

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Seventh Legislature

OF THE

STATE OF MAINE

1915

SENATE.

Thursday, February 25, 1915.

Senate called to order by the President.

Prayer by Rev. Clayton Boothby of Augusta.

Journal of previous session read and approved.

On motion by Mr. Scammon of Hancock, by unanimous consent the rules were suspended, and that Senator presented Petitions of a number of persons from Bar Harbor for the opening of roads for the use of automobiles, and same were referred to the committee on judiciary and sent down for concurrence.

Papers from the House disposed of in concurrence.

From the House: An Act to incorporate the Mopang Dam and Improvement Company.

In the Senate this bill was passed to be engrossed and sent to the House for concurrence. In the House, House Amendment A was adopted and the bill as amended was passed to be engrossed.

The vote whereby this bill was passed to be engrossed in the Senate was reconsidered; House Amendment A was adopted, and the bill as amended was passed to be engrossed in concurrence.

House Bills in First Reading.

House 268. Resolve appropriating money to aid the Passamaquoddy Tribe of Indians for the years 1915 and 1916.

House 269. Resolve in favor of the Penobscot Tribe of Indians for general care, maintenance, relief and education thereof.

House 266. Resolve appropriating money for the Farmington State Normal School for the purchase of land.

House 223. Resolve appropriating money for further public instruction in forestry.

House 221. Resolve appropriating money to maintain the State forest nursery and to encourage the reforesting of the waste lands of Maine.

House 218. Resolve appropriating money for the purchase of the Maine State Year Book for the years 1915 and 1916.

House 217. Resolve appropriating money for the purchase of 125 copies of the History of Buckfield.

House 216. Resolve for an appropriation for traveling libraries suitable for high schools in towns having no public libraries.

House 277. An Act to amend Section 17 of Chapter 352 of the Private and Special Laws of 1905, relating to the salary of the judge of the Caribou municipal court.

House 276. An Act to amend Section 15 of Chapter 393 of the Private and Special Laws of 1909, as amended by Chapter 220 of the Private and Special Laws of 1913, relative to the salary of the judge of the Millinocket municipal court.

House 274. An Act to fix the salary of the judge of the Belfast municipal court.

House 273. An Act to amend Section 3 of Chapter 150 of the Private and Special Laws of 1891, as amended by Section 1 of Chapter 515 of the Laws of 1907, relating to the salary of the judge of the municipal court of Portland.

House 272. An Act to amend Section 1 of Chapter 444 of the Private and Special Laws of 1907, relating to clerk hire for the municipal court of the city of Lewiston.

House 271. An Act to amend Chapter 274 of the Private and Special Laws of 1887, as amended by Chapter 360 of the Private and Special Laws of 1897, relating to the salary of the recorder of the municipal court for the city of Portland.

House 267. An Act to amend Section 2 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to fishing in Burnt Land brook, so called, a tributary to Presque Isle stream, and in the east branch of said Presque Isle stream, in the county of Aroostook.

House 219. An Act to amend Section 49 of Chapter 23 of the Revised Statutes relative to log haulers.

House 215. 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 North Branch brook and its tributaries in the county of Cumberland.

House 214. An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the protection of muskrats in the town of Fryeburg, in the county of Oxford (and in the town of Bridgton, in the county of Cumberland).

House 213. 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 Ward's brook and in Ward's pond, in the town of Fryeburg in Oxford county.

House 275. An Act to amend Chapter 346 of the Private and Special Laws of 1905, relating to the appointment of an assistant probation officer for the county of Cumberland and to an increase in salary for the probation officer.

Mr. MURPHY of Cumberland: Mr. President, I move that the bill lie on the table.

The PRESIDENT: The Chair would like to inquire here of Senators tabling salary matters, if it is done for the purpose of amendments, and if it is for that purpose they should be allowed to go on until the second reading when they are in a position to be amended.

Mr. MURPHY: My purpose in tabling this bill is so that it will not come up some day for final passage when I am not here.

The PRESIDENT: After the bill is passed to be engrossed it goes to the House, and then comes back here and you then have an opportunity to amend it.

(The Senator's motion to table was withdrawn and the bill was allowed to take its regular course.)

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

Judiciary

By Mr. Cole of York: An Act to

amend Chapter 18 of the Revised Statutes, relating to State Board of Health. (Ordered printed and referred.)

By the same Senator: An Act amendatory of and additional to Chapter 129 of the Public Laws of 1913, entitled an Act to create a public utilities commission, and prescribing the duties and powers thereof, and to amend certain provisions of the Revised Statutes and of the Public Laws of the State of Maine relating to Public Utilities. (Ordered printed and referred.)

By the same Senator: An Act to establish the State of Maine Immigration and Publicity Commission. (Ordered printed and referred.)

Public Health

By Mr. Cole of York: An Act to amend Section 2 of Chapter 25 of the Public Laws of 1909, relating to supplies furnished to any person or family while placed in quarantine by the Board of Health. (Ordered printed and referred.)

Salaries and Fees.

By Mr. Emery of York: An Act relating to the Clerk Hire of the Clerk of Courts for York county.

Ways and Bridges

By Mr. Walker of Somerset: Petition of Alonzo Smith and 57 others of Skowhegan, for the repeal of the law establishing a Highway Commission.

The PRESIDENT: The Chair lays before the Senate an Act to authorize the Norway and Paris Street Railway Company to purchase and lease the property of the Mechanic Falls Electric Light Company. In the Senate on Feb. 23rd an order was passed directed to the judiciary committee, directing them to return this bill to the Senate for the purpose of having it printed. The bill is now in the hands of the Senate.

On motion of Mr. Hastings of Androscoggin the bill was tabled for printing pending reference to the committee.

Bills in First Reading.

Senate 169: An Act to close Socatean Stream to power boats.

Senate 170: Resolve in favor of highway in towns of Whitneyville and Marshfield.

Senate 171: Resolve in favor of the

town of Trescott to aid in repairing its highways.

Senate 172: Resolve in favor of a bridge across the South Branch of Dead river in the Plantation of Dallas in Franklin County.

Committee Reports

Mr. Emery from the Committee on Appropriations and Financial Affairs to which was referred Resolve in favor of the State Pension clerk reported that the same ought to pass.

The same Senator from the same committee to which was referred Resolve in favor of the Maine Industrial School for Girls at Hallowell to provide for the payment of Interest on Trust Funds deposited in the State Treasury reported that the same ought to pass.

Mr. Walker from the Committee on Legal Affairs to which was referred an Act to incorporate the Salisbury Cove Water Company reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act to amend an act entitled "An Act to Provide for Nomination of Candidates of Political Parties by Primary Election" reported that the same ought to pass.

Mr. Garcelon from the Committee on Legal Affairs to which was referred an Act to extend the charter of the Mount Vernon Water and Electric Company reported the same in a new draft under the same title.

Mr. Herrick from the Committee on Mercantile Affairs and Insurance to which was referred an Act to amend chapter 47 of the Public Laws of 1913 relating to the enforcement of a mortgagee's lien for insurance reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act relating to the liquidation of domestic insurance companies reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act to extend the charter of the World's Standard Insurance Company reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act to incorporate the Maine Fire In-

surance Company reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act relating to cancellation of fire policies without tender of return premium reported that the same ought to pass.

Mr. Butler from the Committee on revision of the Statutes to which was referred an Act to amend Section 71 of Chapter 4 of the Revised Statutes relating to the authority of towns to raise money reported that the same ought to pass.

The same Senator from the same committee to which was referred an Act to provide for the reduction in the penal sum of probate bonds reported that the same ought to pass.

Mr. Cole from the Committee on Revision of the Statutes to which was referred an Act to amend Section 7 of Chapter 221 of the Public Laws of 1913, relating to the nomination of United States Senators, reported that the same ought to pass.

Mr. Durgin from the committee on revision of the statutes to which was referred an Act to amend Section 52 of Chapter 6 of the Revised Statutes to provide for filling vacancies in the representation of the State in the United States Senate, reported that the same ought to pass.

Mr. Durgin from the same committee to which was referred, An Act to amend Section seventy-three of Chapter four of the Revised Statutes relating to the investment of sinking funds established by any city or town, reported that the same ought to pass.

The same Senator from the same committee to which was referred An Act to amend Section fifteen of Chapter sixty-five of the Revised Statutes as amended by Chapter thirty-eight of the Public Laws of nineteen hundred and seven relating to jurisdiction of the probate court, reported the same in a new draft under the same title.

Mr. Cole from the same committee to which was referred An Act to amend Section one of Chapter one hundred and forty-five of the Public Laws of the year nineteen hundred and eleven, entitled "An Act to insure publicity with respect to the demands upon the State and to facilitate the legislative committees in

dealing with questions of appropriation," reported that the same ought to pass.

Mr. Durgin from the committee on salaries and fees to which was referred An Act to amend Paragraph twenty-seven of Section one of Chapter one hundred and sixteen of the Revised Statutes relating to the compensation of the subordinate officers of the Maine State Prison, reported the same in a new draft under the same title.

Mr. Conant from the same committee to which was referred An Act to amend Section one of Chapter one hundred and nineteen of the Public Laws of nineteen hundred and five, relating to the compensation of county attorneys, reported that the same ought to pass.

Mr. Thurston from the committee on State lands and forest preservation to which was referred Resolve for retracing and defining lines around the reserved or school lands of plantations and townships, reported that the same ought to pass.

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

Majority report of the committee on State Prison, to which was referred Resolve in favor of the purchase of land in some suitable location and the erection thereon of buildings for a new State prison (Senate No. 19) that the same ought to pass.

Signed,

CHATTO,
DUNTON,
FULTON,
ELLIS,
LEADER,
BROWN,
TOBEY,
LORD.

Minority report of the same committee on the same resolve that the same ought not to pass.

Signed,

FOSSETT,
WATTS.

On motion by Mr. Chatto of Hancock both reports were tabled pending acceptance of either and Thursday, March 4, was assigned for their consideration.

Mr. Conant from the committee on agriculture to which was referred An Act to amend Section fifty-four of Chapter one hundred and twenty-five of the

Revised Statutes of nineteen hundred and three, relating to cruelty to animals. Senate 36, reported that the same ought not to pass.

Mr. Bartlett from the committee on taxation, to which was referred An Act to exempt neat cattle, sheep and swine from taxation, reported that the same ought not to pass.

The reports were accepted and sent down for concurrence.

Passed to Be Engrossed.

House 118: Resolve to reimburse Herbert W. Stevens while chief fire warden.

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

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

House 187. Resolve in favor of repairing the New Kenduskeag road in the town of Glenburn.

House 193. An Act to extend the time in which the Maine Title Guarantee Company is authorized to commence business.

House 201. Memorial to Congress favoring movement for permanent international peace.

House 202: An Act to amend that part of Section 5 of Chap. 80 of the R. S. of Maine, relating to regular sessions of the county commissioners in Oxford county.

House 203. An Act to repeal Chap. 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 204. Resolve in favor of bridge across Mattagoodus Stream in the plantation of Webster, Penobscot county.

House 205. Resolve in favor of rebuilding a road through Lowell's woods, so called, in the town of Penobscot.

House 212. An Act additional to Chap. 32 of the R. S. as amended by Chap. 206 of the P. L. of 1913, relating to fishing in Fresh Pond, so called, in the town of North Haven, in the county of Knox.

Senate 161. Resolve in favor of bridge in Township No. 30, M. D., Washington county.

Senate 162. Resolve for an appropriation to repair bridges in Township No. 29, M. D., Washington county.

Senate 163. Resolve appropriating money

to partially reimburse the town of DeBlois in building a bridge.

Senate 164. An Act in relation to improvement of highways with a road machine or similar devices.

Passed to Be Enacted.

"An Act additional to Chapter thirty-two of the Revised Statutes, as amended by Chapter two hundred and six of the Public Laws of nineteen hundred and thirteen, relating to fishing in Hooper Pond and its tributaries in the town of Greene, in the county of Androscoggin."

An Act additional to Chapter thirty-two of the Revised Statutes, as amended by Chapter two hundred and six of the Public Laws of nineteen hundred and thirteen, relating to fishing in the tributaries to Pattee's Pond, and in a portion of Wilson Brook, a tributary to the outlet of said pond in Kennebec county.

An Act to amend Section 2 of Chapter thirty-two of the Revised Statutes, as amended by Chapter two hundred and six of the Public Laws of nineteen hundred and thirteen, relating to ice fishing in Lake Hebron in Monson, in the county of Piscataquis.

An Act conferring jurisdiction to grand judgments declaring citizenship, residence and domicile.

An Act for the better protection of shell fish within the town of Old Orchard, in the county of York.

An Act to lessen frauds in the name of charity.

An Act to repeal Chapter 53 of the Private and Special Laws of 1907, relating to the driving of automobiles on the Turnpike Road in the towns of Camden and Lincolnville.

An Act to prevent the pollution of the water of Wilson lake.

An Act to amend Section 2 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in Androscoggin lake, in the counties of Androscoggin and Kennebec.

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 Island Pond and its tributaries, in the towns of Harrison and Waterford, in the counties of Cumberland and Oxford.

An Act to amend Section 2 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to fishing in Jimmy Pond in Litchfield, in Kennebec county, and in the Outlet Stream of said pond.

An Act to amend Section 2 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in certain ponds in Oxford county.

An Act to incorporate the Englishman's River Dyke Company.

An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in Little Dyer's Pond, in the town of Jefferson, in the county of Lincoln.

An Act to enable the town of Rangeley to make a fill-in and maintain a dam at the outlet of Haley Pond for a park and sanitary purposes.

An Act to amend section 5 of Chapter 68 of the Revised Statutes, relative to claims against insolvent estates.

Finally Passed.

Resolve providing for co-operative work with the United States Geological survey under the direction of the Public Utilities Commission.

Resolve providing for the completion of the book of plans for Knox county and appropriating money therefor.

Resolve in favor of the Bangor State hospital for the erection and equipment of a building to contain dining and industrial rooms.

Resolve in favor of the Bangor State hospital for the renovation of certain wards.

Resolve in favor of the Bangor State hospital for the erection of sun parlors on Wards C-1 and E-1.

Resolve in favor of the Bangor State hospital for finishing and equipping, sleeping rooms for night nurses.

Resolve in aid of navigation on Lewys, Long and Big Lakes in Washington county.

Resolve providing a State pension for John S. Gaddis.

Resolve providing a State pension for Bryant Libby.

Resolve in favor of the Bangor State hospital for the purchase of a stone crusher.

Resolve in favor of the Bangor State hospital for maintenance thereof for the years 1915 and 1916.

Resolve appropriating money to aid the town of Canton in purchasing and repairing its toll bridge.

(On motion by Mr. Thurston of Oxford, tabled pending final passage.)

Resolve providing a State pension for L. Prescott Currier.

Resolve providing a State pension for Ellison Gilbert.

Resolve appropriating money to complete the replanking of the Wiscasset bridge.

Resolve granting to Ernest F. Merrow permission of the Legislature to build a bridge from Thorp's Island to the mainland in the town of Boothbay.

Resolve appropriating money to aid the plantation of New Canada in constructing a bridge across Perley Brook.

Resolve appropriating money to aid the plantation of Wallagrass in constructing a bridge.

Resolve appropriating money to aid in widening the Turnpike road in Camden and Lincolnville and providing for the future maintenance thereof.

Orders of the Day

On motion by Mr. Hastings of Androscoggin, Senate 153, An Act to provide for the classification and compensation of clerical employees in State and county offices, was taken from the table.

On further motion by the same Senator its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Walker of Somerset, Senate 124, Resolve in favor of the Western State Normal school at Gorham for permanent improvements and repairs, was taken from the table.

On further motion by the same Senator, the resolve was passed to be engrossed and sent to the House for concurrence.

On motion by Mr. Bartlett of Kennebec, Senate 151, An Act to equalize the salaries of judges of probate, was taken from the table.

On further motion by the same Senator,

its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Scammon of Hancock, Senate 150, An Act to equalize the salaries of the registers of probate, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Allen of Kennebec, Senate 146, An Act to equalize the salaries of county commissioners, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Swift of Kennebec, Senate 148, An Act to equalize the salaries of sheriffs, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Price of Sagadahoc, Senate 160, An Act to equalize the salaries of the clerks of the judicial courts, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Cole of York, Senate 149, An Act to equalize the salaries of registers of deeds, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Boynton of Lincoln, Senate 152, An Act to equalize the salaries of county attorneys, was taken from the table.

On further motion by the same Senator, its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Murphy of Cumberland, Senate 154, An Act to equalize the salaries of county treasurers, was taken from the table.

On further motion by the same Senator

its second reading was assigned for tomorrow morning at ten o'clock.

On motion by Mr. Boynton of Lincoln, House 206, joint order providing 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 December 31 to June 30, and report by bill or otherwise, was taken from the table.

On further motion by the same Senator the order was given a passage in concurrence with the House.

Mr. BOYNTON: Mr. President, if in order I would move that the report of the committee on salaries and fees on An Act relative to the compensation of county attorneys be re-considered. In that connection I will say that the bill which accompanied this report is the wrong bill, and the object is to get it back into the hands of the committee.

The PRESIDENT: Where is it now?

Mr. BOYNTON: The committee report was accepted today.

The PRESIDENT: Laid on the table for printing under the joint rules?

Mr. BOYNTON: That is correct.

On motion of Mr. Boynton, the vote whereby the report of the committee on salaries and fees on An Act to amend Section one of Chapter one hundred nineteen of the Public Laws of 1909, relating to the compensation of county attorneys,

was accepted and the bill tabled for printing under the joint rules, was re-considered.

On further motion by the same Senator, the report was recommitted to the committee on salaries and fees, pending the acceptance of the report.

On motion by Mr. Murphy of Cumberland, it was

Ordered, that the use of the Senate Chamber be granted to the committee on claims for the afternoon of March 3, Wednesday.

On motion by Mr. Burleigh of Aroostook, it was

Ordered, that the Aroostook delegation be granted the use of the Senate Chamber on Tuesday, March 2d, at 7.30 in the evening.

On motion by Mr. Moulton of Cumberland, Senate 131, An Act to regulate the practice of the system, method or science of healing known as Osteopathy, creating a board of examination and registration for those desiring to practice the same and providing penalties for the violation of this act, was taken from the table.

On further motion by the same Senator, the act was specially assigned for consideration on March 4.

On motion by Mr. Bartlett of Kennebec,

Adjourned.