 others for passage of Resolve in favor of Gorham P. Grant to refund money paid in lieu of military services in the late War of the Rebellion.

#### Judiciary.

By Mr. Butler of Knox: An Act to define county lines in the waters of the State.

#### Education.

By Mr. Ames of Washington: Resolution from Machias Valley Grange in favor of distribution of State school funds, according to aggregate attendance.

#### State School for Boys and Industrial School for Girls.

By Mr. Bartlett of Kennebec: Petition of Mrs. D. R. Wood and others in favor of a reformatory for women.

By the same Senator: Resolution of Wayne Friday Club in favor of a reformatory for women.

#### Taxation.

By Mr. Burleigh of Aroostook: An Act to raise additional revenue by taxation. (Ordered printed and referred.)

On motion by Mr. Cole of York, by unanimous consent the rules were suspended and that Senator presented a number of remonstrances from the inhabitants of the town of Mount Desert against any change in the automobile law in regard to that town.

On further motion by the same Senator the remonstrances were referred to the committee on judiciary.

**Bills in First Reading.**

Senate 159. Resolve in favor of State pensions.

Senate 160. An Act to equalize the salaries of the clerks of the judicial courts. (Tabled pending second reading, on motion of Mr. Price of Sagadahoc.)

Senate 161. Resolve in favor of an appropriation to repair Mopang Bridge in Township 30, M. D., Washington county.

Senate 162. Resolve for an appropriation to repair bridges in Township 29, M. D., Washington county.

Senate 163. Resolve in favor of an appropriation to reimburse, in part, the town of Deblois.

Senate 164. An Act in relation to the improvement of highways.

**Reports of Committees.**

Mr. Clark from the committee on interior waters to which was referred, An Act to close Socateen Stream to power boats, reported same in new draft under the same title and that it ought to pass.

Mr. Burleigh from the committee on ways and bridges to which was referred Resolve in favor of the road between Marshfield and Northfield, reported same in a new draft under the title of Resolve in favor of highway in towns of Whitneyville and Marshfield, and that it ought to pass.

The same Senator from the same committee to which was referred Resolve in favor of the town of Trescott to aid in repairing highways, reported same ought to pass.

The same Senator from the same committee to which was referred Resolve in favor of a bridge across the south branch of Dead River in the Plantation of Dallas, in Franklin county, reported same in a new draft under the same title and that it ought to pass.

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

Mr. Burleigh from the committee on ways and bridges to which was referred Resolve in favor of the highway in the Plantations of Dallas and

Lang in Franklin county, reported same ought not to pass.

The report was accepted and sent down for concurrence.

Mr. Burleigh from the committee on ways and bridges to which was referred, Resolve in favor of Sandy River Plantation in the county of Franklin, for building a new road and bridge in said plantation, reported same ought not to pass. (On motion by Mr. Herrick of Franklin, tabled pending acceptance of the report.)

**Passed to Be Engrossed.**

House 175. An Act to prohibit the fishing for herring in Sheepscoot river and its tributaries, by use of purse or drag seines within two thousand feet of any trap or weir. (On motion by Mr. Peacock of Washington, tabled pending passage to be engrossed.)

House 189. Resolve providing a State pension for Lester Patten.

House 190. Resolve providing a State pension for Mary E. Elwell.

House 191. Resolve providing an increase of State pension for Salathiel D. Seeley.

Senate 130. Resolve in favor of Madawaska Training School at Fort Kent for permanent improvements and repairs.

(On motion by Mr. Clark of York, tabled pending passage to be engrossed, for a statement of facts.)

Senate 132. Resolve providing a State pension for Michael B. Daly.

Senate 133. Resolve in favor of the Eastern State Normal School at Castine for construction of a suitable gymnasium and for repairs and permanent improvement. (On motion by Mr. Clark of York, tabled pending passage to be engrossed.)

House 192. An Act to amend and extend the charter of the Baker and Spencer Brook Dam and Improvement Company.

House 188. Resolve in favor of repairing bridge in Forest City.

House 186. Resolve in favor of Gardiner and Randolph bridge between Gardiner and Randolph.

House 185. Resolve in favor of Machiasport and East Machias bridge.

Senate 134. An Act to amend Sec-

tion 1 of Chapter 35 of the Public Laws of 1911, relative to the better protection of forests from fire.

Senate 140. Resolve in favor of the Washington State Normal School at Machias for the completion of the partially constructed dormitory at said school and furnishings for the same.

Senate 141. Resolve in favor of the Washington State Normal School at Machias for removing and remodeling the O'Brien house, so called, at said school.

Senate 142. An Act to amend Section 26 of Chapter 48 of the Revised Statutes of 1903 relating to the deposit by savings banks and institutions for savings of collateral for loans made without the State.

Senate 144. Resolve in favor of assistant folder and page of the 76th Legislature for attendance at the organization of the 77th Legislature.

Senate 145. Resolve in favor of the Farmington State Normal School for repairs and permanent improvements.

Senate 147. An Act to amend Chapter 219 of the Laws of 1913 relating to the salary of the stenographer of the superior court for Kennebec county.

Senate 155. An Act for the better protection of shell fish within the town of Eliot, in the county of York.

#### Finally Passed.

Resolve appropriating money to aid in improving a highway in Caratunk Plantation.

Resolve appropriating money to aid in repairing and altering the River

Road in Pleasant Ridge Plantation in the county of Somerset.

#### Orders of the Day.

On motion of Mr. Chatto of Hancock, House 118, Resolve in favor of Herbert W. Stevens, was taken from the table.

Mr. CHATTO: Mr. President, this resolve was tabled because it did not contain a statement of facts. I understand from Mr. Pierce that the original bill did contain a statement of facts.

On further motion by the same gentleman the resolve was assigned for its second reading Thursday morning at ten o'clock.

Mr. BOYNTON of Lincoln: I would suggest to the Senate and to the Senators who have tabled matters of the committee on salaries and fees, while I will not ask for them to assign a day for consideration, I would ask that they consider them, look them over to their entire satisfaction, and when they have done so, that they take them up and have them considered, and dispose of them.

I do this because now we are not busy and can do this and keep our calendar cleaned up.

The PRESIDENT: The Senate has heard the suggestion of the Senator from Lincoln, which is very proper at the present time. I hope that each Senator will be diligent tomorrow morning in cleaning up the calendar.

On motion by Mr. Hastings of Androscoggin,

Adjourned.