

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Seventh Legislature

OF THE

STATE OF MAINE

1915

SENATE

Tuesday, March 23, 1915.

Senate called to order by the President.

Prayer by Rev. Wylie H. Smith of Hallowell.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

From the House: Resolve relating to the distribution of the proceeds of the issue of bonds for state highways.

This resolve was received in the House under suspension of the rules, came to the Senate and was indefinitely postponed, in nonconcurrence. The House then insisted upon its former action and asked for a committee of conference.

In the Senate, on motion by Mr. Murphy of Cumberland, the Senate voted to insist and join a committee of conference.

The Chair joined on the committee of conference, Messrs. Murphy, Conant and Walker.

House Bills in First Reading.

House 684: An Act relating to the removal of brown tail moth nests within the limits of the highway.

House 757: An Act to protect agricultural and horticultural societies against fraud.

House 698: Resolve in favor of Joseph J. Roberts.

Resolve in favor of the town of Pittsfield. (In the House the report of the committee on this bill was accepted and the bill was then indefinitely postponed.)

On motion by Mr. Murphy of Cumberland the report of the committee on this bill was accepted in nonconcurrence and on further motion by the same Senator the Senate asked for a committee of conference.

The Chair appointed on such committee, on the part of the Senate, Messrs. Murphy, Leary and Emery.

House 697: Resolve in favor of the relief of the heirs of revolutionary soldiers.

House 682: An Act regulating the taking of clams in the town of Lamoine.

House 694: Resolve for the purpose

of providing and operating patrol boats to be used in enforcing the laws relating to sea and shore fisheries.

STATE OF MAINE

Department of State,

Augusta, March 23, 1915.

To the President of the Senate and Speaker of the House:

I have the honor to herewith transmit House Joint Resolution number 92 of the general Assembly of the state of Connecticut, recommending an amendment to the Constitution of the United States, concerning polygamy.

Very respectfully,

Your obedient servant,

JOHN E. BUNKER,

Secretary of State.

Placed on file and sent down for concurrence.

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

Appropriations and Financial Affairs.

By Mr. Swift of Kennebec: Resolve in favor of shorthand reporter to committee on railroads and expresses.

By Mr. Fulton of Aroostook: Resolve in favor of H. P. Hawes for services as clerk of the committee on insane hospitals.

By Mr. Ames of Washington: Resolve appropriating money for the purchase of filing cases for the offices of the secretary and president of the Senate.

Placed on File.

On motion by Mr. Butler of Knox the rules were suspended and that Senator presented the remonstrance of Georgie Berry and others against the bill putting the hotels of the state under the charge of an inspector. On further motion by the same Senator the remonstrance was placed on file.

Message from the Executive Department.

To the Honorable Senate:

Senate Document No. 258 appropriating money in favor of the Commission of Pharmacy. (\$1500 for the year 1915 and \$1500 for the year 1916) for use in the liquidation of certain deficiency, is returned herewith unsigned.

I am unable to understand how there can be certain deficiencies for 1915-16 unless by some pre-arrangement.

The Auditor's books show that there is a balance left over from the last administration of \$892.36 and consequently there is no deficiency at the present time.

Chapter No. 54 Laws of 1905, read as follows: "All sums of money received from applicants for examination shall be accounted for and paid quarterly to the Treasurer of the State. But, in no event shall the commission for services and expenses exceed the amount received by the Board as fees from applicants in any one year.

(Signed) OAKLEY C. CURTIS,
Governor.

The question being shall the Senate after reconsideration pass this resolve the objections of the Governor notwithstanding.

Mr. AMES of Washington: Mr. President, I presented that resolve at the instance of Mr. Crane, chairman of the commission of pharmacy of the State. He suggested that when the year expired the \$800 left over went into the general fund and was lost to the commission. He said that it was necessary to have the amount raised to carry on the work of the commission; that they needed some furniture for the rooms, and that it was absolutely necessary to have the money so that they could adequately perform the duties of the commission. And that any money left over was not lost.

I hope the Senate will not sustain this veto.

Mr. MURPHY of Cumberland: Mr. President, I know something about this particular case. There is a law of this State requiring an examination by the commission of pharmacy of candidates who wish to engage in pharmacy. They must pass an examination, and sometimes they are examined two, three or four times before they can pass. There is also a law that requires them to look after offenders against this law. The receipts of the commission do not equal its expenditures. This matter came

up two years ago, was considered, and voted on favorably.

I do not see how they can carry on the work of the commission unless they have this money. I think the matter has been misunderstood.

I move that the message be laid on the table and assigned for tomorrow morning.

The motion was agreed to and the message was tabled.

Bills in First Reading.

Senate 398. An Act to amend Section 15 of Chapter 15 of the Revised Statutes, as amended by Section 2 of Chapter 48 of the Public Laws of 1905 and Chapter 122 of the Public Laws of 1913, in relation to accounting for an expenditure of school funds.

Senate 399. An Act additional to Chapter 156 of the Public Laws of 1913, relating to the packing, shipping and sale of apples.

Senate 400. An Act to amend Section 7 of Chapter 222 of the Public Laws of 1909, relating to the licensing of dogs.

Senate 401. An Act to complete the records in the registry of deeds in Androscoggin county.

(On motion by Mr. Garcelon of Androscoggin, recommitted to the Androscoggin County Delegation, pending assignment of time for second reading.)

Senate 402. Resolve in favor of E. W. Murphy, secretary of the joint special committee appointed by the 76th Legislature on Woman's Reformatory, State School for Boys and Industrial School for Girls.

Senate 403. Resolve authorizing the State Historian to publish historical matter in relation to the State of Maine.

Senate 404. An Act to amend Section 80 of Chapter 48 of the Revised Statutes of Maine, as amended by Chapter 15 of the Public Laws of 1905, relating to trust companies.

Senate 405. An Act to incorporate the Mutual Loan Society of Lewiston.

Senate 406. An Act relating to taxing of insurance in companies not authorized to do business in Maine.

Senate 407. An Act to enable the

cities and towns of the State of Maine to appropriate money to aid in the erection of the Knox Memorial Building.

Senate 408. Resolve in favor of the Maine State Prison.

Senate 409. An Act to provide for the establishment of a board of recreation for the City of Portland.

Senate 410. An Act to provide for granting administration in certain cases, without giving bond.

Senate 411. Resolve declaratory of certain amendments of the Constitution of Maine.

Senate 412. An Act for the protection of life and property against loss or damage from steam boilers or steam machinery operated by incompetent persons in cities of over thirty-five thousand inhabitants.

Senate 413: An Act to incorporate the Harmony Water Company.

Senate 414: An Act to permit the citizens of Maine to express their desires regarding constitutional provisions.

Senate 415: An Act to extend the charter of the Rockland-South Thomaston and St. George Railway.

Senate 416: An Act to amend Chapter eighteen of the Revised Statutes, relating to State Board of Health.

Senate 417: An Act to amend Section five of Chapter three hundred eighty-three of the Public Laws of eighteen hundred ninety-seven, relative to the incorporation of the South Branch Improvement Company.

Senate 418. An Act to amend Chapter seventy of the Private and Special Laws of eighteen hundred eighty-seven, entitled, "An Act to incorporate the Spencer Dam Company," as amended by Chapter one hundred ninety-five of the Private and Special Laws of nineteen hundred and eleven, and in addition thereto.

Senate 419: Resolve for the improvement of the State park on the easterly side of State Street.

Senate 420: An Act to amend Section eight of Chapter one hundred and thirty of the public Laws of nineteen hundred and thirteen relating to highways.

Reports of Committees.

Mr. Cole from the committee on

judiciary on An Act to consolidate and revise the laws relating to State printing and binding (Senate 135), reported same ought to pass.

Mr. Walker from the committee on legal affairs, on An Act to create the Anson Water District, reported the same in a new draft under the same title, and that it ought to pass.

Mr. Eutler from the committee on revision of the Statutes on, An Act to repeal section twenty-six of Chapter one hundred forty-four of the Revised Statutes, relating to the discharge of inmates of the Insane Hospitals by municipal officers, reported same ought to pass.

The same senator from the same committee, on An Act to repeal certain obsolete sections of Chapter sixteen of the Revised Statutes, relating to the assessment of taxes by parishes, reported same ought to pass.

Mr. Durgin from the same committee, on An Act to repeal Section forty-two of Chapter sixty-one of the Revised Statutes, relating to the authority of the mother to bind illegitimate children, reported same ought to pass.

Mr. Cole from the same committee, on An Act relating to the appointment of appraisers by the Probate courts, reported same ought to pass.

Mr. Durgin from the same committee, on An Act relating to the verification of certificates of organization of corporations, reported same ought to pass.

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

Passed to Be Engrossed.

House 601. An Act authorizing the towns of Mexico and Rumford in the county of Oxford to purchase the toll bridge between said towns, erected and owned by the Mexico Bridge Company.

(Mr. Thurston offered Senate Amendment "A" and moved its adoption. On motion by Mr. Scammon of Hancock, the bill and amendment were tabled for printing of the amendment, pending the adoption of the amendment.)

House 626. An Act to amend Chapter 365 of the Private and Special Laws of 1883, relating to the construc-

tion of a bridge over tide waters between Orr's and Bailey's Islands.

House 640. An Act to amend Section 47 of Chapter 32 of the Revised Statutes, as amended by Chapter 205 of the Public Laws of 1913, relating to the use of motor boats in hunting sea birds, duck or water fowl.

(In the House the act was amended by House Amendment "A." The question being on the adoption of House Amendment A in concurrence, on motion by Mr. Cole of York the bill and amendment were tabled pending the adoption of the amendment, and specially assigned for Thursday morning.)

House 645. An Act to regulate anchorage in the waters of Moosehead Lake bordering on Kineo.

House 646. An Act additional to Chapter 41 of the Revised Statutes, relating to the destruction of fish, in tidal waters, by means of dynamite or poisonous or stupefying substances.

House 647. An Act amending Chapter 241 of the Private and Special Laws of 1903, entitled "An Act to Supply the Town of Lisbon with Pure Water."

House 692. An Act to amend Section 1 of Chapter 62 of the Private and Special Laws of 1909, entitled "An Act to protect cod and other ground fish off the coast of Lincoln and Sagadahoc counties."

House 701. Resolve reimbursing Benjamin M. Jenness for money expended for the burial expenses of certain honorably discharged soldiers of the Civil War.

House 704. Resolve in favor of the live stock sanitary commissioner for the control of contagious diseases among domestic animals.

House 706. An Act to incorporate the North Bridgton Village Corporation.

House 707. An Act to incorporate the Northport Village Corporation.

House 729. Resolve reimbursing the town of Castine for money spent in excess of a certain road appropriation.

House 742. An Act to incorporate the South Berwick Sewer Company.

(Mr. Cole of York presented Senate Amendment A and moved its adoption. Senate Amendment A to House 742: "Amend Section four by striking out therefrom the words 'and its tributaries' in the third line thereof, and the words 'and tributaries' in the fourth and fifth lines thereof." The amendment was adopted and the act as amended was passed to be engrossed and sent down for concurrence.)

House 767. Resolve in favor of the Healy Asylum for maintenance, and also for a heating plant and the repair of buildings.

House 768. Resolve in favor of the Children's Aid Society of Maine, for maintenance.

House 780. Resolve appropriating money to aid in repairing the highway over Hardscrabble Hill in the town of Orland, and providing for the future maintenance thereof.

House 781. Resolve appropriating money to aid in repairing the highway over Marsh Hill in the town of Stockton Springs, and providing for the future maintenance thereof.

House 782. Resolve appropriating money to aid in repairing the road leading from Shin Pond to Mattagamgon Postoffice in Penobscot county.

House 783. Resolve in favor of the Girls' Orphanage of Lewiston, for maintenance.

House 784. Resolve in favor of the Old Town Hospital, for maintenance.

House 785. Resolve in favor of the W. C. T. U. Temporary Home for Children, for maintenance.

House 786. Resolve in favor of the Maine Children's Home Society, for maintenance.

House 787. Resolve in favor of the Webber Hospital Association, for maintenance.

House 788. Resolve in favor of the Good Samaritan Home Association, for maintenance.

House 789. Resolve in favor of the Children's Protective Society of Maine, for maintenance.

House 790. Resolve in favor of the Maine Mission for the Deaf, for maintenance.

House 791. Resolve in favor of the

York Hospital, for maintenance.

House 792. Resolve in favor of the Greenville Junction Y. M. C. A. Hospital for maintenance.

House 793. Resolve in favor of the Daughters of Wisdom, for maintenance.

House 794. Resolve in favor of the Bar Harbor Medical and Surgical Hospital, for maintenance.

House 795. Resolve in favor of the Eastern Maine General Hospital, for maintenance.

House 796. Resolve in favor of the Temporary Home for Women and Children, for maintenance.

House 797. Resolve in favor of the Children's Heart Work Society of Maine, for maintenance and the carrying on of its work.

House 798. Resolve in favor of the Maine Home for Friendless Boys, for maintenance.

House 799. Resolve in favor of the Waldo County General Hospital, for maintenance.

House 802: 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 Whetstone pond, in Piscataquis county.

House 803: An Act to amend Section two of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in Kingsbury pond, in Somerset and Piscataquis counties, and in the Bennett ponds, in Guilford, in Piscataquis county.

House 804: An Act to amend Section two of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in Barker pond, in Cornville, in Somerset county.

House 805: An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913 prohibiting fishing in the tributaries to Ship pond stream, in Piscataquis county.

House 806: An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, prohibiting ice fishing in Pleasant pond, Mud pond, Horseshoe

pond and Ox Bow pond, situated in the counties of Kennebec and Sagadahoc.

House 807: 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 the Kennebec River in Somerset county.

House 808: 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 Berry pond and its tributaries, in the towns of Winthrop and Wayne, in the County of Kennebec.

House 809: An Act to amend Section two of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to ice fishing in Sand pond, in Denmark, in the county of Oxford.

House 810: An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, prohibiting fishing in Violette brook, in Van Buren, in the County of Aroostook, above Hammond's Mill.

House 811: 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 Davis stream and Monson pond stream, in the county of Piscataquis.

Senate 366. An Act to amend Sections 38, 39, 40, 42, and 44 of Chapter 28 of the Revised Statutes, relating to the protection of life in public buildings.

Senate 374: An Act to amend Sections 15 and 16 of Chapter 32 of the Revised Statutes as amended by Chapter 206 of the Public Laws of 1913, relating to the adoption of rules and regulations restricting fishing and hunting in cases of emergency.

Senate 382: An Act to amend Section 51 of Chapter 32 of the Revised Statutes as amended by Chapter 206 of the Public Laws of 1913, relating to Non-resident hunting licenses.

Senate 387: An Act to amend Section 16 of Chapter 221 of the Public Laws of 1913, relating to Primary Elections.

Senate 389: An Act establishing a close time on lobsters in the towns of

Cutler, Trescott and Lubec in Washington County.

Senate 390: An Act to authorize the construction of a weir in the tide waters of the Cobscook River in the Town of Lubec.

(On motion by Mr. Peacock of Washington, tabled pending its passage to be engrossed and specially assigned for tomorrow morning.)

Senate 392: An Act to amend Sections 54 and 65 of Chapter 8 of the Revised Statutes as amended by Chapter 49 of the Public Laws of 1909 relative to the taxation of mortgages on real estate in savings banks and trust and Banking Companies.

Senate 393. Resolve appropriating money to aid in repairing the Middle Dam Carry Road in the Town of Upton and in the Plantation of Magalloway, and providing for the future maintenance thereof.

Senate 394: Resolve appropriating money to aid in the construction of the substructure of a highway bridge over the St. John River between the town of Madawaska, Maine, and the city of Edmundston, New Brunswick.

Senate 395: An Act to fix the salary of the clerk of the commissioners of inland fisheries and game.

Passed to Be Enacted.

An Act to repeal Chapter 281 of the Private and Special Laws of 1907, as amended by Chapter 120 of the Private and Special Laws of 1909, relating to the protection of the Golden Eye or Whistler in the county of Hancock.

An Act to repeal Chapter 163 of the Private and Special Laws of 1909, relating to the hunting of water fowl and of wild birds in Back-bay, in Portland, in Cumberland county.

An Act to amend Section 18 of Chapter 222 of the Public Laws of 1909, relating to the proceedings where the owner of a vicious dog fails to comply with an order of the court to kill such dog.

An Act to amend Chapter 49 of the Private and Special Laws of 1899, relating to the policeman of the Penobscot Tribe of Indians.

An Act to amend Section 9 of Chapter 83 of the Revised Statutes, relating to the place for bringing actions

upon non-negotiable choses in action by assignees.

An Act authorizing Seboeis Plantation, to build and maintain its roads and bridges and to raise money therefor.

An Act authorizing Barnard Plantation to build and maintain its roads and bridges and to raise money therefor.

An Act to amend Chapter 129 of the Public Laws of 1913, by providing for the appointment by the Public Utilities Commission of a chief inspector of utilities.

An Act confirming the officials acts of Frank D. Venderson, acting as register of deeds for York county.

An Act to incorporate the Libby Homestead Corporation.

An Act to revive and extend the powers of the Kingman Developing Company.

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 Tufts, Dutton and Grindstone ponds, in the town of Kingfield, in Franklin county.

An Act to repeal Section 45 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the jurisdiction of the commissioner of sea and shore fisheries.

An Act to amend Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to fishing in portions of Rangeley Stream, Kennebago Stream and Little Kennebago Stream, in the counties of Franklin and Oxford.

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 Horse Shoe Pond, in West Bowdoin College Township, in the county of Piscataquis.

An Act to amend sub-division "Third" of Section 23 of Chapter 48 of the Revised Statutes, permitting savings banks and institutions for savings to invest their deposits in the first mortgage bonds of certain bridge companies.

An Act to amend Section 89 of

Chapter 48 of the Revised Statutes, relating to the licensing of foreign investment corporations.

An Act additional to Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the hunting of water fowl and other wild birds in Back Bay, in Portland, in the county of Cumberland.

An Act to repeal certain Private and Special Laws, relating to the use of motor boats in hunting sea birds, duck and water fowl on the coast of Maine.

An Act to amend Section 38 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the closed season on wild hares or rabbits.

An Act to repeal Chapter 56 of the Private and Special Laws of 1907, entitled, "An Act to regulate the use of certain roads in the town of Bluehill."

An Act to repeal Chapter 373 of the Private and Special Laws of 1907, relating to the protection of ducks in Lincoln county.

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 Lake Kezar, in the towns of Lovell, Stoneham and Stowe in Oxford county.

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 Oversett Pond, in the town of Greenwood in Oxford county.

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 the tributaries to Upper and Lower Wilson's Ponds, in the county of Piscataquis.

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 the tributaries to Lake Kezar and in the tributaries to Kezar river, in the county of Oxford.

An Act additional to chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the taking of smelts in Bryant's Pond and its tributaries,

in the towns of Woodstock and Greenwood, in Oxford county.

Orders of the Day.

Mr. EMERY of York: Mr. President, I ask unanimous consent to present at this time, out of order, An Act appropriating moneys for the support of government for the year 1915.

I would say that it carries with it the emergency clause. I would move, in order to expedite matters, that it take its first and second readings.

The question being on the acceptance of the act under suspension of the rules, the act was received, and upon motion of Mr. Emery was given its first and second readings without reference to a committee, passed to be engrossed and sent down for concurrence.

On motion by Mr. Cole of York,

A recess was taken until 4 o'clock in the afternoon.

Afternoon Session

Senate called to order by the President.

The President laid before the Senate majority report, ought not to pass, minority report, ought to pass, from the Portland Delegation, An Act to amend Section 3 of Chapter 84 of the Private and Special Laws of 1875, entitled, "An Act relating to the schools in the city of Portland.

The pending question being the acceptance of either report.

On motion by Mr. Murphy of Cumberland the reports were tabled pending acceptance of either and assigned for next Thursday.

Mr. BUTLER of Knox: Mr. President, I desire at this time to move that we reconsider the vote whereby Senate Bill 112, An Act to permit the citizens of Maine to express their desires regarding constitutional provisions, was given its first reading.

The motion was agreed to.

Mr. BUTLER: I now move that the bill be indefinitely postponed, as there is an error in the report. It is just the reverse of what it should be.

The motion was agreed to and the bill was indefinitely postponed.

Mr. EMERY of York: Mr. Presi-

dent, I move that we reconsider the vote taken this morning whereby we voted to pass to be engrossed An Act to appropriate money for the expenditures of Government for the year 1915.

The motion was agreed to.

The same Senator then offered Senate Amendment A to this bill, and moved its adoption.

"Senate Amendment A to An Act appropriating money for the expenditures of Government for the year 1915. Amend by striking out Paragraphs 13 and 14 under the head of Commissioner of Agriculture; and also by striking out the sum total and insert the following: \$2,687,768.22."

Mr. EMERY: I would say Mr. President, that we find at this late hour an error was made and those two paragraphs appear twice in the bill.

The amendment was adopted, and the bill as amended by Senate Amendment A was passed to be engrossed and sent down for concurrence.

Mr. BUTLER of Knox: Mr. President, Last Friday I tabled House Document 722, An Act directing the insurance commissioner to abrogate the license of foreign insurance companies under certain conditions. I move the same be taken from the table.

The motion was agreed to.

Mr. BUTLER: I now yield to the Senator from Kennebec, Senator Bartlett.

Mr. BARTLETT of Kennebec: Mr. President, I move this act be indefinitely postponed.

The motion was agreed to and the bill was indefinitely postponed.

The President laid before the Senate, Resolve making appropriations for the construction of buildings at the University of Maine.

The pending question being its passage to be engrossed.

On motion by Mr. Walker of Somerset, the bill was passed to be engrossed.

The President laid before the Senate, House 513, An Act to require certain

vehicles to carry lights at night on public highways and bridges.

The pending question being the adoption of House Amendment A in concurrence.

Mr. COLBY of Somerset: Mr. President, this bill was tabled by me on Saturday, as Senator Walker was absent. I now yield to that Senator.

On motion by Mr. Walker of Somerset, the bill was tabled and assigned for tomorrow morning.

The President laid before the Senate, majority report, ought not to pass, and minority report, ought to pass, from committee on state prisons on Resolve in favor of altering and enlarging the state prison at Thomaston (House 649.)

The pending question being the acceptance of either report.

Mr. BOYNTON of Lincoln: Mr. President, these reports were tabled by me on Saturday, and I now yield to any member of the prison committee.

Mr. CHATTO of Hancock: Mr. President, I move these reports be retabled and assigned for Thursday morning, at the request of Senator Butler.

Mr. BOYNTON: Mr. President, if there is any good reason why these things, one after another, that come up here should go over, of course it is reasonable and right that they should, but it does not seem to me that there possibly can be. We are all familiar with these things; we all know or should know how we want to vote, and it might be well for us to consider that sometime in the dim future we anticipate getting through, and getting home, but if we meet here day after day, and without any apparent reason reassign these things we shan't get through until July.

The PRESIDENT: The only question before the Senate is the time of assignment.

Mr. BUTLER of Knox: Mr. President, I would like by unanimous consent of the Senate to reply to the Senator from Lincoln, Senator Boynton.

The PRESIDENT: It is perfectly in order to discuss why the matter should be continued.

Mr. BUTLER: I do not wish to be accused, and I do not think I can be accused of delaying this matter. I would like the indulgence of the Senate to have this matter taken up next Thursday morning and I assure the Senate that it will be promptly taken up at that time, as far as I am concerned. And Senator Chatto very kindly consented to that arrangement. There will be no further delay so far as we are concerned.

The motion was agreed to and the report was retabled and assigned for next Thursday.

The President laid before the Senate Report A (ought to pass), and report B (ought not to pass) from Committee on Ways and Bridges on Resolve in favor of building a State Road from Jackman in Somerset County to Rockwood on Moosehead Lake.

The PRESIDENT: The question is on the acceptance of either report.

Mr. COLBY of Somerset: Mr. President, after two sessions in this Senate as a member of the Ways and Bridges Committee, this is the first time that the genial Senator from Waldo and myself have ever differed on that Committee. Being the Chairman of that Committee, it seemed fair to me that he should have the floor first, but as he has just come to me and said that as I was one of the members that signed report A, he thought that I ought to have the floor, so it didn't seem wise to dispute about that matter.

This resolve calls for \$22,500 as an appropriation from the State. The total amount of the resolve calls for \$46,000. Assuming that the State will appropriate the \$22,500, it is in the resolve that the County of Somerset will appropriate \$1500, the citizens of Rockwood, or people from Rockwood or interested in business at Rockwood, \$10,000, the Plantation of Jackman \$3000, and the Plantation of Long Pond \$3000. This makes the total \$46,000. The State in no way would be obliged to appropriate their part unless all of these conditions were fulfilled.

In addition to these conditions in regard to money, the road would run over

a stretch of road owned by the Hollingsworth & Whitney Company in Misery Township, known as the Tarratine Road. Another condition of the resolve is that those three miles of road shall be given over to the State, free of charge, by the Hollingsworth & Whitney Company.

There are also two and one-quarter miles of road on the Rockwood end of the proposed road, now belonging to the Great Northern Paper Company. Another condition of the resolve is that this should be given to the State free of charge.

A great many of the people, even in our own section of the State, seem to think this would be an entirely new road, that there never was any road there, or any thoughts of a road before this was proposed, but that is a mistaken idea. There is a very good road in service for buckboards, about ten miles in length, between Jackman and Long Pond. Then it is necessary to cross from the foot of Long Pond to the Tarratine Road owned by the Hollingsworth & Whitney Company, where there is three miles of road which has already been built, and will be turned over to the State by the Hollingsworth & Whitney Company. That would leave seven miles of new road to be built between Long Pond and Tarratine Road, and then from Tarratine Road, on the Canadian Pacific to Kineo Station or Rockwood, so-called, the distance is about ten miles. Of these ten miles two and one-quarter miles has already been built by the Great Northern Paper Company, and this road, it so happens, covers the very hardest part of the entire road, so far as the cost of construction goes.

Of actual new road to build that would leave about fifteen miles. The hardest part of the road to build would be the short stretch between the foot of Long Pond and the Tarratine Road, a distance of about seven miles, and that is not at all difficult, as there are no very steep grades and there is any amount of gravel all along the proposed right-of-way. The rest of this road is through burnt land and open growth, and could be built very cheaply, as there are no hills of any size whatsoever to bother.

At Rockwood, within the past year or so, a large amount of money has been laid out in new enterprises. Among

them are the American Realty Company's plants, Lamb Saw Mill Company, Great Northern Paper Company's machine shop and other work shops. The town also contains two churches, a new school house and hall recently built at an expense of over \$5000, six stores, all of which are of good size and carry a nice line of goods, and has an average population of about 300, and 90 dwelling houses. A great many of the people here find employment working on the farms in the summer, guiding in the fall, working in the different manufacturing plants that are around the Lake.

There are about a dozen large farms under good cultivation which this road would come down through.

During the past two years the Canadian government has put out several hundred thousand dollars in improving its road from Quebec to the Maine boundary, and they are laying out large sums of money on the highway between Montreal and Quebec, also between Montreal and the New York state line. This means that eventually, with good roads throughout the northern part of Somerset county, and by doing plenty of advertising, where we now get one automobilist into the State from that section, we should get six or more.

Moosehead lake is 40 miles long, as I presume every one in this room knows. Just half way from the north end is Kineo, a noted summer resort, which you all know about. That is on the east side of the lake. On the west side, just one mile across by water and in the narrowest part of the lake, is what is known as Kineo station, or Rockwood, the terminus of the Maine Central.

At present automobiles cannot get to the shore of Moosehead lake, only to Greenville, the foot of the lake, going up through Bangor, Guilford, Dover, Foxcroft and those towns. A great deal of the automobile traffic through the State, especially the Canadian travel, goes through this city, up through Skowhegan, Bingham, Jackman and what is known in this section as the Canada road. From this city to the boundary it is 130 miles. At Jackman, about 16 miles this side

of the boundary, is where this proposed road would leave the so-called Canada road.

As I have already said, it is 30 miles to Kineo. If this road should be built it would also, besides opening up Kineo for automobilists, it would also give them that 51 miles of first-class road that the Great Northern Paper Co. has built from Kineo station on the west shore of Moosehead lake. This is the longest continuous stretch of first-class road in the State, I think. This 51 miles of road has cost the Great Northern Paper Co. about \$225,000. While they have not agreed, and would not at the present time agree, to turn this road over to the State, they have said that they would be glad to have any tourists that might come in there use it, no matter how many of them might go.

Now of course we realize that there has been quite a large sum total of appropriations reported from the ways and bridges committee, but I for one, at least, feel that I am consistent. I made the statement in the Senate earlier that I thought the State of Maine was amply able to appropriate around \$200,000. What they have already appropriated, assuming that this amount should be given, would make it only \$187,000, which was practically what we did two years ago. It seems to me here is a real business proposition for the State. We put up the sum of \$22,500, and receive the sum of \$23,500 from other parties; we receive these pieces of good road given over to the State; we open up the largest summer resort in the State to automobile tourists.

We are all the time talking about developing the State. We have—or did have at least—a Develop-Maine Movement. If they had been on to their job as they ought to have been, it seems to me as if some member of that association would have been here to look out for this road a little, but I haven't seen anything of them.

Another objection that has been brought up to me is that it might help the Maine Central Railroad, and some of their subsidiary companies. Person-

ally I see no harm in that. While it may be that the Maine Central Railroad Company is sinful, we are all sinful, more or less at least, and I am glad for myself that I am not so holy that if by the State's making an appropriation of this kind, and entering into an agreement with the Maine Central Railroad Company, that it would help the whole State that I would object to doing it.

I am not talking this so strongly just because it is in my county. I know we are all selfish for our own sections, and want to see them prosper, but after looking into this very carefully, and giving it a good deal of thought, it seems to me a great big proposition for the whole State of Maine, and personally I hope that Report "A" will be accepted.

The question being on the adoption of Report "A," a rising vote was taken, and fourteen Senators voting in favor, and twelve voting against, Report "A" was accepted. The bill was then tabled for printing under the joint rules.

The President laid before the Senate report of the committee on judiciary on An Act relating to the appointment of non-residents guardians in a new draft, ought to pass.

The pending question being the acceptance of the report in concurrence.

The report was accepted and the bill House 775, was given its first reading and its second reading assigned for tomorrow morning.

The President laid before the Senate, Senate 377, An Act to amend Section 40 of Chapter 32 of the Revised Statutes, as amended by Chapter 206 of the Public Laws of 1913, relating to the closed season on fur bearing animals.

The pending question being the adoption of Senate Amendment A.

Mr. ALLEN of Kennebec: Mr. President, I will say that I tabled this bill for the Senator from Hancock. Senator Scammon, I will yield the floor to him.

On motion by Mr. Scammon Senate Amendment A was adopted, and the

bill as amended was passed to be engrossed and sent down for concurrence.

The President laid before the Senate House 714, An Act to abolish the office of town agent by amending Section 14 of Chapter 4 of the Revised Statutes.

The pending question being the adoption of House Amendment A in concurrence.

Mr. ALLEN of Kennebec: Mr. President, I will say that I tabled this bill, as a matter of custom, Saturday morning, there being but few here. I do not know who is interested in the bill.

House Amendment A was adopted and the bill as amended was passed to be engrossed in concurrence.

The PRESIDENT: This morning the resolve in favor of the Town of Pittsfield was before us. The papers came from the House with the Committee report accepted, "ought to pass," and after accepting the committee report they indefinitely postponed the bill. This morning we accepted the report of the committee, ought to pass, and voted to insist in not indefinitely postponing the bill, and asked for a committee of conference.

The Chair, on looking over the parliamentary situation, thinks that if the Senate wishes to pass the bill, it should have its several readings and pass to be engrossed and sent down to the House, and then, if the House wishes to insist, let them ask for a committee of conference. Will the Senate re-consider its action this morning on this bill whereby we voted to insist and ask for a committee of conference?

There being no objection, the vote whereby the Senate voted to insist and ask for a committee of conference was re-considered. The resolve was then given its first reading, and assigned for its second reading tomorrow morning at nine o'clock.

On motion by Mr. Bartlett of Kennebec, House 500, An Act to fix the salary of the Recorder of the Muni-

cipal Court of Waterville, was taken from the table.

The same Senator offered Senate Amendment A, and moved its adoption. Senate Amendment A to House 500: "Amend by Striking out in the seventh line the word 'five' and inserting in its place the word 'four.'"

Mr. BARTLETT: I will say in offering this amendment that it simply reduces the salary recommended from \$500 to \$400, and the amendment is presented after consultations with all parties interested, and I understand is satisfactory to them.

The question being on the adoption of Senate Amendment A to House 500, the amendment was adopted, and the bill was then passed to be en-

grossed as amended, and sent down for concurrence.

On motion by Mr. Durgin of Piscataquis, the Report of the Committee on Judiciary (ought to pass) on "An Act to amend Sect. 21, of Chap. 69, of the Revised Statutes, relating to compensation of guardians," was taken from the table.

On further motion by the same Senator, the report of the Committee was accepted and the bill given its first reading, and assigned for its second reading tomorrow morning at nine o'clock.

On motion by Mr. Durgin of Piscataquis,

Adjourned until tomorrow morning at nine o'clock.