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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

OF THE

STATE OF MAINE.

THIRTY-EIGHTH LEGISLATURE.

1859.

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State of Maine

House of Representatives
Augusta Wednesday January
5th AD 1859.

This being the day assigned by the constitution of this State for the meeting of the Legislature the members elect of the House of Representatives in attendance at the Representatives Hall were called to order by Mr Blackpole of Waterville and upon his motion Mr Pike of Calais was appointed Chairman of the convention

On motion of Mr Cushing of Frankfort Messrs Cushing of Frankfort, Burbank of Lewiston Robie of Gorham, Libby of Molunkus, Fuller of Milton Darling of Bucksport, Bain of West Gardiner, Otis of Miscaget, Millett of Norway, Horton of Dexter, Lebroke of Foxcroft, Perkins of Topsham, Goodrich of Bingham, Brace of Meddybemps and Perkins of Kennebunkport were appointed a committee to receive and examine the credentials of members elect and to report whether a quorum was present.

Mr Cushing of this committee subsequently reported that they had examined the credentials of members and that a quorum of the members elect was in attendance,

Mr Rice of Hampden was charged with a message to the Governor informing him that a quorum of the members elect of the House of Representatives had assembled in the Representatives Hall and requesting his attendance in order to administer to them the oaths required by the constitution to qualify

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2 them to enter upon the discharge of their offi-
cial duties. Having attended to that duty
Mr Rice reported that the Governor was
pleased to say that he would be in attendance
upon the convention forthwith.

Whereupon the Governor attended by the Council
and heads of departments and preceded by the
Sheriff of the County of Kennebec came in and
the members elect took and subscribed the
oaths required by the constitution to qualify
them to enter upon the discharge of their of-
ficial duties

The Governor and Suite then retired.

On motion of Mr Prentiss of Bangor. Messrs
Prentiss of Bangor, Porter of Lowell. Dunn of
Portland; Goodenow of Alfred. Sanborn of Par-
sonsfield, Philbrook of Sedgwick and Moores
of Pittston were appointed a committee to re-
ceive sort and count the votes for clerks,

Having attended to this duty Mr Pren-
tiss reported that the whole number of votes
thrown was One hundred and seven 107
Necessary to a choice fifty four 54.
George M. Wilcox had eighty votes 80
Charles A White had twenty six votes 26
Charles A. Miller had one vote 1
The report was accepted and George M. Wilcox was
declared to be elected clerk of the House of Repre-
sentatives for the current political year.

On motion of Mr Blackpole of Waterville a
committee of one was appointed to accompany
the clerk elect to the chamber of the Governor

and Council in order for him to take the oaths required by law to enable him to enter upon the discharge of his official duties, Mr Blackpole was appointed said Committee and accompanied the clerk elect as directed, He subsequently reported to the House that the clerk elect had taken the oaths required by law

The Clerk presided during the further organization of the House,

On motion of Mr Drew of Portland a committee of seven consisting of Messrs Drew of Portland Balch of Waldoborough, Blaine of Augusta Burbank of Lewiston Libbey of Molunkus Smith of Buckfield and Prentiss of Bangor was appointed by the clerk for the purpose of receiving sorting and counting the votes for Speaker, Having attended to the duty assigned them the Committee through Mr Drew reported the whole number of votes to be one hundred and seven 107

necessary to a choice fifty four 54

William T Johnson had seventy eight votes 78

E K Smart had twenty Eight votes 28

Charles A Miller had one vote 1.

The report was accepted and William T. Johnson Esq. of Augusta was declared to be constitutionally elected Speaker of the House of Representatives for the current political year Mr Johnson was conducted to the chair by Mr Smart of Camden and addressed the House as follows,

Gentlemen of the House of Representatives

For the honor conferred by this election I thank You, I know the labors incident to this station

4 are sometimes perplexing and at all times arduous but I accept them without hesitation trusting that as you have taken all the responsibility of making this assignment, so you will recognise the duty of sustaining each proper attempt to serve you. We are assembled to inspect the condition of the government and to consider measures to promote the common welfare. I hope we shall join with alacrity in the adoption of such as experience and wisdom shall dictate. I also hope that we shall have the discretion and the courage to refrain from doing more. Believing that an intelligent and right minded people are fitly represented by this assembly I anticipate a session which shall be pleasant for ourselves and profitable for the state.

On motion of Mr Burbank of Lewiston the committee to receive votes for speaker were appointed to receive sort and count the votes for Assistant Clerk. Having attended to that duty the committee reported the whole number of votes to be one hundred and six 106
necessary to a choice fifty four 54
Charles A Miller had eighty two votes 82
James Jones had twenty four votes 24
The report was accepted and Charles A Miller was declared to be elected Assistant Clerk of the House of Representatives for the current political year.

...

On motion of Mr Goodwin of Alfred a message was sent to the Governor and Council informing that branch of the government that the House had organized by the choice of William T Johnson as Speaker and George H. Mixer Clerk

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A similar message was sent to the Senate by Mr Perkins of Kennebunkport. These gentlemen subsequently reported to the House that they had discharged the duty assigned them.

A message was received from the Senate by Mr Rice of Kennebec informing the House that the Senate had organized by the election of the Hon Charles W Goddard President and Joseph B Hall Esqr Secretary.

On motion of Mr Burbank of Lewiston it was ordered that E P Pancher be appointed messenger and A L Norton and S J Chadbourne assistant messengers of this House for the ensuing political Year.

A communication was received from the Secretary of State informing the House that on this day he had laid before the Senate the returns of votes for Governor for the current political Year as made to his office.

On motion of Mr Stackpole of Waterville it was ordered that the rules and orders of the last House of Representatives be adopted for the government of this House until otherwise ordered and the Secretary of State be directed to deliver to the messenger the copies reserved last year for the use of this House

On motion of Mr Rice of Hampden it was ordered that the Clerk of the House be directed to cause to be supplied to the members and officers of the House during the session one copy each of the Tri Weekly Kennebec Journal and Tri Weekly Age.

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6. On motion of Mr Andrews of Monmouth it was ordered that the Clerk of the House be directed to invite the several clergymen of Augusta Hallowell and Gardiner to officiate as chaplains to the House and to assign to such of them as accept the invitation their several days of service

On motion of Mr Dunn of Portland it was ordered that ten o'clock of each day shall be established as the hour when this House will meet in session until otherwise ordered

On motion of Mr Baker of Windham it was ordered that a committee of five be appointed to report to this House, rules and orders for the government of its proceedings at the ensuing session. Read and passed and Messrs Baker of Windham, Pike of Calais, McCrillis of Bangor, Smart of Camden and Blaine of Augusta were appointed said Committee

Order from the Senate, Ordered that the returns of votes for Governor given in the several cities towns and plantations of this State for the current political year be referred to a joint select committee of seven on the part of the Senate with such as the House may join. This order came from the Senate having been read and passed and Messrs Burpee of Lincoln, Nott of Oxford O'Brien of York, Porter of Franklin, Hannaford of Cumberland, Stinchfield of Penobscot and Tolman of Somerset appointed said Committee on the part of the Senate. The order was read and passed in concurrence and Messrs Rentoul of Bangor, Stackpole of Waterville, Libbey of Molunkus, Robie of Gorham, Barrows of Fryeburg Paisner of Barnard, Chadbourne of Phippsburg

Butts of Canaan. Greely of Salisbury. Smith of 7.
Marion. Pierce of Kittery. Jordan of Poland
Haines of Androscoggin. Sanborn of Phillips. Phil-
brook of Sedgwick were joined to said committee
on the part of the House.

Adjourned

Attest. George M. Wilcox Clerk.

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8. Thursday January 6th 1859.

House met at ten Oclock A M.

Prayer by the Rev Mr Ballou of Augusta

The journal of Yesterday was read and approved

On motion of Mr Burbank Mr Smart of Camden was appointed a committee to accompany to the Council Chamber such members elect as have not been qualified for the purpose of their taking and subscribing the oaths of office required by Law Mr Smart subsequently reported that such members elect as had this morning presented their credentials he had accompanied to the council chamber and they had there taken and subscribed the official oaths.

The Speaker announced the members of the House as follows.

First Division	Porter of Lowell
Second Division	Thomis of Harrison
Third Division	Perkins of Kennebunkport
Fourth Division	Folsom of Bloomfield
Fifth Division	Estes of Renton
Sixth Division	Wilson of Brewer
Seventh Division	Philbrook of Sedgwick
Eighth Division	Morrill of Stirling

The Speaker announced the Standing Committee of the House on Elections as follows, Messrs Blackpole of Waterville, Porter of Lowell, Rider of Washington, Eddy of Bradley Holmes of Penn, Pierce of Killens Small of Semple.

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On motion of Mr Stackpole of Waterville it was ordered that the credentials of members of the House be referred to the Committee on Elections.

On motion of Mr Stackpole of Waterville the House adjourned.

Attest George M. Micoy Clerk.

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Friday January 7th. 1859.

The House met pursuant to adjournment.

The Journal of Yesterday was read and approved

Prayer by the Rev Mr Sanderson of Augusta.

The credentials of sundry members elect were presented by Mr Smart of Camden. Mr McGillicuddy of Bangor, Mr Dow of Portland, Mr Clark of Gray and Mr Goodenow of Alfred and such members elect were accompanied to the Chamber of the Governor and Council where they took and subscribed the oaths of office.

A message was received from the Senate through its Secretary announcing that a vacancy existed in the first senatorial district and that James Morton and Thomas H Lane are the constitutional candidates in said district. Also that a vacancy exists in the Eighth senatorial district and that John McCluskey and William Dickey are the constitutional candidates therein. Also proposing a convention of the two Houses of the Legislature in the Hall of the House of Representatives at eleven O'clock this day for the purpose of filling said vacancies. The House agreed to the proposition of the Senate for a convention and the Clerk was charged with and conveyed a message accordingly.

Mr Blaine of Augusta presented a Remonstrance of George L Stinard against the right of Milton G Sharr to a seat in this House and on motion of Mr Blaine the Remonstrance was referred to the Committee on Elections.

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At eleven Oclock that being the time assigned the Senate came in and a convention was formed.

In Convention.

On motion of Mr O'Brien of York a committee of seven was raised to receive sort and count the votes for senator in the first Senatorial district Messrs O'Brien of York. Lyford of Lincoln, Sanborn of Parsonsfield. Jordan of Poland. Seinborn of Phillips Percival of Vassalborough and Butts of Canaan were appointed said committee. Having attended to the duty assigned them, the committee reported the whole number of votes to be One hundred and Sixty-Eight 168

Necessary to a choice Eighty five 85

James Morton had one hundred & twenty five 125

Thomas K Lane had thirty nine 39

William Dickey had four 4

The report was accepted and James Morton was declared to be elected as Senator from the first Senatorial district.

On motion of Mr Hamlin of Penobscot a committee of seven was raised to receive sort and count the votes for senator for the Eighth Senatorial district Messrs Hamlin of Penobscot. Tolman of Somerset. Libbey of Molunkus. Eddy of Bradley. Ridley of Kenduskeag. Smith of Marion and Gibbs of Berwick were appointed said committee. Having attended to the duty assigned them, the committee reported the whole number of votes to be one hundred and sixty seven 167

Necessary to a choice Eighty four 84

John Mc Cluskey had one hundred & twenty 120

William Dickey had forty seven 47

The report was accepted and John Mc Cluskey was

12 declared to be elected Senator from this Eighth Senatorial District.

The convention was then dissolved and the Senate retired.

The report of the Joint Select committee on the returns of votes for Governor came from the Senate having been read and accepted. It was read and accepted in concurrence. The committee report the whole number of votes to be, One hundred and twelve Thousand Eight hundred & ninety Eight 112898

Necessary to a choice	56450
Lot M. Morrill had	60380
Manasah H Smith had	52440
Manasah H Smith had	3
Samuel C Fessenden "	1
John Bodge "	2
J L Pattin	1
Samuel F Humphrey	1
M H Smith	7
Manasah Smith	13
Geo F Pattin	24
L M Morrill	1
Lot M ...	2
Lot M Morr	2
Wm D Dana	1
Chas Osborne	2
Anson P Morrill	1
Mark Shepherd	1
Jeremiah Hacker 1. Seward Merrill 1.	2
Freeman H Morse 1. E L Hamlin 2	3.
Samuel Campbell 1. Plantation 2b. 2.	3
Ezekiel Holmes 1. James Roach 1	2
Judge Merrill	1
David Benson	1
Scattering	3

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Order from the Senate, Ordered that a committee of three be appointed on the part of the Senate with such as the House may join, to wait upon the Hon Lot M Morrill and inform him, that he has been elected by the people Governor of the State of Maine for the current political year. This order came from the Senate having been read and passed and Messrs Burpee of Lincoln, Livermore of Washington and Moulton of Oxford appointed said committee on the part of the Senate. The order was read and passed in concurrence and Messrs Blaine of Augusta, Fisk of Patten, Brown of Mason, Palmer of Barnard, Woodcock of Baring, and Estes of Trenton were joined to said committee on the part of the House.

Mr Blaine of this committee subsequently reported that the committee had waited upon the Governor elect and informed him of his election and he was pleased to say that he accepted the election and was ready to take the constitutional oaths of office at such time as the Legislature would indicate

On motion of Mr Cushing of Frankfort it was ordered that a message be sent to the Senate proposing a convention of the two branches of the Legislature at half past twelve o'clock this day in the Hall of the House of Representatives for the purpose of administering the oaths of office to the Governor elect and of receiving from him such communication as he may be pleased to make

The Clerk was charged with and conveyed the message

Subsequently a message was received from the Senate by its Secretary informing the House that the Senate concurred in the proposition for a convention at the time and for the purposes indicated in the above order

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At the hour assigned the Senate came in and a Convention was formed,

In Convention.

On motion of Mr Swazey of Hancock it was ordered that a message be sent to the Governor elect informing him that the two branches of the Legislature were now assembled in convention in the Hall of the House of Representatives for the purpose of administering to him the oaths required by the Constitution to enable him to enter upon the performance of his official duties and to hear such communication as he might be pleased to make

*

Mr Swazey was charged with the message and subsequently reported that he had discharged the duty assigned him, and the Governor elect was pleased to say that he would forthwith be in attendance upon the convention for the purpose indicated in the message,

Whereupon the Governor Elect attended by the Council and Heads of Departments and preceded by the Sheriff of the County of Kennebec came in, and in presence of the two Houses of the Legislature and before the President of the Senate took and subscribed the oaths required by the Constitution and the laws to qualify him to Enter upon the discharge of his official duties

The Secretary of State then made the usual proclamations after which the Governor was pleased to communicate to the convention information upon the affairs and condition of the State as follows,

Gentlemen of the Senate

and House of Representatives

One more circle of the political year completed, you are assembled with solicitous care to attend the commonwealth on its entrance upon its annual round of active beneficence, invested with rare official dignity and invested "with full power to make and establish all reasonable laws and regulations for the defence and benefit of the State, Your "declaration of the choice" of the people while it summons me to a separate department under the constitution, invites suggestion co-operation and assent in the exercise of the powers chiefly confided to you. The checks provided as well in two distinct branches of the Legislature as in the participation of the executive indicate with what jealous care these important functions have been guarded and with what solicitude we should approach the discharge of the duties devolving upon us Looking to the great Legislator of the Universe for assistance, may these duties be performed in a manner to promote the highest good of the State. "

The financial condition of the State will arrest your attention and will be found to be such as to demand the practice of the most exact economy in every branch of the public service, and the careful scanning of the Legislature in the expenses authorized, That sense in which a national debt is supposible to be a blessing, is foreign to our people, nor should it be presumed their loyalty and patriotism will be increased with their burdens.

The absolute necessities of the State are deemed to be the only safe rule upon which grants of money can justly be made, to be levied in taxes upon the polls and estates, The true genius of republican institutions is to insure the greatest degree of comfort to each individual, and will therefore leave the people in the enjoyment of all their

16 means not required for an unostentatious administration of the Government.

The expenditures of the State have been constantly augmenting of late years not only keeping pace with increasing population, but many new items of disbursement have been added by way of our charitable, reformatory, educational and agricultural institutions and old ones increased until the ordinary receipts are far behind. The annual demands upon the treasury presenting at once the stern alternative of a constantly advancing annual tax or retrenchment and economy — This view will be shown by contrasting the ordinary expenditures of the years 1846 to 1849 inclusive with those of a later period

1846.	$259.000	1856.	423.000
1847	$272 000	1857	401.000
1848	$266.000	1858	365.000

Showing an annual average expenditure during the first period of $232,000, and of $396.000 for the latter period; an average annual excess of the latter over the former of $164.000 and an aggregate excess of $491.000 for the three years. This increase in the annual expenditures is mainly attributable to the adoption of a more liberal policy for the promotion of general education the advancement of agriculture, and for the establishment and support of charitable and reformatory institutions. The wisdom and humanity of this policy by the State is unquestionable, and yet it greatly increases the sphere of its duties, and the demands upon its bounty, while it introduces into the public service a new element of public solicitude, requiring the utmost vigilance and watchfulness, under the humanitarian impulses of the age, to keep in check the constant tendency to press upon the verge beyond

which public charity becomes excessive liberality with the money of the people and oppression. There is another class of claims which go to swell the annual expenditures. I regret to say not in themselves meritorious and which exist only as abuses of minor import individually but large in the aggregate and which I deem it my duty to state should receive the careful scrutiny of each department of the government. The liabilities of the State are: public debt, $699,000, trust funds $424,577.62, making $1,124,077.62. The former is payable in unequal sums of not less than $30,000, nor more than $50,000 annually and all at the close of the year 1875 while annual interest is payable upon the latter for the support of common schools, indian annuities &c &c. The resources of the State are its public lands and securities in the land office. These securities are nominally $128,000, a moiety of which at least I fear will be lost to the treasury, and the legislation of 1856 will need be applied to the balance to render them available. There are at the present time about 2,000,000 acres of public lands. Of these 1,500,000 are chiefly valuable as settling lands, and under our present policy or any that would be wise to adopt, will yield no revenue to the treasury. The residue under a judicious system of permits and occasional sales might be made to yield it is believed a sum sufficient to extinguish the public debt. The approximate estimate of receipts and expenditures for the current year furnished me by the treasurer are: receipts $368,000 Expenditures $431,000. This estimate includes an item of $30,000 of the public debt payable the present year and which I recommend should be paid and not renewed, and thus begin what should be the settled policy, to pay and cancel the public debt of the State as it matures. This estimate also embraces an item

of receipts of $ 25.000 from the Land Office the realization of which will depend upon the actions of the Legislature It does not embrace our claims upon the general government for interest upon expenses incurred in the protection of the disputed territory from which source $11.000 were received the last year through the efforts of our agent at Washington and there is reason to hope that some $ 40.000 may be realized from that quarter the present Year.

It will become your duty to provide for the deficiency of receipts to meet the ordinary expenditures as well as for any demands upon the treasury arising from appropriations for purposes not embraced in this list. It should be observed that no mere temporary expedient must be what is distinctly demanded by the financial circumstances of the state. It is obvious from a glance at our expenditures and resources that the former in the future must be greatly retrenched or the state be largely increased. Nothing is clearer than our duty as legislators, to keep our current expenditures within our ordinary annual income, and as statesmen to provide for the future, so that the expenditures shall be annually met by the accruing receipts Whatever exists as mere abuses of our system whether in the toleration of unnecessary offices or questionable practices are comparatively easy to be reformed and must naturally fall under our ordinary effort at retrenchment. While whatever inheres in the System itself is not so apparent and for that reason more difficult to reform although not the less certain in their effects upon the general prosperity. An intelligent apprehension of the state's financial condition will naturally lead to a consideration of these questions Where a necessary saving can be made, and the needs of the treasury

for present relief will suggest the necessity for a prompt demand for exact economy. The great item of present and prospective expenses and the great item of present and prospective retrenchment and reform also is the legislature expenses. I deem a larger reduction of these expenses necessary and practicable and earnestly commend the subject to your careful consideration

The annual expenses of legislation, directly in money from the treasury and indirectly in time and labor incident to annual elections are unreasonably large. The former cannot be less on an average than $75,000. The latter are much more. The expenses of legislation in 1856 and 1857 were as follows.

1856.		1857.	
Pay of House	$39.368.	Pay of House	36.000
" " Senate.	8.400	Pay of Senate	9.045
" " Council	3.100	Pay of Council	2,500
Fuel lights & Repairs	2 500	Fuel lights & Repairs	3,900
Stationery	2.200	Stationery	2,000
Printing	15.500	Printing	12,500
	73.068.		66.225.

Besides clerks in the public offices. stitching, binding indexes and publication of the journals say $10.000. The average length of the annual sessions of the Legislature for the last ten years, is ninety one days yielding an annual product of about one hundred resolves, one hundred and fifty special and seventy five general acts, of the general acts two thirds at least will be found to be "acts to amend" "additional to" "to repeal" "explanatory of" "defining" and "to simplify" former acts, of the private acts the great portion were acts "to incorporate" companies for the promotion of various private enterprises and which could all

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20 be done as well under a general act for that purpose without application to the Legislature, while the objects to be accomplished by the resolves in most cases, might properly be confided by general powers to some other department of the government or heads of departments.

Thus it will be seen the law making power is legislating! Enacting, revising, amending, defining, simplifying, and repealing full one fourth of the political year, while the people are pretty busy, arranging for, attending to, engaged in and determining the elections of Governor, Senators, Representatives, county and municipal officers the balance of the year. That there is too much legislation is proverbial. That it costs too much is obvious. That the ceaseless agitation incident to annual elections is prejudicial to that calm dignity which should characterize the deliberations of our rulers and legislators, will not be doubted. The burden is not the less grievous because the result of a self imposed system. The expense is not the less real because it is the voluntary expense of time and labor, nor on that account the less useless and the ultimate results not the less prejudicial to the general prosperity because it is the cheerful homage of the citizen to the commonwealth Prospectively without reserves to meet the current expenses of the government, except what shall be drawn directly from the pockets of the people by taxation, and these expenditures constantly advancing, it becomes a question of vital importance whether it does not cost too much money, time and labor, to govern the state? whether the real interests of the State may not be as well cared for with less attention bestowed upon political and party questions and leaving more leisure

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for business pursuits; Considering the perfected state of our laws, with general laws for private corporations, and with reasonable adherence to the law authorizing antecedent notice upon all legislation affecting private rights it is believed that less than one half the time and money spent in annual sessions and elections would be adequate to all the demands for legislation,

With annual sessions there is little hope of reform. So large a proportion of time is ordinarily spent in the preliminaries, that the aspirations, even of the members for a short session die out, with positive lengthen consequent upon inaction before the actual business is brought before them, With a prevalent and universal demand for short sessions less legislation and less expense the state annually exhibits marked uniformity in the time consumed, quantity of legislation and amount of Expenditures. Biennial sessions and elections in my judgment, would do much to relieve the burdens of which there is such universal complaint, I therefore recommend that you propose to the people a change of the constitution of the state providing for biennial instead of annual sessions and elections and for a change of the time of holding the election from September to November, the day of the election of Electors of president and vice president and thereby obviate the necessity of an additional election each presidential year. Our state it need not be doubted possesses the elements of a prosperous commonwealth. Its physical Geography clearly indicates the path of its future progress. Its people should be unmindful, as none can long successfully struggle against the natural characteristics of the country they inhabit. Its natural features and relative position are quite decisive

22 in modifying the present and predetermining the future: We cannot hope to escape the influence of similar causes. The general physical facts peculiar to our state are its greatly diversified soil and climate — the former fruitful yet not exuberant the latter severe — yet pure and salubrious — its immense forests — its mineral resources. its numerous and unequalled waterfalls, its navigable rivers and extended sea coasts. From careful scrutiny of these natural features we may not inaccurately estimate its capacity for material prosperity, and may learn that while Providence has not made it attractive by any exuberant fruitfulness and blandness of climate, it has not, on the other hand been subjected to those extremes of cold and heat which are prejudicial to life but that under serene and invigorating skies with provident amplitude by its external forms, its relative situations and by the variety and nature of its internal resources it has been fitly designed for the habitation of a people of complex civilization, and that, that will be found to be the true policy which recognizes these natural aptitudes and sees in the developement of each the essential progress of the state. Agriculture is doubtless our prime interest, first in rank, first in magnitude, first in excellence, and in it the great body of the people are employed, to it mainly the state owes its progress in population and those improvements which contribute so largely to its wealth. An agricultural class seems to be indispensable to the constitution and preservation of a republican commonwealth. Without regard to the mere production of wealth suppose the agricultural class produces only as much as suffices for the plentiful support of its members and no

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superabundance, an accumulated profit. Still they have attained this highest end — they have cultivated and made productive their land. maintained their families and raised them in industry, honesty and those manly qualities which are the reliance of society and states. That occupation which produces man in his best position is incomparably best for society Than any system however profitable How shall this important interest be advanced? It has essentially two needs. a better cultivation of the settled, and settlement of the wilderness portion of our territory. Of the twenty million acres contained within our limits, four and one half millions only are in farms, and one half of these only, what are denominated improved. These farms are cultivated by about 80.000 farmers and 20.000 laborers. They are generally fruitful and well adapted to the various purposes of agriculture and favorable to the growth of most of the vegetable productions of the northern states. With reasonable improvement and a better cultivation they would afford profitable employment and support to many times the number now engaged. furnish occupation at home for the surplus population that now goes abroad and greatly swell the agriculture of the state. Of the unsettled lands, there are perhaps 2000000 of acres in the valley of the Aroostook and still more in the counties of Piscataquis. Somerset and Franklin. These lands will compare favorably with any in the settled portions. The Aroostook region has been described as a wild wooded region equalling in fertility the famed regions of the western states. and capable even under a less congenial clime of producing wheat and other grains fully equal in abundance with any

soils of which we have any record" The improvement of one portion and the settlement of the other it is obvious would have a most important bearing upon our growth and prosperity and would render the State capable of sustaining a vast population Provisions have been made for the formation of Societies under the patronage of the State for the promotion of general agriculture and also for a state board of agriculture for similar purposes, and which doubtless will prove useful in disseminating information and stimulating agriculturalists to greater effort for improvement, During the last Year an active emigration has been going on into the County of Aroostook. giving an Earnest of the speedy settlement of that region and at the same time inviting the aid and co operation of the State, A need of more accurate information to aid the Emigrant has been much felt, to supply which, in part, as well as for the use of the Legislature to facilitate intelligent legislation upon the subject of the wilderness portion of our territory, a map has been prepared under the direction of the Land Agent to be placed in the capitol giving on a large scale the topography of these sections, other states are constantly making efforts to bring their respective sections to the favorable notice of the public at home and abroad, Geographical Surveys have been made and statistical reports published and circulated, pointing out the advantages and resources of their respective counties with a view to invite immigration thither, There would seem to be occasion for a similar effort by this State, It is to this kind of information I am informed by the Land Agent more than to any other, that the State is indebted for the Emigration now settling towards the Aroostook, What additional legislation is required and what methods need to be adopted to

facilitate objects so important are questions wholly within your province to determine. It should be observed however that in any measure designed to promote general agriculture, the fact that it may never be expected to compete with more favored regions in the markets of the country should not be overlooked. It will always require the higher and better prices of local or home demand and hence will need to be developed with the general growth of manufactures and the mechanic arts. No more adventitious aids would be desirable - would do more than excite an temporary interest with no lasting or permanently favorable results. In its resources and natural features our state is not simple, but compound, - not one interest paramount to all others and subordinating all others - but many interests each bearing upon upholding and stimulating the other and all combined presenting a greatly diversified yet harmonious commonwealth. A just appreciation of its natural advantages and capabilities for commerce, manufactures and the mechanic arts in connection with its extended area and diversified soil will not fail to inspire with confidence in its certain growth and ultimate power and prosperity. For the condition and needs of the common schools I refer you to the report of the Superintendent of those schools which will be laid before you. The school returns exhibit the gratifying fact, that notwithstanding the severe financial embarrassments the excess of money raised by the several cities and towns for the support of schools for the past year over the amount required by law was the sum of $54,712.00 while the sum of $64,739 was expended in the erection of school houses during the same period

evincing thereby the real and unabated interest taken in the cause of popular education,

The whole amount raised by volunteering taxation was $402,764.00. The whole amount expended for school purposes $628,599.69. Whole number of scholars attending summer schools 132,182. Whole number attending winter schools 154860. The value of school edifices in the State is returned as $1.105.957. I renew the recommendation in my last annual message for the Establishment of a normal school as indispensible to the interests of the common schools

Detailed reports of the officers of the insane hospital and reform school for the information of the government will be presented and will be found to contain a statement of the condition concerns and wants of these institutions of the State,

Under the operation of the legislature of the last session of the Legislature the demands of the latter upon the treasury are considerably diminished, while its usefulness within the scope of its original design it is hoped may not be impaired, The expenses to the State of the former have been increased by recent legislation but the policy is believed to be humane and wise; and while it operates to induce the towns to give this class of the unfortunate poor the benefits of the institution it does not unreasonably add to the public burdens, The State at an early period made provision for the education and support of the indigent deaf dumb & blind, and authorized the governor and council to provide for such at the American asylum at Hartford Conn, for the education and instruction of the deaf and dumb and at the Perkins Institute South Boston for the education of the blind This State, had, under these provisions last year forty two pupils at the American asylum at an an-

nual cost of about $4000, and at the Perkins Institute sixteen at a cost of about $2000, A visit to these institutions the past year with a committee of the Executive Council enables me to bear testimony that they are in their administration and general management highly conducive to the best interests of the pupils, and that the situation of the beneficiaries from this state is highly gratifying, and the policy of sending to these institutions is unanimously wise, both as a matter of economy and the unequalled advantages to the pupils,

The uniform policy of the State for many years has been to grant permit to cut timber upon the public lands, In the late revision of the general laws, the provision authorizing permits by the Land Agent was not retained and consequently that officer charged with the duty of protecting these lands from trespassers involving the expense of a large annual outlay, is without the power of reimbursing the State for these necessary charges I recommend the provision referred to be restored, The condition of the securities in the Land Office is such that in order to realize any thing from that quarter it will be found necessary to apply to them the principles of the legislation of 1856, which requires an annual payment of a fixed portion or forfeiture of the lands sold, I refer you to the report of the Land Agent for a detailed statement of the operations of the Land Office,

In my annual message to the last Legislature I urged the importance of placing the Militia system at once by suitable enactments upon its contemplated constitutional basis, of reducing the number of troops authorized for active service and of providing for their pay and the general expenses of the system by imposing a

slight Equivalent upon the great body of those Enrolled, but not required to perform actual duty & in lieu of that military service imposed by the constitution. Upon further reflection I am unable to perceive why legislation upon this subject should not be in harmony with the constitution. It is plain that by it the great body of the people between certain ages were subjected to the performance of military service whenever the exigencies of the State or country should demand it, But as in times of peace only a limited number would be needed for actual service, it was accordingly provided that all of the class mentioned should be enrolled and that a large portion might be excused from actual service on payment of such sum as the legislature should determine. A law framed in accordance with these requirements without being oppressive to that class who are excused from service upon the payment of a slight Equivalent would relieve the treasury of the present expenses which was never designed should fall upon it, and enable the State to pay the small body of troops required for actual duty some just compensation

At the trial of capital causes not less than a majority of the justices of the Supreme Judicial court are required to be present and not less than a majority of the whole court are to concur in any ruling or instructions in such trial, These provisions practically subject to great inconvenience and delays in the ordinary administration of justice, besides they determine a rule of no practical utilities, which might prove highly prejudicial, Under the practical working of the law of capital punishments no objection is perceived to the trial of this class of cases by a single judge, For information and suggestions upon this

subjects and also of other important matters connected with the administration of criminal justice I refer you to the annual report of the Attorney General

The claims of this state upon the General government for expenses in the protection of the disputed territory, in the Mexican war, and for interest paid, have been recognized by Congress, and it is hoped will not be longer delayed. The nature of these claims and their condition will appear from the reports of the commissioner at Washington which will be laid before you.

An appropriation of $13,000. was made by the last legislature to be expended by the governor and council for the enlargement of the State Prison at Thomaston. It made provision for an investigation into the affairs of the prison authorizing for that purpose the appointment of some suitable person to examine into the system of discipline, labor and discipline, and to compare the same with prisons in other states in order to determine whether it may not be made self supporting. Upon an examination into the condition of the prison and its wants, immediately upon the adjournment of the legislature it was apparent that the sum appropriated was inadequate to make the contemplated enlargement, not to mention additional workshops of which there is great need. It was therefore concluded, except as to a slight expenditure for the accommodation of the prisoners to defer the expenditure of the appropriation to such time as would enable the legislature, through the report of the commission, to be possessed of all needful information as to the condition and needs of the prison and to act intelligently in relation thereto. The trust contemplated by the resolve of the last

30 legislature was confided to a gentleman of intelligence who has bestowed much time upon the subject and whose report when received will be communicated for the information of the legislature,

Causes not unclear would involve the present government of the prison but growing out of the system of internal economy labor and general arrangements of the establishment and which have existed from the beginning, have made it a large annual expense to the state, There is urgent necessity for thorough reform in these respects, The general structure is such that an unreasonably large force is required for discipline and safety, From incompleteness and positive lack of workshops the men cannot be employed to the best advantage, Not to mention other causes a large deficiency in the revenue and excess in the expenditure would necessarily follow these, Instead of making a large annual draft upon the treasury it is in my judgment practicable, that the prison should become entirely self supporting, I forbear to enlarge upon this topic, as the whole subject will be presented in detail in the report of the commission, but add the expression of my conviction, that you can do no better service to the state, than to give it your early and careful consideration, Upon information from sources entitled to credit, of fraudulent and irregular transactions at the late election in the plantations organized for election purposes, particularly in the county of Aroostook in the french settlements (with the advice of council) I caused an examination into the facts to be made, The matter was confided to a citizen of this state of great intelligence, who upon inquiry of the principal inhabitants of those locations and by examination of such of the records as were accessible, was able to gather and report what took place, and which in my judgment suggest the necessity of further legislation to prevent

the purity of the ballot box and to protect that people in the exercise of the elective franchise and at the same time enable them to possess a better understanding of their rights and duties. There are some eight hundred votes in these settlements and four thousand such subjected to our jurisdiction by treaty, wholly unacquainted with our language, without education, situated upon our extreme borders in a condition of entire isolation, from position habit and prejudices, they have grown up a distinct community & although the elective franchise has been conferred on they have thus been enabled to participate in our elections; they have little or no knowledge of, or interest for our institutions or sympathy with our people and are accordingly easily imposed upon by the unscrupulous and designing. They are however an honest and well meaning and simple hearted people and according as they do a position within our limits, and rapidly increasing in numbers their education in our language, and assimilation in their habits, habits and manners with our people well deserve the care of the state. There is no reason to doubt that persons remote from these localities among them, office holders under the general government visited those plantations before the election were present at the balloting also, and made themselves justly obnoxious to the charge of most unwarrantable interference with the voting and voters,

So foreign to our theory of government, so flagrant an outrage upon the rights of the citizens of the states, are attempts of officers of the federal Government to interfere with or control their elections, by money or the influence of position, that they must seem to denounce the stern rebuke of the people of the state and to be visited with the severest penalties and wholly prohibited in the future

32 It is stated in the report before alluded to that "in some important particulars, little or no regard is paid to the requirements of law in the mode of receiving votes and the transmitting of them to the proper authorities" The manner of organizing these plantations, conducting the elections, and making the returns leads to manifold irregularities and requires further legislation

A vacancy will occur in the State's representation in the national Senate, on the fourth of March next. I invite your early action to provide for that vacancy.

... While the duties of the occasion do not require a general statement of our federal relations whatever point of these relations especially involves the rights or interests of the State, should not escape notice It is the unquestionable duty of the state as it prizes its independence to guard with watchfulness the boundary beyond which the affirmation of federal authority touches on its absolute sovereignty. What is noticeable in this respect is the confessedly new policy of the federal government upon the subject of negro slavery It is undeniable that the general government has latterly adopted, pursued, and is still pursuing a policy upon this subject at variance with its uniform policy hitherto, and that this policy is at variance also with the sentiments, opinions, and interests of the non slaveholding states. So far as it is unjustly injurious or offensive to these states, the right of determined and uncompromising resistance to it, by the people through the legislature, the press, by public speech, the ballot and by all constitutional modes whatsoever, may not be questioned, and their deliberate and expressed purpose of resistance to the full extent of adequate protection against it, is not to be denominated extravagant, fanatical or disloyal. Nor is it left uncertain that all attempts of the general government to force

this policy upon these states through the influence of position office or patronage, is presumptuous tyranny and merits the rebuke of a justly indignant people. The acts which characterize this policy are numerous and have various degrees of obliquity, but all bearing upon them a rank denial or offensive implication of denial, that the american people are not sovereign over their institutions. Beginning in Punic faith in the violent abrogation of a time honored compromise under the pretense of recognizing the authority of the people of the territories to fashion their domestic institutions in their own way, it presented, in its progress the various and contradictory phases of squatter sovereignty, congressional intervention, popular sovereignty executive interposition, and culminated at length in a bold assumption of authority to force a constitution for a sovereign State, upon an unwilling people. The intolerance also of the administration of the general government since the adoption of this policy towards all who differ in opinion and declare their disagreement, is unparalleled in history. It is a moderate statement of the fact to say that it has waged an open war, in this respect upon the sentiments and opinions of the great body of the people of this country and in favor of a barbarous institution.

Submission and acquiescence to such a policy under such circumstances would present the poor spectacle of a people cherishing the sentiments of popular liberty, without the spirit to maintain it. If this policy is not wholly misapprehended, the powers of the federal government are used, and are to be used to propagate the institution of negro slavery in the territories "under the guaranticeship of the federal constitution" Slavery is the malignant ulcer at the vitals of the Union. A patriotic conservatism requires that it should be

34 be confined upon the ample area it already occupies. I maintain it to be the paramount political duty of the Legislature, and people of this state, to resist the propagation and extension by the general government, of an institution to which they are, and from the nature of the case ever must be opposed. The assistance of the States and the general expression of public disapprobation saved Kansas from the doom of slavery; and this assistance should be maintained until the aggressive and sectional notion of sustaining an odious and local institution is abandoned or overthrown.

The Governor and suite then retired and the Convention was dissolved.

On motion of the Buchanan of Lewiston the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Saturday January 8, 1859.

Prayer by the Rev Mr Tappan of Augusta

The Journal of Yesterday was read and approved

On motion of Mr Laborce of Whitefield it was ordered, that the Secretary of State be requested to furnish for the use of the members of this House eight copies of the revised statutes, and that the clerk be directed to have printed on the covers of Each in gilt letters the words, "House of Representatives, State of Maine"

On Motion of Mr Gardenier of Alfred it was ordered that the clerk of the House cause to be prepared for the use of the House lists of the members of the House arranged alphabetically and according to the number of their seats and according to their political classification, including their places of residence, Post office address, and boarding places and a diagram of the House of Representatives and that eight hundred copies of the same be printed

On motion of Mr Rice of Hampden it was ordered that the Secretary of State be requested to furnish to the House of Representatives, one copy of Websters dictionary unabridged, and that the clerk be directed to have printed on the cover of the dictionary in gilt letters the words "House of Representatives"

Mr Butler of Portland gave notice that on Monday he should introduce an order, that Petitions requiring order of notice presented after the first day of February next, be referred to the next Legislature without debate

36. On motion of Mr Burbank of Lewiston it was ordered that the Governor be requested to furnish to the House of representatives a copy of his address to the two Houses

The speaker announced the standing committee of the House on the Pay Roll as follows
Andrews of Monmouth.
Blake of New Gloucester
Payson of Cushing
Cookson of Unity
Nash of Harrington
Rackliff of Lincolnville
Sprague of Greene

On motion of Mr Wilson of Brewer it was ordered, that until otherwise ordered, the House meet on Mondays at eleven o clock A M.

On motion of Mr Porter of Lowell it was ordered, that the committee on Pay Roll be directed to make up the pay of B. B. Thomas for ten days attendance and travel as messenger, at the same per diem as at former sessions

Order from the Senate, relating to contract for printing and binding came from the Senate read and passed. On motion of Mr Smart of Camden the order was laid on the table,

Order from the Senate, appointing a committee on joint rules and orders, and appointing Messrs Holt of Oxford O Brien of York and Davis of Waldo on the part of the Senate. The order was read, and passed in concurrence; and Messrs Baker of Windham, Pike of Calais, McCrillis of Bangor, Smart of Camden and Blaine of Augusta were appointed to said Committee on the part of the House.

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On motion of Mr Prentiss of Bangor it was ordered, that a message be sent to the Senate, proposing a convention of the two Houses in this Hall, this day, at half past eleven o'clock for the purpose of choosing seven Councillors and a Secretary of State for the ensuing Year. Read and passed. The clerk was charged with and conveyed the message.

Mr Perkins of Kennebunkport introduced the following order. Ordered that the Secretary of State be requested to furnish to each member of the present House of Representatives, one copy of the public acts and resolves passed by the last Legislature. On motion of Mr Pike of Calais, it was laid on the table.

On motion of Mr Blaine of Augusta it was ordered that on Tuesday next the eleventh instant at twelve o'clock M. the Senate concurring, both branches of the Legislature will proceed to ballot for a Senator to represent in part the State of Maine in the Congress of the United States, to succeed the Hon William Pitt Fessenden whose term of office will expire on the fourth day of March next, and that the result of said balloting shall be communicated by each branch to the other by messages and in case the Senate and House of Representatives shall elect the same person, such person shall be considered to be elected by the Legislature to be a Senator of the United States for the State of Maine for six years from and after the fourth day of March next and the fact shall be communicated to the Governor by message from both branches of the Legislature, Read and passed and sent to the Senate for concurrence.

A message was received from the Senate through its Secretary signifying the concurrence of the Senate in

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38 the proposition of the House for a convention in all, except as to time, which the Senate propose to be twenty minutes before twelve. The House concurred with the Senate as to time, and the clerk by message notified the Senate accordingly.

At the time assigned the Senate came in and a convention was formed.

In Convention.

On motion of Mr Wells of York a committee of seven consisting of Messrs Wells of York, Davis of Waldo, Butler of Portland, Movers of Pittston, Porter of Lowell, Parker of Mt Desert, and Hobbs of Sanford were appointed a committee to receive sort and count the votes for seven executive councillors for the current political year. Having attended to the duty assigned them the committee reported the whole number of votes to be one hundred & fifty three 153,

necessary to a choice seventy seven	77
Almon Lord had	111.
Rufus Horton had	111
George Thorndike had	110
Dennis L Milliken had	110
Aaron A Wing had	110
Washington Long had	110
Isaac N Harriman had	110.
Marcellus Steward had	42
George L Hosmer had	42
Sheldon Hobbs had	42
Francis G. Butler had	42
Moses R Ludwig had	42
Elijah L Hammond had	42
Rufus Soule had	42.
Dennis Milliken had	1
Aaron W. Wing had	1.

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The report was accepted and Messrs Amos Lincoln Rufus Hatch, George Thorndike, Dennis L Millikan Aaron A King, Washington Long and Isaac N Hanaman were declared to be elected Executive Councillors for the current political year.

On motion of Mr Fletcher of Kennebec a committee of seven was raised to receive sort and count the votes for Secretary of State, Messrs Fletcher of Kennebec, Gilman of Piscataquis, Talbot of Castine, Chase, Mitchell of Lincoln, Mason of Monticello Perkins of Topsham and Green of Deer Isle were appointed said committee, Having attended to the duty assigned them, the committee report the whole number of votes to be One hundred and fifty five 155.

necessary to a choice 78

Noah Smith Jr had 112

Albert P Gould had ... 43.

The report was accepted and Noah Smith Jr was declared to be duly elected Secretary of State for the current political year.

The convention was then dissolved.

In the House.

On motion of Mr Smart of Camden the House adjourned

Attest George M. Wilcox Clerk.

 Monday January 10th 1859.

Prayer by the Rev. Mr Beam of Augusta,

The journal of Saturday was read and approved.

A message was received from the Governor through the Secretary of State transmitting to the House of Representatives a copy of the address delivered by him to the convention of both branches of the Legislature.

Mr Smart of Camden presented the credentials of Mr Foster of Presque Isle and on motion Mr Smart was appointed a committee to accompany Mr Foster to the Council Chamber in order for him to take the usual oaths of office. Mr Smart subsequently reported that he had discharged the duty assigned him and that Mr Foster had taken and subscribed the necessary oaths of office. Mr Foster thereupon took his seat.

Mr Prentiss of Bangor introduced the following order which on his motion was laid upon the table.

Ordered that the Judiciary Committee be instructed to prepare and report a bill for changing the Constitution of the State and obtaining the day of the annual election from September to the day of the presidential election in November and providing for a submission of the same to the people

Ordered that the Judiciary Committee be instructed to prepare and report at an early day a bill changing the Constitution of this State so as to secure biennial instead of annual sessions of the Legislature and biennial instead of annual elections and providing for the submission of the same to the people according to the forms of the Constitution

Mr Pike of Calais announced to the House the death of Mr Dyer of Deblois, late a member of this House and addressed the House upon the event.

Mr Talbot of East Machias laid upon the table of the Speaker the following resolves and moved their passage.

Resolved that this House has heard with deep emotion the announcement of the death of Mr. Alvan Dyer one of its members from the town of Deblois and feel that it has lost a member whose sound judgment and sterling honesty would have been of material assistance in the transacting of the business of the Session.

Resolved that a committee of three consisting of Mr Bearce of Meddybemps, Mr Nash of Harrington and Mr Harmon of Northfield be appointed to take charge of the funeral of the deceased and accompany his remains to his home in Deblois, and that this House attend his funeral in a body today at two o'clock as a tribute of respect for the memory of the deceased.

Resolved that these resolves be entered upon the Journal of the House and a copy thereof signed by the Speaker and Clerk be sent to his afflicted widow.

The motion for the passage of the resolves was seconded by Mr Estes of Dunbar who addressed the House on the resolutions, and the resolves were then unanimously passed.

Mr Bearce of Meddybemps moved that a message be sent to the Senate announcing the death of said Dyer.

42 and communicating the information that this House would this day at twelve O clock attend the funeral of the deceased. The motion passed, Mr Bearce was charged with the message, and he subsequently reported that he had discharged the duty assigned him.

On motion of Mr Blunt of Cutler, as a further mark of respect to the memory of the deceased member the House adjourned.

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Tuesday January 11. 1859.

Prayer by the Rev Mr Sanderson of Augusta.

The Journal of Yesterday was read and approved.

Bill an act to enable the inhabitants of Camden if they shall so determine to purchase two hundred copies of Locke's history of said town. Laid on the table by Mr Smart of Camden and under the rules lies over one day for its first reading.

On motion of Mr Pike of Calais it was ordered that ten thousand copies of the Governors address be printed for the use of this House.

On motion of Mr Prentiss of Bangor it was ordered that a message be sent to the Senate proposing a convention of the two Houses in this Hall, this day at eleven o'clock A.M. for the purpose of choosing an Attorney General, and an Adjutant General. The clerk was charged with and conveyed the message.

A message was received from the Senate through its Secretary, announcing the concurrence of the Senate in the proposition of the House for a convention this day at eleven o'clock A.M. to choose an Attorney General and an Adjutant General

On motion of Mr Burbank of Lewiston it was ordered that a message be sent to the Senate proposing a joint convention to commence at fifteen minutes before eleven o'clock in this Hall for the purpose of qualifying the Executive Councillors who have signified their acceptance of the offices to which they have been elected. The clerk was charged with and conveyed the message

44. A message was received from the Senate through its Secretary, announcing the concurrence of the senate in the proposition of the House for a convention tomorrow at fifteen minutes before eleven o'clock for the purpose of qualifying such of the executive councillors as have signified their acceptance of their election.

The Speaker announced the House Standing Committees in part as follows.

On Engrossed Bills.

Carr	of	Bowdoinham
Wells	of	Freeport
Fuller	of	Corinth
Brown	of	Orland
Day	of	Hallowell
Baker	of	Windham
Johnson	of	Garland.

On Bills in the Third Reading.

Lebroke	of	Foxcroft
Barrows	of	Fryeburg
Goodenow	of	Alfred
Palmer	of	Barnard
Pike	of	Calais
Greeley	of	Palermo
Banton	of	La Grange.

On County Estimates

Huston	of	Eastport
Whitehouse	of	Smithfield
Nickerson	of	Swanville
Carr	of	Bowdoinham
Clark of Gray.	Libbey of	Molunkus
Balch	of	Waldoborough.

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On Change of Names.

Denton of Jefferson
Laughlin of Ripley
Sinclair of Waterborough

On Leave of Absence.

Mase of Paris
Bartlett of Monroe
Larsen of Starks
Chadbourne of Phippsburg.
Banton of La Grange
Buckman of Minot
Bram of West Gardiner.

At the hour assigned the Senate came in and a convention was formed.

In Convention.

On motion of Mr Anderson of Cumberland a committee of seven were appointed to receive first and count the votes for Attorney General, Messrs Anderson and Simpson of the Senate and Messrs Goodenow of Alfred, Ridlon of New Sharon, Shaw of Greenville Harding of Detroit and Carter of Belfast of the House were appointed said committee. Having attended to the duty assigned them, the committee reported the whole number of votes to be one hundred and fifty seven 157
necessary to a choice seventy nine 79
Nathan D Appleton had one hundred Seventeen 117
John A Peters had thirty nine 39
Charles R Whidden had one 1
The report was accepted and Nathan D. Appleton was declared to be elected Attorney General for the State of Maine for the current political Year.

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46, On motion of Mr Hammond of Cumberland the committee to receive Sort and count the votes for Attorney General were appointed to receive Sort and Count the votes for Adjutant General. Having attended to that duty the Committee reported the whole number of votes to be one hundred and Sixty — 160

necessary to a choice Eighty one 81

Davis Tillson had one hundred eleven 111

Charles R Whidden had forty four 44

James N. Webster had four 4

Nathan D Appleton had one 1

The report was accepted and Davis Tillson was declared to be elected Adjutant General for the State of Maine for the current political year.

The Senate then retired and the Convention was dissolved.

In the House,

Communications were received from Aaron A Ring, D L Millikan, Washington Long, and George Thompson severally signifying their acceptance of the office of Executive Councillors to which they had been elected. ...

Mr Laberee of Whitefield introduced the following order which on motion of Mr. Pike of Calais was laid upon the table, — Ordered that a committee of three be appointed for each division of this House whose duty it shall be to receive one copy of the Revised Statutes in trust for the use of the members of each division and return the same to the Office of the Secretary of State at the close of this session.

The Speaker announced the standing Committee on Finance as follows.

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Pike of Calais
Dow of Portland
Prentiss of Bangor
Blaine of Augusta
Barrows of Fryeburg
Porter of Lowell
Watts of Thomaston.

A communication was received from B D Peck Treasurer of State transmitting the annual statement and account of the receipts and expenditures of all public money for the fiscal year terminating Dec 31, 1858.

Order from the Senate, ordered that a joint select committee, be appointed to examine the Treasurers accounts and settle the same, This order came from the Senate having been read and passed and Messrs O'Brien of York, Marshall of Waldo, and Porter of Franklin appointed said committee on the part of the Senate. This order was read and passed in concurrence and Messrs Pike of Calais, Dow of Portland, Prentiss of Bangor, Blaine of Augusta, Barrows of Fryeburg, Porter of Lowell & Watts of Thomaston were joined to said committee on the part of the House.

At twelve Oclock at noon, that being the time assigned for the election of a United States Senator, Mr McCrillis of Bangor moved that a committee of seven be raised to receive sort and count the votes for a United States Senator for six years from and after the fourth day of March next, Messrs McCrillis of Bangor Butler of Portland, Bushing of Frankfort, Pike of Calais, Blaine of Augusta, Fish of Patten, and Barrows of Fryeburg were appointed said committee. Having attended to the duty assigned them, the committee reported the whole number of votes

to be one hundred and thirty six 136.
necessary to a choice sixty nine 69.
William Pitt Fessenden had ninety three 93
Ephraim K Smart had forty two 42
Joseph Howard had one 1.
and that the ballots given as aforesaid have been sealed up by said committee and returned to the desk of the Clerk.

Mr Blaine of Augusta was charged with a message to the Senate, informing that branch of the Legislature that the House on its part had made choice of the Hon William Pitt Fessenden, as United States Senator to represent the State of Maine in part for the term of six years, from and after the fourth of March next.

Mr Blaine subsequently reported that he had discharged the duty assigned him.

A message was received from the Senate through its Secretary informing the House, that the Senate had on its part elected the Hon William Pitt. Fessenden as United States Senator for six years from and after the fourth day of March next.

* * *

Mr Butler of Portland was charged with a message to the Governor conveying the information, that the House of Representatives had on this day on its part made choice of the Hon William Pitt Fessenden as a United States Senator for six years from the fourth day of March next. Mr Butler subsequently reported that he had discharged the duty assigned him.

* * * *

A communication was received from the Secretary of State transmitting the annual report of the Trustees, Superintendent and Steward of the Maine Insane Hospital for the year Eighteen hundred sixty eight

On motion of Mr Pike of Calais it was ordered that the Speaker be directed to notify the selectmen of the towns of Cherryfield, Steuben, Millbridge Deblois, Beddington, and the assessors of plantations No 29, No 30, middle division, that a vacancy exists in the representative district composed of those towns and plantations

On motion of Mr Porter of Lowell the House adjourned

Attest George N. Wilcox Clerk.

LLMC DIGITAL

50 Wednesday January 12th 1859.

Prayer by the Rev'd Mr Mobb of Augusta.

The Journal of Yesterday was read and approved.

Mr Butler of Portland presented the credentials of Mr Seeley of Naples. By direction of the President Mr Butler accompanied Mr Seeley to the Council Chamber where he took and subscribed the oaths of office and thereupon took his seat.

Mr Pike of Calais presented the credentials of Mr Hanson of Eastport. Mr Pike accompanied Mr Hanson to the Council Chamber where he took and subscribed the oaths of office, and then took his seat.

A communication was received from Rufus Horton signifying his acceptance of the office of Executive councillor to which he had been elected.

A communication was received from Hosea Smith signifying his acceptance of the office of Secretary of State to which he had been elected.

Report of the Treasurer of State, came from the Senate referred to the joint select committee on Treasurer's accounts, Reported in concurrence.

At fifteen minutes before eleven o'clock that being the time assigned the Senate came in and a Convention was formed

In Convention.

On motion of Mr Burleigh of Lincoln the Secretary of the convention was charged with a message to the Councillors elect notifying them that the two Branches

of the legislature were now assembled in convention for the purpose of administering to them the oaths of office required by law to enable them to enter upon the discharge of their official duties, The secretary subsequently reported that he had discharged the duty assigned him, and that the councillors elect were pleased to say, that they would forthwith be in attendance on the convention for the purposes indicated in the message.

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Whereupon Messrs Dennis L Milliken, Aaron A Wing, George Thorndike, Washington Long and Rufus Horton councillors elect, attended by the members of the council and Heads of departments came into the convention and in the presence of the two branches of the legislature and before the President of the Senate severally took and subscribed the oaths excepting Mr Horton who made the usual affirmation required by the law to enable them to enter upon the discharge of their official duties, The councillors then retired and the convention was dissolved.

In the House,

On motion of Mr Pike of Calais it was ordered that the use of this Hall be allowed to C W Dennison for the purpose of delivering a lecture this evening on the subject of West India Emancipation

On motion of Mr Dow of Portland it was ordered that the use of this Hall be granted for the use of the State Temperance Convention on the afternoon and evening of wednesday next the 19th inst.

Order from the Senate, Ordered, the House concurring that the joint rules adopted by the legislature in 1858 be adopted for the government of this legislature until otherwise ordered, This order came from the Senate having been read and passed and it was read and passed in concurrence

52. A communication was received from Mr Davis Tillson signifying his acceptance of the office of Adjutant General to which he had been elected,

The joint standing Committees provided for by the rules and orders were received from the Senate and having been joined on the part of the House are as follows,

On the Judiciary
Messrs Hamblin
Carleton
Fletcher of the Senate,
Messrs Gilbert of Bath,
Pike of Calais
McCrillis of Bangor
Smart of Camden
Butler of Portland
Lebroke of Penobscot
Goodenow of Alfred of the House.

On Mercantile Affairs and Insurance
Messrs Burbee
Shotfield
Livermore of the Senate
Messrs Drew of Portland
Darling of Buckport
Webb of Gardiner
Otis of Wiscasset
Coombs of Brunswick
King of Westbrook
Percival of Vassalborough of the House

On Banks and Banking
Messrs Marshall
Drazey
Morton of the Senate,

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Messrs Mc Crillis of Bangor
Haines of Nobleborough
Huston of Eastport
Williams of Rockland
Blanchard of Garmouth
Baker of Windham
Day of Hallowell of the House.

On Education,
Messrs Williamson
Elder
Wells of the Senate
Messrs Estes of Trenton
Barrows of Fryeburg
Edeby of Bradley.
Springer of Belgrade
Palmer of Barnard
Talbot of East Machias
Butts of Cainaan of the House.

On Division of Counties,
Messrs Holt
King
Williamson of the Senate.
Messrs Brown of Orland
Perkins of Windham
Sprague of Green
Cole of Gouldsborough
Gibbs of Berwick
Prince of Falmouth.
Moore of Pittston of the House.

On State Lands and State Roads,
Messrs Berry
Porter
Simpson of the Senate.

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54 Messrs Prentiss of Bangor
Butler of Portland
Cushing of Frankfort
Folsom of Bloomfield
Mitchell of Livingston
Greeley of Palermo
Clough of Bethel of the House

On the Militia
Messrs. Mc Cluskey
Marshall
Anderson of the Senate
Messrs Dunn of Portland
Porter of Lowell
Millett of Norway
Laberee of Whitefield
Carter of Belfast
Fuller of Carmel
Libbey of Scarborough of the House

On Military Pensions
Messrs Tolman
Lyford
O'Brien of the Senate
Messrs Smith of Marion
Robinson of Alna
Bluke of New Gloucester
Chadwick of China
Smett of York
Goodrich of Bingham
Coyle of Van Buren of the House

On Incorporation of Towns
Messrs Davis
Stinchfield
Anderson of the Senate,

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Messrs Sanborn of Parsonsfield
Pearce of Meddybemps
Cary of Hartford
Brown of Carroll
Rackliff of Lincolnville
Cobb of Auburn
Foster of Presque Isle of the House

On Division of Towns.
Messrs Carleton
O'Brien
Berry of the Senate
Messrs Robie of Gorham
Johnson of Garland
Safford of Hope
Libbey of Penobscot
Nash of Harrington
Churchill of Lexington
Jordan of Poland of the House

On the Insane Hospital.
Messrs Wells
Moulton
Gilman of the Senate
Messrs Burbank of Lewiston
Fish of Patten
Fuller of Corinth
McDaniel of Hollis
Dunn of Bowdoinham
Clark of Gray
Sanborn of Phillips of the House

On the State Reform School
Messrs Smiley
Burnee
Hammatt of the Senate.

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56. Messrs Ricker of Washington
Hill of Saco
Perley of Naples
Small of Temple
Morton of Dexter
McFarland of Ellsworth
Stevens of Searsport of the House

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On Indian Affairs
Messrs Livermore
Stinchfield
" Barron of the Senate
Messrs Wilson of Brewer
Talbot of East Machias
Woodman of Oldtown
Bishop of Sanford
Buckman of Minot
Thomes of Harrison
Spring of Hiram of the House

On Agriculture
Messrs Anderson
Thissell
Johnson of the Senate
" "
Messrs Perley of Naples
Holmes of Peru
Garvin of Acton
Bartlett of Monroe
Libbey of Molunkus
Morrill of Strong
Coombs of Smith Thomaston of the House

On Fisheries
Messrs Mayfield
Hamlin
Livermore of the Senate,

LLMC DIGITAL

Messrs Stevens of Machias
Parker of Mt Desert
Chadbourne of Phippsburg
Green of Deer Isle
Blunt of Exeter
Hasty of Cape Elizabeth
Webster of Winthrop of the House

On Manufactures
Messrs Wing
Burpee
Davis of the Senate
Messrs Rice of Hampden
Givin of Brunswick
Benjamin of Winthrop
Shaw of Plymouth
Stobbs of Sanford
Gurney of Canton
Lowell of Biddeford of the House.

On Railroads Ways and Bridges.
Messrs Fletcher.
Gilman
Harris of the Senate,
Messrs Stackpole of Waterville
Pike of Calais.
Mills of Freeport
Jay of Otisfield
Pierce of Kittery
Folsom of Cornville
Ridley of New Sharon of the House

On Interior Waters
Messrs Stinchfield
Carleton
McCluskey of the Senate.

58 Messrs Cushing of Frankfort
Thomas of Bluehill
Boothby of Buxton
Whitehouse of Smithfield
Walker of Bridgton
Shaw of Greenville
Woodcock of Baring of the House

On Accounts
Messrs Porter
Simpson
Davis of the Senate
Messrs Philbrook of Sedgwick
Dunton of Jefferson
Brown of Mason
Andrews of Monmouth
Mason of Montville
Goodwin of Elliot
Harding of Detroit of the House

On Claims
Messrs Harris
Swazey
Elder of the Senate
Messrs Perkins of Kennebunkport
Heal of Boothbay
Braw of West Gardiner
Corson of Starks
Harmon of Northfield
Storer of Wells
Cookson of Unity of the House

On State Prison
Messrs Morton
Holt
Wing of the Senate

LLMC DIGITAL

Messrs Blaine of Augusta
Watts of Thomaston
Fuller of Wilton
Goodenow of Alfred
Burbank of Lewiston
Dunn of Portland
Smith of Buckfield of the House

On Public Buildings
Messrs Hannaford
Thissell
Lyford of the Senate-
Messrs Abbott of Etna
Laughton of Ripley
Nickerson of Searsville
Pangson of Cushing
Hunton of Clinton
Sinclair of Waterborough
Neal of Boothbay of the House

On the Library
Messrs. Moulton
Barnes
Davis of the Senate
Messrs Mills of Freeport
Dow of Portland
Gilbert of Bath
Morse of Paris
Balch of Waldoboro
Churchill of Lexington
Piper of Benton of the House

Petition of Nelson Dingley and others to be set off from the town of Danville and annexed to Auburn

Petition of J. Dean and 250 others to divide Frankfort.

LLMC DIGITAL

60 Petition of George Lermond & others for change of line between the towns of Thomaston and Warren

Petition of A N Cummings & als of Manchester and Hallowell to set off a part of Manchester and annex the same to Hallowell These petitions were severally referred to the Committee on Division of Towns and sent up for concurrence

Petition of Jonathan Treat & others relative to building a bridge, was referred to the Committee on Railroads Ways and Bridges. Sent up for concurrence.

Petition of Noah Moor and 98 others of Gardiner for a law to regulate the taking of smelts in Kennebec River was referred to the Committee on Fisheries, Sent up for concurrence

Petition of the Directors of Peoples Bank for right to reduce capital stock was referred to the Committee on Banks and Banking. Sent up for concurrence

Petition of Albert Blaisdell and J P Wheeler for payment of balance due them for building the reform school, was referred to the Committee on claims. Sent up for concurrence

Petition of Gilbert G Kendall & als to be incorporated under the name and style of the Oriental Powder Company with a bill accompanying entitled bill "An act to incorporate the Oriental Powder Company" The petition and bill were referred to the committee on Manufactures. Sent up for concurrence

Petition of Michael Boyce and 46 Officers and Privates of Company C of the 1st Infantry of the 1st Regt. 1st Brig asking that Encouragement may be afforded the citizen soldiery Referred to the committee on Militia. Sent up for concurrence

Bill an act to enable the inhabitants of Camden if they shall so determine, to purchase two hundred copies of Locke's history of said town, was taken from the table and referred to the Judiciary committee. Sent up for concurrence.

On motion of Mr Goodenow of Alfred it was ordered that so much of the Governor's message as relates to the expediency of so changing the proceedings of trial in capital cases, as to have the court in such cases held by one judge be referred to the committee on the Judiciary Sent up for concurrence.

Mr Norriman of Oldtown presented the credentials of Joseph Nicolar a representative of the Penobscot Indians and on his motion they were referred to the committee on Indian Affairs, Sent up for concurrence.

The order introduced yesterday by Mr Labree of Whitefield, was taken from the table on motion of Mr Crosby of Unity, read and passed

Petition of Algernon E Castner for change of name was referred to the Committee on change of names,

On motion of Mr Butler of Portland it was ordered that with the concurrence of the Senate all petitions for private legislation which may be presented to this Legislature after the eighth day of February next shall be referred to the next Legislature, and that this order be published three weeks successively in the Weekly and Tri Weekly Journal and Age, Mirror and Courier, and Advertiser, Public Newspapers published respectively in Augusta, Bangor and Portland, Read and passed, Mr Blaine of Augusta moved a reconsideration of the vote by which the order passed, The House refused to reconsider, Sent up for concurrence

 On motion of Mr Dunn of Portland it was ordered that the committee on the Judiciary enquire into the expediency of amending the 9th Section of the 32nd chapter of the Revised Statutes, by inserting after the word "February" in the sixth line the words "the first day of January" and after the word "Christmas" in the eighth line, the words, "or the first day of January". Read and passed and sent up for concurrence.

The Speaker announced the Committees to be appointed under the order of Mr Laberee as follows

1st Division. Laberee of Whitefield, Smith of Buckfield, Porter of Lowell,
2d " Dunton of Jefferson, Thomes of Harrison, Balch of Waldoborough
3d " Green of Deer Isle, Carter of Belfast, Woodman of Oldtown
4th " Jay of Orono, Bishop of Sangerville, Greeley of Palermo
5th " Nash of Harrington, Coombs of St Thomaston, Abbott of Etna
6th " Robinson of Alna, Horton of Dexter, Harmon of Northfield
7th " Brown of Mason, Clark of Gray, Blunt of Cutler
8th " Blake of New Gloucester, Mitchell of Limington, Morrill of Strong

Order from the Senate relating to shortening the session of the legislature was received from the Senate having been read and passed and referred to a joint select Committee, The committee on the part of the Senate were Messrs Swazey of Hancock, Carleton of Lincoln and Livermore of Washington, The order was passed and referred in concurrence and Messrs Butler of Portland, Givin of Brunswick, Butts of Canaan, Huston of Eastport, Swett of York, Heal of Westport, and Carson of Mt Vernon were joined to said committee on the part of the House.

On motion of Mr Butler of Portland it was ordered that the joint select committee appointed under the order relating to shortening the session of the legislature

be instructed to enquire into the expediency of amending the 6th Section of the 115th Chapter of the Revised Statutes regulating the compensation of members of the legislature so as to provide that the compensation therein provided shall cease after the legislature has been in session a certain specified number of days, Sent up for concurrence

On motion of Mr Scribner of Parsonsfield the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Thursday January 13. 1859

Prayer by the Rev Mr Bartlett of Augusta

The journal of Yesterday was read and approved

Order from the Senate appointing a committee of three with such as the House may join to examine the papers and files of the last Legislature and referred to the present legislature, This order came from the Senate having been read and passed and Messrs Wood Fletcher and Carleton appointed said committee on the part of the Senate. The order was read and passed in concurrence and Messrs Gilbert of Bath, Dow of Portland, Estes of Trenton, Robie of Gorham, Prentiss of Bangor, Cushing of Frankfort and Philbrook of Sedgwick were joined to said committee on the part of the House

Petition of the Directors of the Long Reach Bank for an additional act with a Bill accompanying Entitled Bill "an act additional to an act to incorporate the Long Reach Bank

Petition of the Directors of the American Bank at Hallowell for a reduction of capital stock

The above petitions were severally referred to the committee on Banks and Banking and sent up for concurrence

Petition of David Bartlett and others for a repeal of an act to incorporate the town of Searsville approved March 8, 1838, and to be annexed to the towns of Mt Desert and Tremont,

Petition of John M Myers and others in aid of the petition of David Bartlett and others

Petitions of George Merrill & 50 others requesting that the territory known as Gray Surplus situated in the county of Cumberland may be annexed to the town of Raymond in said County.

The foregoing petitions were severally referred to the Committee on Incorporation of Towns and sent up for concurrence.

Petition of Dennison J Haynes and others to be set off from the town of Smithfield and annexed to the town of Norridgewock was referred to the committee on Division of Towns Sent up for concurrence

Petition of Penobscot Indians for arrears of interest due them from the state was referred to the committee on Indian Affairs. Sent up for concurrence.

Petition of the town of Otisfield for an act of incorporation as a Fire Insurance Company was referred to the Committee on Mercantile Affairs and Insurance. Sent up for concurrence

On motion of Mr Porter of Lowell it was ordered that the Judiciary committee enquire into the expediency of establishing a third term of the Supreme Judicial Court for criminal trials for the County of Penobscot. Sent up for concurrence

On motion of Mr Pike of Calais it was ordered that so much of the address of the Governor as relates to frauds in the late election among the French population in the county of Aroostook be referred to a joint select committee of five on the part of the House and such as the Senate may join. Read and passed and Messrs Pike of Calais, Blaine of Augusta, Langdon of Ripley, Fish of Patten and Libbey of Machias were appointed said committee on the part of the House. Sent up for concurrence

66 On motion of Mr Pike of Calais it was ordered that the Governor be requested to communicate to this House such information as may be in his possession relative to frauds in the late election among the French population of Aroostook County.

On motion of Mr McCrillis of Bangor it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of providing by law for the change of names of individuals and corporations by judicial process. Sent up for concurrence

Claim of the town of Albany for bounty paid on wild animals

Claim of the town of Hartland for bounty paid on wild animals

Claim of the town of Bardwell for same

Claims of the towns of Lowell and Amherst for same were severally referred to the committee on Accounts. Sent up for concurrence

Petition of William Smett & 66 others to be set off from Whitefield in the county of Lincoln and to be annexed to the county of Kennebec was referred to the committee on Division of Counties. Sent up for concurrence.

Report of the joint select committee upon treasurer's accounts came from the Senate having been read and accepted, and was read and accepted in concurrence

On motion of Mr Gerrish of Alfred a message was directed to be sent to the Senate proposing a joint convention of the two houses in this Hall, this day at twelve o'clock for the purpose of electing a Treasurer of State, The clerk was charged with and conveyed the message.

LLMC DIGITAL

A message was subsequently received from the Senate through its Secretary signifying its assent to the foregoing proposition of the House

On motion of Mr Horton of Dexter it was ordered that the joint standing committee on the Judiciary be requested to enquire into the expediency of providing a salary for members and officers of the Legislature instead of per diem pay, as a measure tending to shorten legislative sessions and lessen the incidental expenses of the same, Sent up for concurrence.

At twelve o'clock the Senate came in and a convention was formed

In Convention

On motion of Mr Williamson of the Senate a committee of seven was raised to receive sort and count the votes for treasurer of State. Messrs Williamson and Fletcher of the Senate and Messrs Dow of Portland Prince of Falmouth, Small of Temple, Foster of Bangor Isle and Harmon of Northfield were appointed said committee, Having attended to the duty assigned them the committee reported the whole number of votes to be one hundred and sixty. 160

necessary to a choice Eighty one 81

Benjamin D Peck had one hundred and Eighteen 118

Levi Merrill had 45

The report was accepted and Benjamin D Peck was declared to be elected Treasurer of the State for the current political year.

The Senate then retired and the convention was dissolved.

A communication was received from the Secretary of State transmitting to the House the 42nd Annual report of.

the directors of the American asylum at Hartford for the education of the deaf and dumb. Also the report of the commissioner to the universal exhibition of industry in 1857.

Mr Robie of Gorham presented the petition of E W Jackson and 61 others voters of Gorham in behalf of idiotic and feeble minded children, which on motion of Mr Robie was referred to a joint select committee of five on the part of the House with such as the Senate may join. Messrs Robie of Gorham, Burbank of Lewiston Rider of Washington, Hill of Saco, and Wells of Freeport were appointed said committee on the part of the House. Sent up for concurrence

Mr Gilbert of Bath introduced the following order.

Ordered that the joint standing committee on Railroads Ways and Bridges be and hereby are instructed to enquire into the expediency of measures designed to facilitate the construction of a railroad from some point on the eastern boundary of the State to Bangor in connection with a railroad to extend from such point to Halifax and to promote the cooperation and aide of the national government as well as the cooperation of the provincial governments of New Brunswick and Nova Scotia and to make report of such measures as they may deem advisable in the premises.

Mr Pike of Calais moved to amend the order as per sheet A. Mr Blaine of Augusta moved an amendment to the proposed amendment as per sheet B. and the amendment to the amendment was adopted. The order and proposed amendment were then laid upon the table on motion of Mr Gilbert of Bath.

A communication was received from the treasurer transmitting the claims of sundry towns for bounty paid on wild animals. Referred to the Committee on accounts, Sent up for con.

LLMC DIGITAL

On motion of Mr Barrows of Fryeburg it was ordered that a joint select committee of seven be raised, on the part of the House with such as the Senate may join to which so much of the Governors address as relates to internal improvements shall be referred with instructions to report by bill or otherwise. Read and passed and Messrs Barrows of Fryeburg, Buckman of Minot Perley of Naples, Laberee of Whitefield, McCrillis of Bangor. Loyd of Van Buren and Gibbs of Berwick were appointed said committee on the part of the House Sent up for concurrence

On motion of Mr Wells of Freeport the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Friday January 14. 1859.

Prayer by the Rev Mr Armitage of Augusta.

The journal of Yesterday was read and approved.

Papers from the Senate.

Petition of Simon Stone and Mary Barton praying that they may be set off from the town of Columbia and annexed to the town of centreville came from the Senate referred to the committee on Division of Towns. Referred in concurrence

Resolve setting apart certain lands in Franklin County for building roads, therein came from the Senate referred to the committee on State Lands and State Roads. Referred in concurrence.

Order from the Senate referring so much of the governors address as relates to Agriculture to the Committee on Agriculture and order referring so much of said address as relates to the Militia to the Committee on Militia were severally passed in concurrence.

On motion of Mr Shaw of Plymouth it was ordered that the committee on the judiciary be instructed to Enquire into the expediency of so altering the constitution of this state as to allow women possessing property on which taxes may be assessed by the laws of this State to exercise the right of suffrage in the same manner as male citizens are allowed to under the constitution. Sent up for concurrence.

On motion of Mr Stackpole of Waterville it was ordered that so much of the Governors address as relates to

the management and disposition of the state lands be referred to the committee on state Lands and state Roads with instructions to report by bill or otherwise such alterations in existing laws on that subject, or such additional acts relating thereto as in their judgment the interest of the state requires sent up for concurrence

On motion of Mr Smart of Camden it was ordered that the Secretary of state be requested to communicate to this House, the cost to the State of the printing, binding and stitching, and advertising and publishing laws for each year for ten years past, and that the cost of each kind of work be stated seperately.

On motion of Mr Stackpole of Waterville it was ordered that ~~chapter~~ 78 of the Revised Statutes be committed to the committee on the judiciary, with instructions to enquire whether any alterations or amendments of the same are necessary and particularly whether any and what restrictions should be put on the powers granted to county commissioners by sec 21 of said chapter and to report by bill or otherwise. Sent up for concurrence.

Mr Bowen of Mason introduced the following order which on motion of Mr Porter of Lowell was laid on the table, Ordered that the committee on Finance be instructed to enquire what salaries of the heads of departments and the various subordinates under this government (if any there are) can be reduced without detriment to the public interest and report at an early day to this House.

On motion of Mr Blaine of Augusta it was ordered that so much of the governor's address as relates to the system of labor and discipline in the Maine State Prison be referred to the committee having that subject in

charge with instructions to report such measures as in their judgment will place the prison on a self supporting basis, sent up for concurrence.

The order introduced yesterday by Mr Gilbert of Bath was on his motion taken from the table. The proposed amendment A was rejected, and the order passed, Sent up for concurrence,

On motion of Mr Stackpole of Waterville it was ordered, that the committee on the Judiciary be instructed to enquire into the expediency of the repeal of all laws giving a bounty for the destruction of wild animals. Sent up for concurrence,

A communication was received from Isaac N Harriman declining the office of executive councillor to which he had been elected

Petition of Samuel Lambee and 48 others for the incorporation of a bank at Bangor was referred to the committee on Banks and Banking. Sent up for concurrence

...

Petition of Timothy Lane of Vinal haven asking that he may have leave to build and maintain a free bridge from Lane's Island to called & Vinal haven across the tide waters of a small branch of Indian Creek, Referred to the committee on Railroads Ways and Bridges, Sent up for concurrence,

...

Petition of Harmon Jacques and 18 others of Bowdoinham for the enactment of a law authorizing Supervisors of schools to teach common schools in their own towns was referred to the committee on Education Sent up for concurrence

LLMC DIGITAL

On motion of Mr Palmer of Barnard it was ordered 73,
that the committee on the Judiciary be instructed
to enquire into the expediency of changing the
Revised Statutes so as to increase the bounties
on bears and other Wild animals, Killed in
this State, sent up for concurrence.

On motion of Mr Hill of Saco the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

 Saturday January 15, 1859.

Prayer by the Rev Mr Ingraham of Augusta.

The journal of Yesterday was read and approved.

On motion of Mr Perkins of Kennebunkport a message was directed to be sent to the Senate proposing a convention of the two Houses in this Hall this day at eleven o clock for the purpose of a choosing a councillor to advise with the Governor during the current political year. The clerk was charged with and conveyed the message

A message was subsequently received from the Senate through its secretary signifying its concurrence in the proposition for a convention as above specified

Mr Robie from the Committee on Division of Towns reported an order of notice on petition of A W Cummings & als and also an order of notice on petition of George Lermond & als, Reports accepted and sent up for concurrence

On motion of Mr Porter of Lowell it was ordered that the Committee on Education be directed to enquire into the expediency of providing by law that the several cities & towns in this state may be authorized to publish the history of said towns, Sent up for concurrence

On motion of Mr Gilbert of Bath it was ordered that the joint standing committee on claims enquire into the expediency of payment by the state of the expense of erecting a fence around the King monument formerly erected by the state in Maple grove cemetery and report thereon. Sent up for concurrence

A message was received from the Governor through the

LLMC DIGITAL

Secretary of State transmitting the information called for by the House order of the 13th inst relating to frauds in the election at the french settlements of Arvostook.

Mr Dow of Portland moved to take up the Senate order relating to contracting for printing and binding. and on this motion Mr Smart of Camden moved the Yeas and Nays and the House ordered them to be taken and being taken the House voted to take the order from the table by Yeas 52 Nays 33 as follows.

Those who voted in the affirmative were Messrs Abbott, Baker. Banton Bartlett, Blaine, Blake. E Brown, J H Brown. Burbank Carey, Chadbourne, Chadwick, Cole, Darling, Eddy, Estes, Jared Fuller, John Fuller, Garvin, Goodenow, Gurney Haines, Harmon, Hobbs, Holmes, Horton, Huston, N W, Johnson, W T Johnson, Lebroke, Laughton, Mason, McCrillis McDaniel, Mitchell. Millett, Morse, Nickerson. Otis, Palmer, Parker, A Perkins, Perley, Philbrook, Pike, Porter Rider, Ridley, L Sanborn, J Smith, Thomes, Wilson,

Those who voted in the negative were Messrs Balch, Barrows, Blunt. Butts Churchill, Clark, Clough, Cookson, S F Coombs. Cyr, Fish, Foster, Goodrich, Goodwin, Harding, J Libbey, Movers Morrill, Nash, Pierce, Prince, M G Shaw, Sinclair, Smart Sprague, Stackpole, E Stevens, Storer, Swett, Talbot, Watts, Webster, Woodcock.

At eleven oclock the Senate came in and a convention was formed.

In Convention

On motion of Mr Marshall of Waldo a committee of seven was appointed to receive sort and count the votes for an executive councillor. Messrs Marshall of Waldo. Morton of York and Moulton of Oxford of the Senate, and Messrs Carter of Belfast, Brown of Carroll. Swett of York and

Churchill of Lexington of the House were appointed said committee, Having attended to the duty assigned them the committee through its chairman Mr Marshall reports the whole number of votes to be One hundred and two 102
necessary to a choice fifty two 52
William Merriam has Seventy four 74
Marcellus Stetson had twenty seven 27
Rufus Soule had one 1

The report was accepted and William Merriam was declared to be elected Councillor to advise the governor during the current political year. The senate retired & the convention was dissolved

The Senate order relating to printing and binding being under consideration Mr Smart of Camden moved to amend as per sheet A. and muved the yeas and nays on taking the question of its adoption, and the House so ordered. On motion of Mr Stackpole of Waterville the order and proposed amendment were laid upon the table.

On motion of Mr Stackpole of Waterville it was ordered that the committee on the Judiciary be instructed to Enquire into the expediency of providing by law that the judgment creditors interest in the real estate set off on execution be liable to attachment at any time after such levy is made and recorded and also that mortgagees interest in real estate be subject to attachment. Sent up for concurrence.

On motion of Mr Day of Hallowell it was ordered that the Judiciary Committee be instructed to enquire into the expediency of enacting a general law establishing inferior courts within and for the several counties of this State. Sent up for concurrence,

LLMC DIGITAL

On motion of Mr Laberee of Whitefield it was ordered that the committee on the Insane Hospital be instructed to make a thorough investigation into the various departments of that institution especially the receipts and disbursements and whether in their opinion the expenses of said institution cannot be curtailed and at the same time the rights of the inmates preserved, Also to Enquire into the expediency of erecting a barn at the expense of two thousand five hundred dollars, and gas lights at the expense of fifteen hundred dollars. Also to enquire into the expediency of furnishing some additional articles of furniture for the various apartments to the amount of one thousand dollars and report to the Senate or House of Representatives what amount of appropriation in their opinion will be necessary for the support of the aforesaid institution the current year. Sent up for concurrence.

Bill, an act to amend the charter of the Piscataquis Mutual Insurance Company, Laid on the table by Mr Lebroke of Foxcroft and on his motion referred to the Committee on Mercantile Affairs and Insurance Sent up for concurrence

Petition of C A French to be made legitimate

Petition of the town of Troy to have doings of district No 14 legalized, were severally referred to the committee on the Judiciary, Sent up for concurrence

Petition of M A Safford and 46 others members of company B. Light Infantry 1st Division in Kittery praying for a revision of the Militia law

Petition of D company of Riflemen in the 1st Regt, 1st Brig 9th Division of the old Rule for same, were severally referred to the Committee on Militia Sent up for concurrence

78 Petition of Marcus R Keep for a lot of land to be granted to him, was referred to the committee on State Lands and State Roads. Sent up for concurrence

Petition of Moses Rose and 100 others asking that Letter F second range, may be incorporated into a town by the name of Presque Isle and remonstrating against the annexation of any more territory, was referred to the committee on Incorporation of Towns. Sent up for con-

On motion of Mr Betts of Canaan the House ad-journed

Attest George N. Wilcox Clerk.

Monday January 17. 1859.

Prayer by the Rev Mr Dexter of Augusta.

The journal of Yesterday was read and approved

Papers from the Senate,

Petition of Sumner Whitney and 66 others of Presque Isle for an incorporation of townships F & G into a town to be called Presque Isle

Petition of Geo Mosher & 40 others for same

Petition of Joseph B Hall & others for same

Petition of Thomas Kennedy and others for same

The above petitions came from the Senate referred to the Committee on Incorporation of Towns. They were referred in concurrence

Petition of James P White and others for charter for an Insurance Company was referred to the Committee on Mercantile Affairs and Insurance. Sent up for concurrence

Petition of George W Davis & 45 others of New Sharon and Vienna asking aid for Charles and Uriah Welch.

Petition of Horace Soule & 72 others for same
" " Geo E Dyer & 34 " " "
" " John Bent & 32 " " "
" " Horace Taylor & 75 " " " were severally referred to the committee on Claims. Sent up for concurrence

On motion of Mr Goodenow of Wayne it was ordered that the Judiciary Committee be directed to enquire if any

80 amendment is necessary to section 49 of chap 18 of the Revised Statutes, Sent up for concurrence

On motion of Mr Goodenow of Alfred it was ordered that the committee on the Judiciary be directed to Enquire whether any further legislation is necessary to carry into effect the provisions of sections 25 & 26 of chapter 46 of the Revised Statutes and whether any amendment or alteration of the same is necessary. Sent up for concurrence

On motion of Mr Porter of Lowell it was ordered that the Judiciary Committee be directed to enquire into the expediency of repealing chapter 54 of the laws of 1838 entitled an act for the suppression of certain common nuisances. Sent up for concurrence

On motion of Mr Burbank of Lewiston it was ordered that the Committee on Education be instructed to Enquire into the expediency of changing the law so that school committees of the several cities and towns of this State may have power to apportion ten cents of the sixty cents now required by law among the districts in their several towns, cities and plantations in such manner as will in their judgment give the Scholars in the smaller districts a better opportunity of obtaining a common school education Sent up for concurrence

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On motion of Mr Burbank of Lewiston it was ordered that a message be sent to the Senate proposing a joint convention this day at twelve O Clock M in this Hall for the purpose of administering the necessary oaths of office to the Hon William Merriam a councillor elect, The Clerk was charged with and conveyed the message, A message was subsequently received from the Senate concurring in the proposition,

On motion of Mr. Bowdoin of Unity it was ordered that the Judiciary committee be instructed to enquire into the expediency of amending the acts for the preservation of certain useful birds by striking out the word "woodpecker" chapter 11 approved march 9, 1859. Sent up for concurrence.

Order from the Senate directing the committee on the State Prison to visit that institution on or before the fifteenth day of February next was read and on motion of Mr Lebroke of Whitefield laid on the table,

On motion of Mr Pike of Calais the communication of the governor relating to frauds in the election at the French settlement of Aroostook county was referred to the joint select committee having that subject under consideration. Sent up for concurrence

...

A communication was received from William Abbott signifying his acceptance of the office of executive Councillor to which he had been elected,

At the hour assigned the Senate came in and a convention was formed.

In Convention

On motion of Mr Davis of Machias the Secretary of the convention was directed to notify the Hon William Abbott that the two houses of the legislature were in convention in the Hall of the House of Representatives for the purpose of administering to him the oaths of office required by the constitution to enable him to enter upon the discharge of his official duties, The Secretary forthwith reported, that he had discharged the duty assigned him and that Mr Abbott was pleased to say that he would attend upon the convention forthwith for the purpose indicated in the message,

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82 Whereupon the Hon William Merriam attended by the heads of departments came in and in presence of the two branches of the Legislature and before the President of the Senate took and subscribed the oaths of office. The councillor and heads of departments then retired. The convention was dissolved

In the House

Petition of Albion P Chaney and 27 others to set off the town of Whitefield from the county of Lincoln and annex the same to the county of Kennebec.

Petition of H A Turner & 62 others for same

Petition of Hiram H Northey & 33 others for same

Petition of Jeremiah B Dinnell & 16 others for same

The above petitions were severally referred to the committee on Division of Counties and sent up for concurrence.

On motion of Mr Perkins of Kennebunkport the House adjourned.

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Tuesday January 18, 1859.

Prayer by the Rev Mr Young of Augusta.

The Journal of Yesterday was read and approved

Papers from the Senate.

Petition of inhabitants of school districts No 11 in Orland and No 12 in Ellsworth to be united, came from the Senate referred to the Committee on Education. Referred in concurrence

Petition of Samuel Lawrence and others of Lubec to maintain a weir below low water adjoining his land and to prevent others from building across its mouth came from the Senate referred to the committee on Fisheries. Referred in concurrence

Report of the joint select committee to examine the files of the last legislature reported an order placing the papers of the last legislature referred to this in the hands of the Secretary of the Senate for distribution to the appropriate committees except the papers relating to the Aroostook railroad which were directed to be referred to a joint select committee of three on the part of the Senate with such as the House may join. This report came from the Senate having been read and accepted and the order passed and Messrs Hamlin Anderson and McCluskey appointed said committee on the part of the Senate. The report was accepted and the order passed in concurrence and Messrs. McCrillis of Bangor, Barrows of Fryeburg, Pierce of Kittery, Dunn of Portland, Cushing of Frankfort Fish of Patten and Barbank of Lewiston were joined to said committee on the part of the House.

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On motion of Mr Talbot of East Machias it was ordered that the Secretary of the Senate be directed to take from the files of 1858 the petition of M J Talbot and others and place the same before the committee on the Judiciary. Sent up for concurrence.

Bill an act to amend section nine of chapter thirty two of the Revised Statutes relating to days of grace Laid on the table by Mr Dunn of Portland and on his motion referred to the committee on Mercantile Affairs and Insurance. Sent up for concurrence

A communication was received from Almon Lord signifying his acceptance of the Office of councillor to which he had been elected.

Petition of Ebenr S Hutchinson to be set off from the town of Albany and annexed to the town of Sumner was referred to the committee on Division of Towns Sent up for concurrence

On motion of Mr Sanborn of Parsonsfield a message was directed to be sent to the Senate proposing a convention of the two Houses of the Legislature in this Hall this day at eleven o'clock for the purpose of administering to the Hon Almon Lord the oaths of office required by the constitution to enable him to enter upon the discharge of his official duties as councillor & advise the Executive for the current year, The clerk was charged with and conveyed the message

A message was subsequently received from the Senate through its secretary signifying the concurrence of that branch in the proposition of the House for a convention as aforesaid.

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Petition of Moses Mason and 40 others of Bethel and vicinity praying for a charter for a toll bridge across the Androscoggin river at Bethel, was referred to the committee on Railroads Ways and Bridges and sent up for concurrence

Petition of Stricken Hayford to refund amount paid for tax title on Holbrook's island was referred to the committee on State Lands and State Roads and sent up for concurrence

Petition of Samuel A Gilman and two others for an act of incorporation to improve the navigation of Skitticook stream was referred to the Committee on Interior Waters. Sent up for concurrence

Petition of Governor John Neptune and 44 others Penobscot Indians for an appropriation for the support of their schools

Petition of John Neptune & others of the Penobscot Indians for an appropriation in aid of Newell Saul, Francway Dennis, Tomar Nicolar and John Francway for the purpose of rebuilding were severally referred to the committee on Indian Affairs and sent up for concurrence

Petition of John B Brown & 112 others citizens of Cumberland for an intermediate Court

Petition of Rufus Durinal for an act making the owners of Sawmills answerable for the acts of their tenants in certain cases were severally referred to the Committee on the Judiciary. Sent up for concurrence

Claim of Josiah Merrim Sheriff of Sag Co. was referred to Com on Accounts, Sent up for concurrence

86 Petition of Silas Somes and 750 others of Calais for remuneration for labor performed while in the Insane Hospital in the Summer of 1858 was referred to the committee on claims. Sent up for concurrence

At the time assigned the Senate came in and a convention was formed.

In Convention,

On motion of Mr Merrill of York the Secretary of the convention was directed to notify the Hon Almon Lord that the two branches of the Legislature were now assembled and ready to administer to him the oaths of office required by the constitution to enable him to enter upon the discharge of his official duties as councillor & adviser the Governor. The Secretary subsequently reported that he had discharged the duty assigned him and that the councillor elect was pleased to say that he would forthwith attend before the convention for the purposes indicated in the message. Whereupon the Hon Almon Lord attended by the heads of departments came into the convention and in presence of the two branches of the Legislature and before the President of the Senate took and subscribed the oaths required by the constitution The councillor and Heads of departments then retired & the convention was dissolved

On motion of Mr Brown of Carroll the Senate order relating to the committee on the State Prison visiting that institution was taken from the table, Mr Laberee moved an amendment as per sheet A which amendment he subsequently withdrew, The order was then on motion of Mr Prentiss of Bangor laid on the table

On motion of Mr Stackpole of Waterville it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of repealing the first, second

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and third sections of the 24th chapter of the revised statutes and such other sections of the same chapter as relate to the enforcement of the sections above named. sent up for concurrence.

Petition of the members of the C company of artillery in the 1st Regt. 1st Brig. and 9th Div praying that laws may be passed to give encouragement to the citizen soldiery

Petition of Wm E Gould & als for same.

Petition of T J Southard & als for same were severally referred to the committee on the Militia and sent up for concurrence.

A communication was received from the Secretary of State transmitting such returns of Insurance Companies as have been received at his office prior to this date, and the same were sent to the senate.

On motion of Mr Pike of Calais it was ordered that the committee on Finance be instructed to enquire what legislation if any is necessary in order to carry out the intent of the act of 1855 establishing a fund for the Maine State Seminary ...

Petition of the Selectmen of Somerville and six others praying for an act empowering said town to do business as other towns do was referred to the committee on the Judiciary. Sent up for concurrence

On motion of Mr Stackpole of Waterville it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of repealing the 9th section of the 32nd chapter of the revised statutes entitled of "Notaries public and Protests" said section having reference

88 to days of grace, and of making such other provisions as the repeal thereof may require, sent up for concurrence

Mr Butts of Canaan introduced the following order Ordered, that the Secretary of State be instructed to furnish to each member of this House who shall desire a copy of the same, one copy of the revised statutes upon the payment of one dollar for the same. The House refused to pass the order.

On motion of Mr Nickerson of Swanville the House adjourned

Attest George W. Wilcox Clerk

LLMC DIGITAL

Wednesday January 19th 1859

Prayer by the Rev Mr Fitch of Hallowell

The Journal of Yesterday was read and approved

Papers from the Senate

The returns of Insurance Companies made to the Secretary of State's office came from the Senate referred to the Committee on Mercantile Affairs and Insurance They were referred in concurrence.

Petition of Shepherd Berry & others for a charter of a Railroad Company by the name of the Woodstock & St Andrews Branch Railroad Company came from the Senate referred to the committee on Railroads Ways and Bridges, Referred in concurrence.

Petition of Nathaniel Churchill that the land agent may be authorized to convey to him a lot of land came from the Senate referred to the committee on State Lands and State Roads, Referred in concurrence

Petition of B. B Dudley and 7 others to be set off from the town of Mt Vernon and annexed to the town of Readfield came from the Senate referred to the Committee on Division of Towns, Referred in concurrence.

Petition of Jona B Jordan and others to make valid the doings of the town of Webster.

Report of the joint select committee on so much of the governors address as relates to protracted sessions of the legislature

Bill an act additional relating to Evidence

90. The foregoing petition, report, and bill came from the Senate referred to the committee on the Judiciary and they were severally referred in concurrence.

Petition of the Trustees of Maine Wesleyan Seminary and Female Collegiate Institute came from the Senate referred to the committee on Education. Concurred.

Claim of the Town of Charleston for bounty paid on bears came from the Senate referred to the Committee on Accounts, Referred in concurrence.

A communication was received from Nathan D Appleton signifying his acceptance of the office of Attorney General to which he had been elected.

Order directing the committee on the Reform School to visit that Institution came from the Senate passed, On motion of Mr Stackpole it was laid on the table.

Order from the Senate directing Enquiry by the Judiciary committee into the expediency of amending Sec 34 of chap 76 of the revised Statutes

" "

Order from the Senate directing the committee on State Lands and State Roads to enquire into the amount of appropriation needed for roads in Aroostook and order directing the committee on Education to enquire into the expediency of furnishing maps for Schools

The above orders came from the Senate having been read and passed. They were read and passed in concurrence

" "

Order relating to petitions for private legislation passed by the House Jany 12, came from the Senate amended and as amended indefinitely postponed, The House receded, amended in concurrence and postponed indefinitely in concurrence

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On motion of Mr Pike of Calais it was ordered that the joint standing committee on Banks and Banking be requested to enquire into the expediency of limiting still further the liabilities of directors of banks and prohibiting the loan of more than one tenth of its capital stock to any one individual person or corporation by any banking company in this State. Sent up for concurrence

On motion of Mr Brown of Mason it was ordered that the committee on Judiciary be requested to enquire into the expediency of so amending section 142 of the 6th chapt of the revised statutes as to require town treasurers to give in addition to the notice therein provided for, further notice by publishing the same in some newspaper printed in the county wherein the land named in said section may lie, if any such paper there be, and by posting up a copy of said notice at the post office of the town wherein such land is situated, and if there be no post office in said town, then at the nearest post office at least three weeks before the sale of said lands, and the notice in said paper to be published three weeks successively before said sale. Sent up for concurrence.

On motion of Mr Clark of Gray it was ordered that the judiciary committee be directed to enquire what alterations (if any) are necessary in relation to the law relative to the taxation of costs in criminal prosecutions. Sent up for concurrence

On motion of Mr Burbank of Lewiston it was ordered that the members of the Board of Agriculture during their present session be admitted to the privileges of the State Library in the same conditions as the members of the Legislature Sent up for concurrence

On motion of Mr Cole of Scarborough it was ordered that

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92 the judiciary committee be instructed to enquire if the constitution of the State of Maine Art 2 Sec 1 relating to the qualification of electors, may be so construed or understood, as that a citizen of the United States having gained a residence in any town in this State qualifying him to vote for State officers in said town, and shall remove with his family within three months next preceding the day of Election of said officers to another town, be still entitled to vote as a freeman in the town he removed from at said meeting and report thereon, Sent up for concurrence.

A communication was received from the Secretary of State transmitting reports of the superintending School committee on schools among the Penobscot Indians which together with the reports were referred to the Committee on Indian Affairs. Sent up for concurrence.

On motion of Mr Baker of Windham it was ordered that until otherwise ordered, the House will meet each Saturday at nine o'clock in the forenoon

Mr Smart of Camden from the committee on the Judiciary on Bill an act to enable the inhabitants of Camden if they shall so determine, to purchase two hundred copies of Locke's history of said town, reported the bill in a new draft and that it ought to pass, Report accepted, bill read twice and tomorrow assigned for its third reading.

Bill an act to extend the time for the location and completion of the Portland Union Railway

Bill an act in relation to bail in certain cases,

Petition of A Clay Smith and others for an act of incorporation under the name of the Oxford Mining Company with a

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bill accompanying. The foregoing bills and petition were laid on the table by Mr. Dow of Portland and referred to the committee on the Judiciary. Sent up for concurrence.

Petition of R Boynton for change of name
Petition of J H Nado for same were severally referred to the committee on change of Names.

Account of E M Field for expenses of inquest on the body of Martin B Coombs was referred to the committee on Accounts. Sent up for concurrence.

Petition of David Brown & als praying for aid was referred to the committee on Claims. Sent up for concurrence.

Petition of the officers and privates of C company of riflemen 1st Regt. 1st Brig. 9th Div for further encouragement to the volunteer militia was referred to the committee on the Militia. Sent up for concurrence

Petition of John A Peters to have money refunded which he paid for land which the State did not own was referred to the committee on State Lands and State Roads Sent up for concurrence

Petition of inhabitants of Stockton for alteration of line between the towns of Stockton and Prospect was referred to the committee on Division of Towns Sent up for concurrence

On motion of Mr Burbank of Lewiston the order relating to a change of the constitution so as to have biennial sessions of the legislature laid on the table January 10, was taken up and considered and on motion of Mr Prentiss of Bangor, the order was again laid on the table.

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On motion of Mr Perkins of Topsham it was ordered that the Judiciary committee be directed to enquire what legislation (if any) is needed in order to make the lien of laborers and material men more perfect on buildings. Sent up for concurrence.

On motion of Mr Cushing of Frankfort it was ordered that a joint select committee of five on the part of the House with such as the Senate may join be appointed by the Chair, to take into consideration such parts of the governors address, as relates to the Encroachment of the federal government upon State rights, and also upon the subject of chattel slavery and report upon the same. Read and passed and Messrs Cushing of Frankfort, Stackpole of Waterville Dow of Portland, Smart of Camden, and Blaine of Augusta were appointed said committee on the part of the House. Sent up for concurrence.

Mr Robie from the committee on Division of Towns reported an order of notice upon the petition of Tisdale Dean and others for a division of the town of Frankfort. Report accepted and sent up for concurrence.

On motion of Mr Dunn of Portland the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Thursday January 20th 1859.

Prayer by the Revd Mr Butterfield of Hallowell.

The journal of yesterday was read and approved

Papers from the Senate,

Order from the Senate directing the judiciary committee to enquire into the expediency of amending the 64th Sec of the 81st chap of the revised statutes and order directing the committee on Agriculture to inquire into the expediency of establishing a State Agricultural School in connection with an experimental farm. These orders came from the Senate having been read and passed. They were read and passed in concurrence.

Petition of Daniel Turner and 27 others inhabitants of Plymouth plantation asking to be incorporated into a town to be named "Exeter" came from the Senate referred to the committee on Incorporation of Towns,

Petition of the 13 company of Light Infantry in the 1st Regt. 7th Div for a law to encourage the volunteer militia came from the Senate referred to the committee on Militia The above petitions were referred in concurrence.

Mr Sanborn from the committee on Incorporation of Towns reported an order of notice on the petition and remonstrance of Moses Rose Vals, Also an order of notice on petition of Summers Whitney Vals Also an order of notice on petition of David Bartlett and others. Reports accepted. Sent up for concurrence

Mr Nelson from the committee on Railroads, Ways and Bridges reported an order of notice on petition

96. of Jonathan Treat and others.

Mr Stackpole from the same committee reported an order of notice on petition of Moses Mason & others,

Mr Pierce from the same committee reported an order of notice on petition of Timothy Lane. The reports were severally read and accepted and sent up for concurrence

Bill an act to enable the inhabitants of Camden if they shall so determine, to purchase two hundred copies of Locke's history of said town, This bill was read the third time. Passed to be Engrossed and sent up for concurrence

On motion of Mr Pike of Calais a message was ordered to be sent to the Senate, proposing a joint convention of the two Houses, this day at twelve o'clock for the purpose of choosing a Land Agent for the current political year. The clerk was charged with and conveyed the message. A message was subsequently received from the Senate through its Secretary announcing that the Senate nonconcurred with the House in the proposition for a convention to elect a Land Agent.

A communication was received from the Secretary of State, transmitting for distribution the reports of the Warden and Inspectors of the Maine State Prison for the year ending Dec 31, 1858.

Petition of J D Warren for Jerusalem Royal Arch Chapter for an act of incorporation, with a Bill accompanying entitled, An act to incorporate the officers and members of Jerusalem Royal Arch chapter. The petition and bill were referred to the Committee on the Judiciary and sent up for concurrence

Petition of Robert Martin and others of the Board of Agriculture for a book case and cabinet. Was referred to the committee on Agriculture. Sent up for concurrence

Petition of a committee of the town of Prospect to set off a part of Stockton and annex the same to the town of Prospect. Was referred to the Committee on Division of Towns and sent up for concurrence.

Petition of Daniel Craig and others of Readfield for a charter of a Mutual Insurance Company under the name of "Readfield Farmers Mutual Insurance Company" Was referred to the Committee on Mercantile Affairs and Insurance. Sent up for concurrence.

Petition of George M. White & 41 others of Dead river praying for an appropriation to build a bridge across Dead river at or near George M. White's ferry on the county road leading from Lexington to Flag Staff was referred to the Committee on State Lands and State Roads and sent up for concurrence

Mr Robie from the Committee on Division of Towns reported an order of notice on petition of Nelson Dingley and others which was read and accepted and sent up for concurrence

Report of the Judiciary Committee reporting legislation in expedient on order enquiring into the expediency of amending the 9th Sec of chap 32 of the revised Statutes came from the Senate having been read and accepted It was read and accepted in concurrence

The order relating to biennial sessions, was on motion of Mr Webb of Freeport taken from the table, amended as per sheet A, and as amended passed and sent up for concurrence

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The order directing the Committee on the Reform School to visit that institution, was taken from the table on motion of Mr Stackpole of Waterville, Mr Lebroon of Whitefield moved to amend the order as per sheet A, On motion of Mr Smart of Camden the order was laid on the table

On motion of Mr Philbrook of Sedgwick it was ordered that the Committee on Education be instructed to enquire whether any changes are required in the laws regulating the annual returns made by the Superintending School Committees to the office of the Secretary of State, Sent up for concurrence

A message was received from the Senate through its Secretary announcing to the House that the Senate had receded from its vote, nonconcurring with the House and had voted to concur in the House proposition for a joint convention this day at twelve oclock for the purpose of electing a Land Agent for the current political year

At the hour assigned the Senate came in and a Convention was formed

In Convention,

On motion of Mr Thissell of Penobscot a Committee of seven was raised to receive, sort and count the votes for Land Agent, Messrs Thissell of Penobscot Barnes of Lincoln, Cole of Gouldsborough, Whitehouse of Smithfield, Palmer of Barnard, Butts of Canaan and Carlton of Unity were appointed the Committee Having attended to the duty assigned them the Committee reported the whole number of votes to be one hundred and fifty three 153

Necessary to a choice seventy seven 77

North Barker had one hundred and fifteen 115

Philip Eastman had thirty Eight 38

The report was accepted and North Barker was declared the elected Land Agent for the current political year

The Senate then retired and the Convention was dissolved

Mr Blaine of Augusta from the Committee on joint rules and orders, reported the joint rules of the last Legislature and the rules of the House with certain amendments. The report was under consideration and pending when

On motion of Mr Wells of Freeport the House adjourned

Attest. George M. Wiley Clerk.

LLMC DIGITAL

Friday January 21st 1859.

Prayer by the Revd Mr Fuller of Hallowell

The journal of Yesterday was read and approved

Papers from the Senate

Report of the committee on Railroads Ways and Bridges reporting an order of notice on petition of Shepherd Cary and others came from the Senate having been read and accepted, The House concurred

Bill an act additional to chapter seventy one of the revised statutes, came from the Senate referred to the committee on the Judiciary, Referred in concurrence

Order directing the claims of John E Fogg & als to be taken from the files and laid before the committee on Accounts came from the Senate passed, Passed in concurrence

Petition of Ephraim S Treat and Son of Eastport for protective legislation in the experiment they are now carrying on for the artificial breeding of fish, came from the Senate referred to the committee on Fisheries

Petition of Washington A Vaughan & 29 others for license to cut logs on township 14 Range 3 West from the east line of the State came from the committee referred to the committee on State Lands and State Roads. These petitions were referred in concurrence.

Report of the committee on rules of the House was taken up and considered and the amendments proposed by the committee were adopted and the report thus accepted,

Mr Greenleaf from the Judiciary Committee reported an order of notice on the petition of Jona B Jordan &als. Report read and accepted & sent up for concurrence

On motion of Mr Libbey of Penobscot it was ordered that the use of this Hall be granted to the Rev Cyril Pearl on the evening of Thursday next 27th inst for the purpose of delivering a lecture on the past, present and future of Maine.

On motion of Mr Abbott of Elliot it was ordered that the Judiciary committee be instructed to enquire into the expediency of repealing so much of the 78th Section and succeeding sections of chapter 82 of the revised statutes as serves to authorize interested parties in suits to testify in their own behalf.

On motion of Mr Clough of Bethel it was ordered that the Judiciary committee be instructed to enquire into the expediency of amending Chapter 111 Sect 8 Revised Statutes by adding to the end of said section "or has received or taken indemnity against such contract after arriving at said age, so that the section will read as follows, Sect 3 No action shall be maintained on any contract made by a minor unless he or some other person lawfully authorized ratified it in writing after he arrived at the age of twenty-one years except for necessaries or real estate of which he has received the title and retains the benefit or has received or taken indemnity against such contract after arriving at said age,

On motion of Mr Smart of Camden it was ordered That the committee on Judiciary be requested to inquire into the expediency of amending Sec 12, chap 63 of the revised statutes by inserting after the word "nor" in the second line of same section the words "himself nor any partner of said firm, they being engaged in the practice of the law.

102. On motion of Mr Dow of Portland it was ordered that the Committee on Finance be instructed to enquire into the Expediency of the appointment of a commission to sit in the recess of the Legislature, to prepare a just and Equal valuation of the state, as a basis of taxation for the ensuing decade commencing with 1860

On motion of Mr Folsom of Camden it was ordered That the Committee on Judiciary be instructed to enquire into the Expediency of further Legislation for the protection of the rights of defendants in malicious suits at law without cause

On motion of Mr Perley of Naples it was ordered that the Committee on the Judiciary be directed to enquire into the Expediency of amending an act entitled an act additional to chapter 4 of the revised statutes relating to Elections approved February 22, 1858 so as to render it imperative upon towns to use the check list in the election of all town officers, except moderators, required by law to be chosen by ballot, and that the electors shall be required to give in their votes for such officers on one ballot.

On motion of Mr Prentiss of Bangor it was ordered that the Committee on Mercantile Affairs and Insurance is instructed to enquire whether section 21 of chap 49 of the revised statutes needs amendment so as to require foreign insurance companies to publish the condition of their affairs in the counties where they have agents and whether such companies do not take advantage of the too indefinite language of the present law to defeat its object

On motion of Mr Brown of Wilton it was ordered that so much of the governors address as relates to retrenchment & economy in the public expenditures be referred to a joint select committee of five on the part of the House with such as the Senate may join with instructions to enquire whether any reduction can be made in the salaries of the

heads of departments or in the pay of any of the subordinates of this government including the Employees of the two Houses without detriment to the public service and that they be further instructed to enquire if there are any offices that can be dispensed with, without hindrance to the performance of the legitimate public business

The foregoing orders were severally read and passed and sent to the Senate for concurrence.

The order of inquiry in relation to the salaries of heads of departments introduced by Mr Brown of Mason on Jany 14, and laid on the table, was, on motion of Mr Brown taken from the table and withdrawn by him by leave of the House.

Bill an act additional in relation to the Insane Hospital, Laid on the Table by Mr Prentiss of Bangor and on his motion referred to the Committee on Insane Hospital

Petition of Levi Cutler & 180 others for an appropriation on a road leading from Kingsbury to the Blanchard South of the Mountain

Petition of Abagail Van Meter that the Land Agent be authorized to convey to her lot No 38 in Township No 4 Indian purchase, These petitions were referred to the committee on State Lands and State Roads

Petition of George A Pierce and others for an act empowering them to maintain a burying ground, was referred to the committee on the Judiciary

Petition of T O Brown & 20 others of Paris and Norway to set off a range of lots from Paris and annex the same to Norway was referred to the committee on Division of Towns,

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104. Petition of the Trustees of Westbrook Seminary for an appropriation in aid of said Seminary was referred to the committee on education.

The foregoing bill and petitions were sent to the Senate for concurrence

Petition of George M. Lancaster for repayment of money paid to the state for taxes, presented by the Selectmen of Bangor and on his motion laid on the table.

On motion of Mr Pooley of Palermo the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Saturday January 22. 1859.

Prayer by the Rev Mr Hanson of Gardiner

The Speaker announced the absence of the clerk and on motion of Mr Goodenow of Alfred it was ordered that in the absence of the clerk Charles A Miller be appointed clerk pro tem,

Mr Goodenow accompanied the clerk pro tem to the council chamber where he took and subscribed his oaths required by law to qualify him for the discharge of his official duties,

The journal of yesterday was read and approved,

A message was sent to the Senate by Mr Abbott of Etna, that in the absence of the clerk the House had elected Charles A Miller clerk pro tem. A similar message was sent to the Governor and Council by Mr Perley of Aroostook. Those gentlemen subsequently reported that they had discharged the duty assigned them

Papers from the Senate

Report of the committee on joint rules and orders for the government of the two Houses for 1859 adopting the joint rules and orders of 1858 came from the Senate read and accepted and was accepted in concurrence

The Speaker announced as the committee contemplated by the order introduced by Mr Brown of Wilson on the 21st inst Messrs Brown of Mason, Prentiss of Bangor, Cushing of Frankfort, Dow of Portland, and Hasty of Cape Elizabeth Also as the committee contemplated by the order

 relating to biennial Sessions Messrs Prentiss of Bangor Wells of Freeport, Parker of Mt Desert, King of Westbrook Carr of Bowdoinham, Millet of Norway & Darling of Bucksport

Mr Pike from the committee on Finance on order relating to the Maine State Seminary reported a resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary. Report accepted resolve read once and Wednesday next assigned for its second reading.

Mr Robie from the committee on Division of Towns reported order of notice on petition of James Staples & als. Mr Stevens from same committee reported order of notice on petition of B. B Dudley & als Mr Libbey from same committee reported an order of notice on petition of D J Haynes & als Mr Jordan reported an order of notice on petition of Ebenezer S Hutchinson.

Mr Hasty from the committee on Fisheries reported, order of notice on petition of Samuel Lawrence

Mr Nash from the committee on Division of Towns reported an order of notice on petition of Simon Stone & Mary Barton The reports were severally accepted Sent up for concurrence

Petition of the town of Pittston for allowance for the transportation of three indians from Pittston to Bangor

Claim of Albert D White Sheriff of Oxford County. The petition and claim were referred to the committee on claims and sent up for concurrence

Petition of James Hawner 2d of Eden for change of name was referred to the committee on Change of Names.

Petition of George W. Lanabee for repayment of money

paid to the State for taxes, was taken from the table and referred to the Committee on Finance

Petition of Thomas Webb for a pension in aid of for same petition was referred to the Committee on Military Pensions

Petition of John Dolby and 16 others of Gray praying that their respective lands in "Gray Surplus" so called may be annexed to the town of Gray, was referred to the Committee on Incorporation of Towns

Petition of Alden Blossom & 159 others of Booth bay & Southport to be incorporated to build a free bridge across Campbello bays was referred to the Committee on Railroads Ways and Bridges. The foregoing petitions were sent to the Senate for concurrence

On motion of Mr Fuller of Milton it was ordered that the Judiciary Committee be instructed to enquire into the expediency of so amending the revised Statutes chap 136 Sec 7. as shall oblige justices to pay into the county treasuries the fines accruing from criminal prosecutions agreeably to the design of said section.

On motion of Mr Mitchell of Livingston it was ordered that the petition of Thomas Webb for a pension with the accompanying papers on which "leave to withdraw" was granted by the last legislature be taken from the files and referred to the Committee on Military Pensions

On motion of Mr Laberee of Whitefield it was ordered that the Joint Standing Committee on Railroads Ways and Bridges. be instructed to enquire into the expediency of repealing the additional act to increase the tolls on the Gardiner and Pittston Bridge. The orders were sent up for concurrence

108. On motion of Mr Jordan of Poland it was ordered that the Committee on State Reform School be directed to enquire into the expediency of altering the law passed March 27. 1858 whereby it excluded all pupils from said school under eleven years of age instead of nine, for reasons given in the report of the Superintendent of said institution

On motion of Mr Fuller of Wilton it was ordered that the Committee on Education be instructed to enquire into the expediency of amending the 52nd Sec of chap 11 of the revised Statutes by striking out all after "Law" in the fourth line, and inserting "Such sum as the towns shall determine" — The above orders were sent up for concurrence.

Report of the Committee on State Lands and State Roads on petition of A Mayhood recommending the reference of the same to the committee on Finance. Report read and accepted and petition referred to Finance Committee

On motion of Mr Cushing of Frankfort the final order relating to printing and binding, was taken from the table and the question being upon the adoption of the proposed amendment A, and the House having ordered that when that question was taken, it be taken by Yeas and Nays and it was so taken and the amendment was rejected by Yeas 35 Nays 66 as follows, Those who voted in the affirmative were Messrs Abbott, Bishop, Blanchard, Carson, Churchill Clark, Clough, Cotton, S F Coombs, Cyr, Day, Fish, Jared Fuller, Gibbs, Goodrich, Greeley, Harding, Hasty, King J Libbey, Mowers, Nash Payson, Pierce, Piper, A Sanborn M G Shaw, Smart, E Stevens, Smith, Talbot, Watts, Weeks Wells, Woodcock,

Those who voted in the negative were Messrs Andrews, Baker, Benton, Bartlett, Blaine

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Blake. Brain. E Brown, G H Brown, Burbank. Carter, Carey
Chadbourne, Chadwick, Cobb, Cole, Cushing, Darling
Dow, Estes, R B Fuller, L H Folsom, N Folsom, Garcia, Gordon
Gurney, Haines, Harmon, Heal, Hill, Hobbs, Holmes
Horton, Huston, W J Johnson, Jordan, Laberee, Laughton,
D T Libbey, Mc Crillis, Mc Farland, Millett, Mitchell
Nickerson, Palmer, Parker, Percival, S A Perkins
Perley, Philbrook, Pike, Prentiss, Rackliff, Rice, Ridlon
Robie, Robinson, L Sanborn, N Shaw, Small, J Smith
L P Smith, Sprague, Thomas, Whitehouse, Wordman

The question then occurred on the passage of the order in concurrence, Mr Smart of Camden moved that the question be taken by Yeas and Nays and the House so ordered and being so taken, the order was passed in concurrence by Yeas 70 Nays 29 as follows,

Those who voted in the affirmative were Messrs Andrews, Baker, Banton, Barrows, Bartlett Blaine, Blake, E Brown, G H Brown, Burbank, Carson Carter, Carey, Chadbourne, Chadwick, Cole, Corson, Cushing Cyr, Darling, Estes, R B Fuller, L H Folsom, N Folsom Garcia, Gordon, Gurney, Haines, Harmon, Heal, Hill Hobbs, Holmes, Horton, Huston, W J Johnson, Jordan Laberee, Laughton, D T Libbey, Mc Crillis, Mc Farland Millett, Mitchell, Nickerson, Palmer, Parker, Percival S A Perkins, Perley, Philbrook, Pike, Prentiss, Rackliff, Ridlon Robie, L Sanborn N Shaw, Small, J Smith, L P Smith, Sprague, Thomas, Thomes, Mills, Whitehouse, Wilson, Wordman

Those who voted in the negative were Messrs Bishop, Blanchard, Churchill, Clark, Corliss S F Coombs, Fish, Foster, Gibbs, Goodrich, Greeley, Harding Hasty, King, J Libbey, Meyers, Nash, Payson, Rice, Pierce A Sanborn, M G Shaw, Smart, E Stevens, Sweet, Talbot Watts, Melvin Woodcock,

On motion of Mr Burbank of Lewiston the House adjourned. Attest. Chas A Miller Clerk pro tem

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110. Monday January 24, 1859.

Prayer by the Rev Mr Bailey of Gardiner.

The journal of Yesterday was read and approved.

Papers from the Senate.

Petition of Mitchell Francis for payment of annuities

Petition of Solomon Francis, Jos Francis, & F S Francis for payment of annuities, The petitions were referred by the Senate to the Committee on Indian Affairs. The House concurred

Petition of William Dingley and others for a union of the towns of Auburn and Danville, was referred by the Senate to the Committee on Incorporation of Towns. Referred in concurrence.

Report of the Committee on the Judiciary on Bill an act to extend the time of the location and completion of the Portland Union Railway, reporting the bill in a new draft and that it ought to pass.

Report of the same Committee on Bill an act to incorporate the Oxford Mining Company reporting the bill with an amendment and that the same ought to pass. The above reports came from the Senate having been severally read and accepted and the bills passed to be engrossed The reports were severally read and accepted in concurrence. Bills each read twice, and tomorrow assigned for the third reading of each.

The order which passed the House on January 22d referring so much of the Governor's address as relates to retrenchment and economy in the public expenditures

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came from the Senate amended as per sheet A, and as amended passed, and Messrs Barnes, Harris and Holt joined said Committee on the part of the Senate. The House receded and concurred with the Senate in the adoption of the amendment and as amended passed the orders in concurrence.

A message was received from the Senate through its Secretary, informing the House, that the Senate in the absence of its President, had elected the Hon Elijah L Hamlin as President pro tem.

The Speaker announced the appointment of Mr Heal of Boothbay to supply a vacancy existing in the Committee on Public Buildings

On motion of Mr Hasty of Cape Elizabeth it was ordered that the Committee on Mercantile Affairs and Insurance be requested to inquire into the expediency of passing an act to protect the beacons and buoys on the coast of Maine from molestation and displacement in consequence of fastening vessels, scows and rafts to the same. Sent up for concurrence.

Petition of Mark F Wentworth of the B Company of Artillery. 1st Regt. 1st Brig. 1st Div for law to incorporate the citizen soldiery.

Petition of M F Wentworth and 54 others citizens of Kittery and members of B company of Artillery 1st Div of Maine Vol Militia asking for an appropriation to build a gun house or armory. These petitions were severally referred to the Committee on the Militia and sent up for concurrence.

Petition of Enoch Lunney and others for an act to authorize

school district No 1 in the town of Fremont to raise money for the support of schools was reperred to the Committee on Education. Sent up for concurrence

Petition of Abel D Tyler and Albion Jones asking compensation for arresting criminals, who had escaped from prison was reperred to the committee on the Judiciary. Sent up for concurrence.

Mr Rice from the Committee on Manufactures reported leave to withdraw on petition of J G Blaine Wals for authority to construct a line of telegraph between Augusta and Skowhegan. Report accepted and sent up for concurrence.

On motion of Mr Pike of Calais it was ordered that 600 copies of the rules and orders, with the constitutions of the United States, and of Maine, the census of 1850 State valuation of 1850, Senatorial and representative apportionments, Presidential vote of 1856 gubernatorial and congressional votes of 1858, with the usual lists of members, and committees, and a diagram of the House, be furnished for the use of the House,

...

On motion of Mr Day of Hallowell it was ordered that the Judiciary Committee be instructed to prepare & report a bill for a law authorizing the several towns to procure the writing and publication of town histories at the expense of the towns.

...

On motion of Mr Barbour of Lewiston it was ordered that the petition of the Trustees of Waterville college praying for aid be taken from the files and reperred to the committee on Education.

On motion of Mr Rice of Hampden it was ordered that the committee

on the Judiciary be instructed to enquire what further legislation is necessary to give married women the right to testify in suits in which their husbands are interested

On motion of Mr Day of Hallowell it was ordered that the Judiciary committee be instructed to enquire into the expediency of amending chap 88 sec 10 of the revised statutes relating to costs.

On motion of Mr Mitchell of Limington it was ordered that the petition of the Trustees of Limington Academy for aid, with the accompanying papers be taken from the files and referred to the committee on Education

The foregoing orders were severally read and passed and sent to the Senate for concurrence.

The Speaker announced the committee on the part of the House, on the Senate order in relation to printing and binding as follows. Goodenow of Alfred, Stackpole of Waterville, Millet of Norway, Small of Temple, Rider of Washington, Estes of Trenton and Fish of Patten.

Bill an act to enable the inhabitants of Camden, if they shall so determine, to purchase two hundred copies of Locke' history of said town, was reported by the committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted, signed by the Speaker and sent to the Senate

Petition of the Board of Supervisors of the County of Leavenworth in the Territory of Kansas to refund amount expended in case of John Richards an insane citizen of this State was referred to the committee on claims. Sent up for concurrence

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1114 Petition of A Tillson & 12 others for an appropriation to repair the road called the Allagash road in the County of Aroostook was referred to the Committee on State Lands and State Roads. Sent up for concurrence

On Motion of Mr Robie of Gorham, the House reconsidered the vote whereby it accepted the report of the committee on Division of Towns ordering notice on the petition of T J Haines and others, amended this report by striking out the word "fourth" and inserting instead thereof the word "eleventh". The report was accepted as so amended and sent up for concurrence

On motion of Mr Rice of Hampden the House adjourned

Attest, George F. Miles, Clerk.

LLMC DIGITAL

Tuesday January 26, 1869.

Prayer by the Rev Mr Randall of Gardiner

The Journal of Yesterday was approved

Papers from the Senate.

Petition of the Selectmen of Blanchard for pay for the support of an insane pauper came from the Senate referred to the committee on the Insane Hospital. Referred in concurrence.

Report of the committee on Agriculture on petition of Robert Martin Dale for book case and cabinet reporting a resolve entitled "Resolve authorizing a book case and cabinet to be constructed in the agricultural room in the State House came from the Senate the report having been read and accepted and the resolve passed to be engrossed, Report accepted in concurrence. resolve read once and Wednesday Feby 2d assigned for its second reading.

Bill an act to regulate the practice of attorneys at law and other persons allowed to practice in courts, came from the Senate referred to the committee on the Judiciary. Referred in concurrence

Claim of Albert D White sheriff of Oxford county came from the Senate, that branch nonconcurring in the reference of said claim to the committee on claims and referring the same to the committee on Accounts. The House receded and concurred in the reference to the committee on Accounts.

Bill an act to extend the time for the location

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and completion of the Portland Union Railway

Bill an act to incorporate the Oxford Mining Company

The forgoing bills having each had three several readings were severally passed to be engrossed in concurrence.

Bill an act to incorporate the Saccarappa Gas Light Company.

Petition of Jedediah Jewett & als for a bankrupt Law.

Petition of Joshua Richardson & als for an act of incorporation for a Gas Light Company were severally referred to the committee on Mercantile Affairs and Insurance. Sent up for concurrence

Bill an act for the incorporation of the Somerville Manufacturing Company. was referred to the committee on Manufactures. Sent up for concurrence

On motion of Mr Dow of Portland it was ordered that the bill Entitled an act for the relief of insolvent debtors, be taken from the files of the last legislature and referred to the committee on Mercantile Affairs and Insurance

On motion of Mr Hutton of Dexter it was ordered that the committee on Education be instructed to Enquire whether any and what legislation is necessary concerning the frequent changes of text books used in public schools, The above orders were sent to the Senate for concurrence

Petition of Stephen H Read & others of Lewiston for aid to Westbrook Seminary was referred to the Committee on Education, Sent up for concurrence

Petition of Sewall Preble & 142 others of Bowdoinham for additional legislation to prevent the erection of weirs below low water mark in the tide waters of the Kennebec river and its branches was referred to the committee on Fisheries. Sent up for concurrence

On motion of Mr Gilbert of Bath it was ordered that the joint standing committee on the Judiciary enquire into the expediency of an amendment of the eleventh section of chap 21 of the revised statutes so that the constitutional rights of persons may be protected. Sent up for concurrence.

Mr Whitehouse from the Committee on Interior Waters reported an order of notice on petition of Samuel A Gilman & others. Report accepted and sent up for concurrence.

Petition of Bion Bradbury and others for an increase of the salary of the judges of the Supreme Judicial Court was referred to the committee on the Judiciary and sent up for concurrence

Petition of Marlboro Packard & 5 others for an act of incorporation as the Master, Wardens and members of the Mariners Lodge, Searsport Waldo County was referred to the Committee on the Judiciary Sent up for concurrence

Bill an act to incorporate the officers and members of Mariners Lodge accompanying the preceding petition was referred to same committee and sent up for concurrence.

Bill an act to repeal an act approved March 27th 1858, regulating the taxation of costs was by leave laid on the

table by Mr Rice of Hampden and on his motion referred to the committee on the Judiciary and sent up for concurrence.

On motion of Mr Nickerson of Bramville it was ordered that the joint select committee to which was referred the bill providing for biennial sessions be instructed to report a bill at an early day, sent up for concurrence

On motion of Mr Stevens of Michigan it was ordered that all members of this House representing towns engaged in the fishing business, be requested to ascertain as far as possible the number of vessels engaged in the trade, the aggregate tonnage of such vessels and the value of the fares caught the present season and report the same to the Committee on Fisheries. Sent up for concurrence.

Petition of Joshua Sawyer & others for an act regulating the flowing of certain land in the town of Fremont, was referred to the committee on Interior Waters, Sent up for concurrence

On motion of Mr Prentiss of Bangor the House reconsidered the vote whereby it passed the order directing the committee to which was referred the bill providing for biennial sessions to report the bill at an early day. Mr Prentiss then moved to strike from the order the words "the bill" And this was the question pending, when the House

On motion of Mr Holmes of Penn Adjourned.

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Wednesday January 26th 1859

Prayer by the Rev Mr Hanson of Gardiner.

The Journal of Yesterday was read and approved

Papers from the Senate.

Report of the committee on Fisheries on petition of A S Treat & Son of Eastport reporting a bill entitled an act to protect and encourage the artificial breeding of fish. This report came from the Senate having been read and accepted, the bill amended as per sheets A & B and as amended passed & be engrossed. The report was read and accepted in concurrence, the bill read twice and tomorrow assigned for its third reading.

Petition of Samuel Longfellow &als that certain lands may be set off from the town of Manchester and annexed to the city of Hallowell was opened & the Committee on Division of Towns. Sent up for concurrence

The order introduced yesterday by Mr Nickerson of Bangor was amended by striking out the word "the bill" and as amended passed. Sent up for concurrence

Petition of J Whitecalf and others of Mi'kmaq asking that provision may be made for the education of feeble minded and idiotic children, was referred to the joint select committee having that subject under consideration. Sent up for concurrence.

Bill an act relating to the Grocers Bank at Bangor. Laid on the table by leave, by Mr Rents of Bangor and on his motion referred to the committee on Banks & Banking sent up for con

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120 Mr Lebroke from the Committee on the Judiciary on bill an act to abolish punishment by death referred from the last legislature reported the bill and that it ought not to pass. Also reported legislation inexpedient on order directing enquiry into the expediency of increasing the bounties on bears and wolves and other wild animals, also legislation inexpedient on order directing enquiry into the expediency of repealing the bounties on wild animals, The reports were severally read and accepted and sent up for concurrence

On motion of Mr Lebroke of Foxcroft it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of amending section 1 of chap 91. of the revised statutes by striking out of said section the following clause viz made to secure payment of more than thirty dollars.

On motion of Mr Lebroke of Foxcroft it was ordered that the Committee on Railroads Ways and Bridges be directed to enquire whether any further legislation is necessary to protect the interests of toll bridges and ferries or any additional act necessary to carry into effect the provisions of chap 20 of the revised statutes relating to ferries. These orders were sent up for concurrence

Petition of J F Spaulding and another for extension of time to cut timber on east half of township No 2 range 5 west from the East line of the state was referred to the Committee on State Lands and State Roads and sent up for concurrence

Mr Gilbert from the Judiciary Committee on petition of J D Warren reported a bill entitled an act for the incorporation of the Jerusalem Royal Arch chapter and that the same ought to pass

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Mr Smart from the same committee on petition of Andrew Fletcher & als reported a bill entitled an act to make valid the doings of school district No 14 in the town of Troy. The above reports were severally read and accepted, the bills each read twice and tomorrow assigned for the third reading of each

Mr Robie from the Committee on Division of Towns reported an order of notice on petition of Samuel Lenfellow & als. Also order of notice on petition of T O Brown & als Reports accepted and sent up for concurrence

Reports of the Judiciary Committee reporting an order of notice on petition of Selectmen of Fayette, also ordering notice upon petition of Rufus Dwinal came from the Senate having been read and accepted They were read and accepted in concurrence,

Resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary was reported by the Committee on Bills in the Third Reading the report accepted and the resolve read the second time and passed to be engrossed and sent up for concurrence,

Petition of Thomas Mayberry & als for an act of incorporation by the name of the Windham Mutual Fire Insurance Company was referred to the Committee on Mercantile Affairs and Insurance Sent up for concurrence

On motion of Mr Garvin of Acton it was ordered that the Committee on Judiciary be directed to enquire into the expediency of providing by law for the protection of the pickerel in Garvin's pond, also so much of Great East and Horn ponds as lie within the State of Maine and the County of York,

 On motion of Mr Gilbert of Bath it was ordered that the petition of Wm B Delano for relief from a note held by the State & from losses by reason of the State's taking logs purchased by him be taken from the files of the last legislature and referred to the committee on claims with power to summon witnesses and procure the production of the necessary papers. The foregoing orders were sent to the Senate for concurrence.

Petition of W. W. Willard & als citizens of Brownville for an act to legalize the doings of the assessors of said town in making an assessment upon school district No 2 in said town, was referred to the Judiciary Committee. Sent up for concurrence.

Petition of company A of cavalry in the 2nd Brig. 5th Div for encouragement to the citizen soldiery, was referred to the Committee on Militia. Sent up for concurrence.

Mr Laberce of Whitefield introduced the following order which, on motion of Mr Wells of Freeport was laid on the table. Ordered that the Committee on the Judiciary be directed to enquire into the expediency of amending an act for the suppression of drinking houses and tippling shops, chap 33. approved March 25, 1858 by striking out in the fifth section the sixth line after the words some suitable person as agent and insert "as many suitable persons as agents as may be required by the local situation of the city or town. In the ninth line after the words "and such agent" strike out "agents" and insert "agents" In the fifteenth line strike out the words "no such agent" and insert the words "no such agents" In section six first line, strike out the word "agent" and insert the word "agents"

On motion of Mr Greeley of Palermo the House adjourned

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Thursday January 27th 1859.

Prayer by the Rev Mr Sanderson of Augusta

The Journal of Yesterday was read and approved.

Papers from the Senate.

A communication was received from the Hon Noah Barker signifying his acceptance of the Office of Land Agent to which he has been elected.

Report of the Committee on Mercantile Affairs & Insurance on bill "an act to amend the charter of the Piscataquis Mutual Insurance Company" reporting the bill ought to pass. This report came from the Senate having been read and accepted and the bill passed to be Engrossed. Report accepted in concurrence, and on motion of Mr Lebroke of Foxcroft the rules were suspended and the bill was read three several times and passed to be Engrossed in concurrence

Bill an act to make valid the doings of School dis trict No 14 in the town of Troy.

Bill an act to incorporate the Officers and members of Jerusalem Royal Arch Chapter.

The foregoing bills were each read three times severally and passed to be engrossed. Sent up for concurrence.

Petition of G A Abbott Vals in aid of Westbrook Seminary was referred to the Committee on Education Sent up for concurrence

Mr Pike of Calais presented the credentials of Perl Tomah a representative of the

124 Passamaquoddy indians, which were referred to the Committee on Indian Affairs. Sent up for concurrence

Report of the Committee on Manufactures, on the petition of Gilbert Gitterhall & als, reporting a bill entitled an act to incorporate the Oriental Powder Company. This report came from the Senate having been read and accepted and the bill passed to be engrossed. Report read and accepted in concurrence, bill read twice and tomorrow assigned for its third reading.

Petition of Hiram Bass & 772 others citizens of Camden for the incorporation of the County of Knox and that Camden be made the Shire town, was referred to the Committee on Division of Counties. Sent up for concurrence

Petition of James Bell & 275 others that Skowhegan may be made the Shire town of Somerset County;
Petition of George Whitney & 11 others for same
Petition of Hiram Burrill & 175 others for same
Petition of John Morrill & 97 others for same
Petition of B Smith 2d & 26 others for same
Petition of Norris Keen & 48 others for same,
Petition of E A Boynton & als for same. The above petitions were severally referred to the Committee on the Judiciary and sent up for concurrence

Petition of Hiram J Armstrong and others of Letter G, for incorporation and remonstrating against a division thereof was referred to the Committee on Incorporation of Towns. Sent up for concurrence

On motion of Mr Perley of Naples it was ordered that the report of the Trustees and superintendent of the State Reform School be referred to the Committee on the State Reform School. Sent up for concurrence

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Mr Folsom from the Committee on Railroads Ways and Bridges reported an order of notice on order relating to repeal of an act concerning toll on Gardiner & Pittston bridge

Mr Ridley from the same Committee reported an order of notice on petition of Alden Blossom & als.

Mr Foster from the Committee on Incorporation of Towns reported an order of notice on petition of Wm Dingley & als

Mr Casey from the same committee reported an order of notice on petition of S L Boulter & als.

Mr Brown from the same committee reported an order of notice on petition of Daniel Turner & als The above reports were severally read and accepted and sent up for concurrence

Mr Dorr from the Committee on Mercantile affairs and Insurance on petition of Joshua Richardson & als reported leave to said petitioners to bring in a bill entitled an act to incorporate the Saccarappa Gas Light Company. Report accepted. bill read twice and tomorrow assigned for its third reading

On motion of Mr Perley of Naples the House adjourned

Attest George W. Wilcox Clerk.

LLMC DIGITAL

 Friday January 28th 1859.

Prayer by the Rev Mr Tappan of Augusta,

The Journal of Yesterday was read and approved

Papers from the Senate

Remonstrance of Nelson Libby & 124 others of Isles boro against the incorporation of the county of Knox came from the Senate referred to the Committee on Division of Counties, Referred in Concurrence.

Petition of Francis Stevens & 95 others of Gardiner and vicinity for an act to compel the owners of the Kennebec Dam to build and keep in repair a sufficient fish way in said dam.
Petition of John K Libby & 81 others for same
Petition of Stephen Crosby & 29 others for same
Petition of Abijah Crosby & 24 others for same
Petition of James Moses & 21 others for same all came from the Senate referred to the Committee on Interior Waters, They were referred in Concurrence

Petition of B Williams & 89 others of Gardiner for an act to prohibit the erection of fish weirs below low water mark in Kennebec River, came from the Senate referred to the Committee on Fisheries, Referred in Concurrence

Petition of Henry Wilson of Albion Still that the Land Agent be authorized to sell him a lot of lands came from the Senate referred to the Committee on State Lands and State Roads, Referred in Concurrence

Report of the Committee on Division of Counties rejecting an order of notice on petition of Jeremiah B Dennett

and Othis came from the Senate having been read and accepted. Read and accepted in concurrence.

Report of the Committee on Division of Counties on bill an act to establish the county of Madamaska, referred from the last Legislature, reporting the bill and that it ought not to pass. This report came from the Senate having been read and accepted, It was read and accepted in concurrence.

A communication from B. D Peck Esqure signifying his acceptance of the Office of Treasurer and transmitting his official bond for approval came from the Senate referred to the Committee on Treasurer Accounts: Concurred.

The order which passed the House on Janu 26 on motion of Mr Garvin of Acton directing the Judiciary committee to enquire into the expediency of protecting the pickerel in Garvin's pond &c, came from the Senate amended by striking out the word "Judiciary" and inserting in stead thereof the word "Fisheries" and as amended passed The House receded and concurred in the Senate amendment and passed the order in concurrence,

Bill an act to incorporate the Oriental Woolen Company was read the third time and passed to be engrossed in Concurrence.

Petition of the Officers and members of King David's Lodge of Lincolnville for an act of incorporation was referred to Judiciary Committee. Sent up for con

Bill an act to incorporate the Saccarappa Gas Light Company, was read the third time passed to be Engrossed and sent up for concurrence

Mr Stevens from the Committee on Elections on

128 the remonstrance of George L Howard against the right of Milton S Shaw to a seat in this House reported a Statement of facts which on motion of Mr Stackpole was laid on the table,

On motion of Mr Wadman of Oxford it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of repealing Sec 14th of Chap 6 of the revised Statutes and to see if Sec 98 of said Chap does not give tax payers all the remedy that is required. Sent up for concurrence,

Mr Prentiss from the Committee on State Lands and State Roads on petition of N A Vaughan &als. reported a resolve authorizing the Land Agent to permit on townships designated for settlement for local use.

Mr Goodenow from the Judiciary Committee on so much of the Governor's address as relates to a change in the manner of conducting capital trials reported a bill entitled an act in relation to the trial of capital cases,

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Mr McCrillis from the Committee on Banks and Banking on petition of Samuel Lanabee &als reported a bill entitled an act to incorporate the Mercantile Bank. The above reports were severally accepted. The resolve was read once, and the bills each read twice and tomorrow assigned for the second reading of the resolve and the third reading of the bills,

Bill an act to extend the time for the location and completion of the Portland Union Railroad

Bill an act to incorporate the Oxford Mining Company

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The foregoing bills having each had three several readings and passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed, they were severally passed to be enacted signed by the Speaker and sent to the Senate.

Mr Mc Crillis from the Committee on the Judiciary on bill an act to repeal an act approved March 27, 1858 regulating the taxation of costs reported the bill and that it ought to pass. Report accepted bill read twice and tomorrow assigned for its third reading

Mr Mc Crillis from same Committee, on bill an act relating to bail in certain cases reported the bill and that it ought not to pass. and legislation inexpedient on order of enquiry if any amendment is necessary to section 49 of chapt 18 of the revised statutes Also legislation inexpedient on order of inquiry whether any further legislation is necessary to carry into effect the provisions of sections 25 and 26 of chapt 46 of the revised Statutes. The above reports were severally read and accepted and sent up for concurrence

Mr Morrill of Storrs by leave laid on the table a bill Entitled an act in relation to travel on suspension bridges, which was referred to the committee on Rail roads, Ways and Bridges. Sent up for concurrence

On motion of Mr Jordan of Poland it was ordered that the Judiciary Committee be instructed to enquire into the expediency of making it a criminal offence for a mortgagor of personal property to sell the same without notice to the purchaser of the incumbrance thereon. Sent up for concurrence

Mr Lebroke of Foxcroft by leave laid upon the ta-

-bl a bill entitled an act to aid in the settlement of claims arising from the division of towns. It was referred to the committee on the Judiciary. Sent up for concurrence.

Petition of Charles Payson Vals cashier of Banks for a law to prevent the alteration of bank notes was referred to the committee on Banks and Banking

Petition of Warren Call & 97 others of Dresden for additional legislation to prevent the erection of weirs below low water mark in the Kennebec river & its branches

Petition of Arington Potts & 106 others for seine,

Petition of R D Brown of Bowdoinham asking the right to build and maintain a weir below low water mark in the Kennebec river severally referred to the committee on Fisheries

Petition of James Hunnewell & 113 others that Skowhegan be made the shire town of Somerset County

Petition of Joseph Granger & als for increase of pay of Jurors were severally referred to the Judiciary Committee

Petition of Jeremiah Stobbs & 121 others of Hope to incorporate Knox County with Camden for its shire town, Memorial of 58 citizens of Rockport same

Petition of Joseph Barrett & 22 others of Canaan for a donation to Hartford Seminary

Petition of Israel Washburn Jr & 23 others of Orono for seine, were severally referred to the Committee on Education,

LLMC DIGITAL

Petition of N D Lunn & 85 others of Madison praying for a railroad charter from Waterville to Canaan Falls

Petition of John H Webster & 27 others of Norridgewock for same were severally referred to the Committee on Railroads Ways and Bridges

Petition of Joseph Lesley & others for incorporation of the town of Dearborn was referred to the Committee on Incorporation of Towns

Petition of Cyprus Hutchins & als to be set off from Mt Vernon and annexed to Readfield was referred to the Committee on Division of Towns.

The above petitions were sent to the Senate for concurrence

On Motion of Mr Fuller of Corinth the House adjourned

Attest George M. Wilcox Clerk.

 Saturday January 29th 1859.

Prayer by the Rev Mr Bean of Augusta

The Journal of Yesterdays was read and approved

Papers from the Senate.

Petition of Henry Farnell for a law to correct abuses existing in the present system of appointing Justices of the Peace came from the Senate referred to the Committee on the Judiciary. The House concurred

Petition of W S Gilman for aid, came from the Senate referred to the Committee on State Lands and State Roads Referred in Concurrence.

Petition of Alfred Cushman Jr. asking the Legislature to instruct the Land Agent to dispose of certain tracts of meadow lands in small lots to actual settlers came from the Senate referred to the committee on State Lands and State Roads. Referred in concurrence,

Petition of Enoch Hoyt & 22 others asking the State to pay him for his services as a member of the Board of Agriculture in the year 1858 came from the Senate referred to the committee on Claims. The House concurred

Order from the Senate relating to the repeal of Chap 26 of laws of 1858 and order directing that so much of the Land Agent's report as suggests legislation upon subjects connected with the public domain, be referred to the committee on State Lands, and State Roads. The orders were severally read and passed in Concurrence

Report of the Judiciary Committee on petition of David

Brown & others referred from the last legislature to this came from the Senate granting leave to withdraw the report was accepted in concurrence

Bill an act additional to chapter 107 of the revised statutes concerning depositions, laid on the table by Mr Dow of Portland and referred to the committee on the judiciary. Sent up for concurrence.

Petition of Bangor Mutual Fire Insurance Company for amendment of charter was referred to the committee on Mercantile Affairs and Insurance

Petition of Jesse Craig & 69 others for aid to construct a bridge across a branch of the Mattawamkeag was referred to the committee on State Lands and State Roads

On motion of Mr McCrillis of Bangor the House reconsidered the vote whereby it ordered Bill an act approved March 27th 1858 regulating the taxation of costs to a third reading to day, and also reconsidered the vote whereby it accepted the report of the committee on the Judiciary reporting the above bill and recommitted the report.

Resolve authorizing the Land Agent to grant permits on townships designated for settlement for local use

Bill an act in relation to the trial of capital cases.

Bill an act to incorporate the Mercantile Bank

The foregoing resolve and bills the resolve being read the second time and the bills severally read the third time, they were each passed to be engrossed, and the above petitions, resolves and bills were sent up for concurrence.

LLMC DIGITAL

134. Petition of George R Smith for extension of time to cut timber from one half of township No 4 range 4 was referred to the Committee on State Lands and State Roads and sent up for concurrence,

Report of the Committee on State Lands and State Roads ordering notice on Resolve setting apart certain lands in Franklin County for building roads therein" came from the Senate having been read and accepted, Read and accepted in concurrence,

Mr Gilbert from the Committee on the Judiciary on petition of Marlboro Packard Vale reported a bill entitled an act to incorporate the officers and members of Mariners Lodge, and that the bill ought to pass, Report accepted, Bill read twice and Monday next assigned for its third reading,

Report of the committee on Division of Counties ordering notice on petition of Hiram Bass Vale for the incorporation of the county of Knox, This report came from the Senate having been read and accepted, On motion of Mr Smart of Camden, the report was amended by inserting the words "Rockland Gazette" after the words "printed in Belfast" The report as amended was accepted, Sent up for concurrence,

Mr Stevens from the Committee on Fisheries reported an order of notice on petition of Stark Moody Vale for a law regulating the taking of smelts, Report accepted He also reported an order of notice on petition of Senath Noble Vale which was accepted, Sent up for concur,

On motion of Mr Rice of Hampden the vote whereby the the report of the Judiciary committee on petition of D Brown Vale was accepted, was reconsidered, The report was laid on the table,

LLMC DIGITAL

On motion of Mr Talbot of East Machias, it was ordered that the Secretary of the Senate be directed to take from the files of the last legislature the petitions of S A Moore Esq, members of Machias Log Driving Company for an amendment of the act of incorporation, and place the same before the committee on Interior Waters, Sent up for concurrence,

Resolve for the payment of the funeral Expenses of Andrew Dyer late a member of the House of Representatives. Laid on the table by Mr Pike of Calais & on his motion. the rules were suspended, the resolve was read twice and passed to be Engrossed. and sent up for concurrence.

On motion of Mr Philbrook of Sedgwick the House adjourned

Attest- George M. Wilcox Clerk.

LLMC DIGITAL

136. Monday January 31. 1859.

Prayer by the Rev Mr Mott of Augusta

The Journal of Yesterday was read and approved

On motion of Mr Robie of Gorham the Clerk was authorized to appoint an assistant during the absence of the assistant Clerk

Papers from the Senate.

Order from the Senate requesting information relating to Schools of the Passamaquoddy Indians, came from the Senate, and was read and passed in concurrence

Petition of David G. Cook to have the Sum of one hundred & thirty dollars refunded to him or its equivalent in land

Petition of D F Adams & 74 others that Township No 14 range 3 may be set apart for immediate settlement

Petition of D F Adams & 68 others for a road leading from Letter A. to Fish river.

Petition of James Doyle & 61 others for aid to build a bridge across the little Madamaska in the Eaton grant so called.

Petition of Ebenr G Gray & 44 others asking for a deed of certain lands. The above petitions came from the Senate referred to the committee on State Lands and State Roads. They were referred in concurrence.

Petition of the Officers and members of King David Lodge of Lincolnville for an act of incorporation came from the Senate that branch non concurring in the reference of the same to the Judiciary Committee and referring it to this

Committee on Mercantile Affairs and Insurance. The House receded and concurred in the references.

Petition of John B Trafton county attorney for increase of salary was referred to the Judiciary Committee in concurrence

Petition of the members of company A Light Infantry 1st Regt. 2nd Brig. 3d Div. for aid to the volunteer Militia was referred to the Committee on Militia in concurrence

Report of the committee on Manufactures on bill an act for the incorporation of the Somerville Manufacturing Company

Report of the committee on Banks and Banking on bill an act granting additional powers to the receivers of the Grocers Bank. The above reports came from the Senate having been read and accepted and the bills passed to be engrossed. The reports were accepted in concurrence. Bills each read three and tomorrow assigned for the third reading of Each.

Report of the committee on the Judiciary on petition of Chas A French, that he may be made legitimate. Reporting a bill Entitled an act giving the privilege of legitimacy to Charles A French was accepted in concurrence with the Senate, bill read three and tomorrow assigned for its third reading.

Report of the Committee on Fisheries ordering notice on petition of Sewall Preble &als came from the Senate amended The House receded and amended in concurrence and accepted the report in concurrence

Bill an act to incorporate the Officers and members of Mariners Lodge was read the third time and passed to be engrossed. Sent up for concurrence.

138 Mr Eddy of Bradley by leave laid on the table a bill entitled An act to annex to the town of Bradley the land lying South of the same. Referred to the Committee on Incorporation of Towns

Mr Robie from the Committee on Division of Towns reported an order of notice on petition of Cyrus Hutchins 1st Report accepted

Petition of the York and Cumberland Railroad Company for an extension of time for filing location with a bill accompanying entitled An act to extend the time for filing locations and for constructing the York and Cumberland Railroad, which petition and bill were referred to the Committee on Railroads, Ways and Bridges

Petition of Hiram Mitchell & 21 others for aid to Westbrook Seminary was referred to the Committee on Education

Petition of Ira Nadleigh Asst. to make valid the doings of St James Parish was referred to the Judiciary Committee

Petition of James Leighton and others for a change in the laws of the Falmouth Mutual Fire Insurance Company was referred to the Committee on Mercantile Affairs and Insurance

Petition of B Company of artillery 1st Regt. 9th Div for aid to the citizen soldiery was referred to the Committee on Militia

Petition of J Witherly Asst of Bangor for a law relating to draining agricultural lands was referred to the Committee on Agriculture

Petition of Emma Sweeny for an abatement on lot No 261 in Ellsworth was referred to the Committee on State Lands and State Roads

Petition of Benjamin Goodwin of Brewer and Palmer &

Johnson of Bangor for leave to extend their wharf fifty feet beyond the Harbor Mark was referred to the Committee on Interior Waters

The Senate order instructing the committee on the Reform School was taken from the table on motion of Mr McCrillis of Bangor and amendment A offered by Mr Laberee of Whitefield was adopted and the order as amended was passed

The foregoing petitions, reports, bills, resolves and orders were sent to the Senate for concurrence,

The order directing the committee on the State Prison to visit that institution was taken from the table on motion of Mr Robie of Gorham and considered, Mr Laberee of Whitefield moved to lay the order on the table, and this was the question pending, when

On motion of Mr Clark of Gray the House adjourned

Attest— George M. Micoy Clerk.

140 Tuesday February 1. 1859.

~~Prayer by the Rev Mr Bartlett of Augusta~~

The Journal of Yesterday was read and approved

Papers from the Senate,

Order from the Senate relating to lands owned by the state in common with other proprietors came from the Senate read and passed, It was read and passed in concurrence

Mr Dow of Portland by leave laid upon the table Bill an act for the protection of buoys and beacons which was referred to the Committee on Mercantile Affairs and Insurance, The same gentleman laid on the table a Bill entitled an act additional to chapter forty seven of the revised statutes relating to Banks and Banking which was referred to the committee on Banks and Banking,

Mr Smart of Camden by leave laid on the table a bill entitled an act giving further remedies against attorneys which was referred to the committee on the Judiciary

On motion of Mr Cyr of Van Buren it was ordered that the committee on State Lands and State Roads be instructed to enquire what (if any) appropriation is necessary to complete the eastern aroostook road from Presque Isle to Van Buren

On motion of Mr Cobb of Auburn it was ordered that the Committee on the Reform School be instructed to enquire into the expediency of amending so

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much of the statute as prohibits the reception of boys under the age of eleven years and substituting nine years of age as the lowest limit to which boys may be admitted to the institution

On motion of the Bucksport of Lewiston it was ordered that the committee on Manufactures be instructed to enquire into the expediency of exempting from taxation all manufacturing establishments erected within this state within three years from the first day of January A.D. 1859 and all the machinery and capital for operating the same, and also machinery put into buildings now erected but not occupied and the capital for working the same, said exemption to continue until the year 1867.

On motion of the Penobscot of Bangor it was ordered that the papers of last year relating to the Bangor Mutual Fire Insurance Company, be taken from the files of the last legislature and reference to the committee on Mercantile Affairs and Insurance

Petition of John Neptune Jr. of the Penobscot Indians for a law for leasing shores of islands was referred to the committee on Indian Affairs.

Petition of Ebenr Dunlap for increase of pension was referred to the Committee on Military Pensions.

Petition of Thomas Gentlemen Jr. to incorporate Kings Solomon's Lodge, was referred to the Committee on Manufactures

Petition of John de Cluskey for compensation for making a road for the State, was referred to the Committee on State Lands and State Roads

142. Petition of Mrs A Gould of Princeton for sale or lease to him of a lot of land on the Indian purchase

Petition of Thomas Butler & 50 others to repair road through No 2 Range 2 West of Kennebec River was severally referred to the committee on State Lands and State Roads.

Petition of Abram Woodard and others to be incorporated for the purpose of supplying Bangor with pure water from Pushaw pond was referred to the committee on Interior Waters.

Petition of the Selectmen of Winthrop for an act defining intelligibly the dividing line between Winthrop and Wayne was referred to the committee on Division of Towns.

Remonstrance of J N Wadsworth &c against the petition of A N Cummings &c was referred to the committee on Division of Towns.

On motion of Mr Pike of Calais it was ordered that the committee on Finance be instructed to enquire into the expediency of assessing a State tax for the current political year

On motion of the same gentleman it was ordered that the Judiciary Committee be directed to enquire into the expediency of providing by law, that all official reports which are now annually made to the Governor and Council be submitted on the first day of December of each year.

All the foregoing bills, petitions, Orders and Remonstrances and papers requiring concurrent action were sent to the Senate,

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The Senate order directing the committee on the State Prison to visit that institution on or before Feby 5 inst was passed in concurrence.

Mr Prentiss from the Joint Special committee on the subject of biennial Sessions and Elections made a report with resolves accompanying. which on motion of Mr Benbank of Lewiston were laid on the table and 350 copies of the same ordered to be printed for the use of the Legislature and Wednesday February 9.th was assigned for the special consideration of the report.

Mr Prentiss of Bangor moved an amendment to the resolves aforesaid. and on motion of Mr Blaine of Augusta 350 copies of the same were ordered to be printed for the use of the Legislature in connection with the resolves of the report

A communication was received from the Secretary of State laying before the House such county estimates as have been received at his office previous to this date, which were referred to the committee on County Estimates.

A communication was received from the Secretary of State transmitting to the Legislature such returns of the cashiers of banks and clerks of corporations as had been returned to his office prior to this date The same was read and sent to the Senate,

A communication was received from the Secretary of State transmitting an abstract of the returns and a list of the names of such Inspectors of fish as have made returns to his office, and the same was on motion of Mr Skinner of Machias opened & the Committee on Fisheries, sent up for concurrence

144. Mr Pike of Calais presented the credentials of Albert Hayford as a representative from Hillsboro & which were referred to the Committee on Elections

By direction of the Speaker Mr Pike accompanied Mr Hayford to the council chamber where he took and subscribed the oaths of office required by law

On motion of Mr Day of Hallowell it was ordered that the committee on the Judiciary be directed to enquire into the expediency of authorizing judges of Probate to appoint commissioners to decide on claims presented against solvent estates of insolvent deceased persons when they are deemed unjust illegal or exorbitant by the guardian executor or administrator the same as in the cases of insolvent debtors Also what further provisions (if any) are necessary to render effectual the intention of the Legislature in chapters 64 and 70 of the revised Statutes, And up for an

Bill an act to make valid the doings of school district number fourteen in the town of Troy.

Bill an act to amend the charter of the Piscataquis Mutual Insurance Company.

Bill an act to incorporate the officers and members of Jerusalem Royal Arch chapter

Bill an act to incorporate the Oriental Powder Company.

Bill an act to protect and encourage the artificial breeding of fish. The foregoing bills having each had three several readings and severally passed to be Engrossed Reports by the Committee on Engrossed Bills were accepted to be enacted, signed by the Speaker and sent to the Senate

Petition of Joseph M Hazeltine & 15 others to make valid the doings of school district number nine composed of part of Dexter & Garland, with a bill entitled an act to empower the collector of Dexter to collect school district tax in district number nine composed of parts of Dexter and Garland The petition and bill were referred to the Committee on the Judiciary. Sent up for concurrence.

Petition of George A Crosier & 213 others for a railroad from Waterville to Carratunk Falls.

Petition of George L Getchell & 123 others of Anson and vicinity for same. were referred to the committee on Railroads Ways and Bridges

Petition of Robert Long and 53 others of St George for the incorporation of the County of Knox was referred to the committee on Division of Counties; The above petitions were sent up for concurrence.

On motion of Mr Brown of Mason the House adjourned.

Attest George M. Wilcox Clerk

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146. Wednesday February 2nd 1859.

~~Prayer by the Rev Mr Webb of Augusta.~~

The journal of Yesterday was read and approved.

Papers from the Senate.

Petition of John Read & 81 others to be incorporated under the name of the Vienna Mutual Fire Insurance Company came from the Senate referred to the committee on Mercantile Affairs and Insurance Referred in concurrence.

Petition of J S Cushing & 89 others of Athens for the shire town of Somerset County to be located at said Athens came from the Senate referred to the committee on Judiciary. Referred in concurrence

Petition of Augustus Hood to be set off from Leeds and annexed to Wayne came from the Senate referred to the Committee on Division of Towns, Referred in Concurrence

...

Report of the Committee on Interior Waters ordering notice on petition of Abigail Crosby &als came from the Senate accepted, Accepted in concurrence

Petition of John Russell & 18 others of Cambridge that Stevens Brook may be made the shire town of Somerset county

...

Petition of Edmund Pond & others for same

Petition of Geo A Kimball & als of Athens for same

Petition of J Mitchell &als of Harmony for same

Remonstrance of Sumner T Williams & 55 others of 147
Athens against same. The above petitions and remonstrance were referred to the committee on Division of Counties, Sent up for concurrence

Bill an act in relation to reviews, laid on the table by Mr Folsom of Atkinson

Bill an act authorizing the removal and repair of the methodist meeting house in Milton at the upper mills village. Laid on the table by Mr Feller

Petition of the Meeting house trustees of the Methodist Episcopal Church in Milton for authority to repair meeting house on condition of a vote of pew holders. The above bills and petition were severally referred to the committee on the Judiciary

Petition of T G Stockbridge and six others of Bath for aid to Medical School of Maine

Petition of S S Lewis & 31 others for aid to Westbrook Seminary

Petition of G D Waterfield Sals of West Gardiner praying that they may be incorporated as the Trustees of West Gardiner Academy were severally referred to the committee on Education,

Petition of Elias Totman of Phippsburg for leave to build a weir on north creek in said town was referred to the committee on Fisheries

Petition of the Directors of the Veazie Bank for an increase of capital stock was referred to the committee on Banks and Banking The above petitions and bills were sent to the Senate for concurrence,

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148 Petition of Samuel Gibson Neh of Vassalboro for an act of incorporation for the purpose of supplying the inhabitants of Getchells corner and vicinity with pure water was referred to the committee on Interior Waters

Petition of Ephraim A Blanchard 42 others citizens of Dresden for the education of idiotic and feeble minded children was referred to the Joint Select committee having that subject under consideration These petitions were sent up for concurrence,

Petition of Dennis O'Brien for change of name

Petition of Eleanor S Gerald for change of name were referred to the committee on Change of Names.

Mr Goodenow from the Judiciary Committee reported Legislation inexpedient on order of inquiry into the expediency of amending the 3rd section of chap 111 of the Revised Statutes

The same gentleman from the same committee reported Legislation inexpedient on order of Enquiry into the expediency of repealing the law allowing parties to testify in their own cases. The above reports were accepted Sent up for concurrence

Mr Stackpole from the committee on Elections reported as elected to this House the following named gentlemen: The report was accepted

Androscoggin County.

John F Cobb Auburn
Silas Sprague Greene
Meander Burbank Lewiston,

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Joseph Bucknam	Minot
Charles F Jordan	Poland

Aroostook County.

Joseph Libbey	Molunkus
David Foster	Presque Isle.
Paul Cyr	Van Buren

Cumberland County.

Joseph C Givin	Brunswick
Ebenezer Wells	Freeport.
Frederick Robie	Gorham
Samuel Thomes	Harrison
Joshua Dunn	Portland
Moses M Butler	"
Neal Dow	"
David T Libbey	Pownal
Samuel F Perley	Naples.
George Blake	New Gloucester
Seward M Baker	Windham
Benjamin Walker	Bridgton
Elihu Hasty.	Cape Elizabeth
William Prince	Falmouth
Jacob Clark	Gray
James S Libbey	Scarborough
Rufus King	Westbrook.
Paul C Blanchard	Yarmouth.

Franklin County.

Thomas B. Ridley	New Sharon
Samuel F Small	Temple
Reuel B Fuller	Wilton.
Amzi Sanborn	Phillips
James J Morrill	Strong

Hancock County.

150	Joseph B Thomas	Blue Hill
	Alfred D Darling	Buckspat
	Robert P McFarland	Ellsworth
	Asa Cole	Gouldsborough
	John H Carter	Mt Desert
	Luther G Philbrook	Sedgwick
	Hiram C Estes	Trenton
	William S Green	Deer Isle

Kennebec County

James G Blaine	Augusta
William T Johnson (Speaker)	"
Francis N Springer	Belgrade
Abel Chadwick	China
John Webb	Gardiner
Francis J Day	Hallowell
George H Andrews	Monmouth
Elisha C Carson	Mt Vernon
Warren Percival	Vassalborough
James Stackpole	Waterville
Cyrus Brann	West Gardiner
John M Benjamin	Winthrop
Clark Piper	Albion
Daniel L Hunter	Clinton
William H Moore	Pittston

Lincoln County

Edward Robinson	Alna
Levi S Heal	Boothbay
John F Stevens	Monhegan
Peter Dunton	Jefferson
Joseph Haines	Nobleborough
Robert E Rider	Washington
Seth Laborce	Whitefield
Richard Otis	Wiscasset
James Payson	Cushing

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Timothy Williams	Rockland
Samuel F Coombs	South Thomaston
John Balch	Waldoborough
Samuel Watts	Thomaston

Oxford County.

Leonard P Smith	Buckfield
Thomas C Gurney	Canton
George B Barrows	Fryeburg
Benjamin F Carey	Hartford
George H Brown	Mason
Henry M Millett	Norway
Elisha Mann	Paris
Samuel Holmes	Peru
Ebenezer Clough	Bethel
John H Spring	Hiram

Penobscot County

Henry E Prentiss	Bangor
William H McCrillis	"
Ebenezer Eddy	Bradley
Ambrose C Wilson	Brewer
John Fuller	Carmel
Ezekiel Brown	Carroll
Jared Fuller	Corinth
Benjamin F Hatch	Dexter
Moses Abbot	Etna
Noah M Johnson	Garland
Warren M Rice	Hampden
William Bamlin	Alton
Richard M Woodman	Old Town
Hiram Jay	Orono
William Shaw	Plymouth
Ira Fish	Lincoln
Joseph Porter	Lowell

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Piscataquis County

Alden D Palmer	Barnard
Augustus G Lebroke	Foxcroft
Heircy Bishop	Sangerville

Sagadahoc County

Washington Gilbert	Bath
Robert B Carr	Bowdoinham
Sanford A Perkins	Topsham
John Chadbourne	Phippsburg
Abner Coombs	Bowdoin

Somerset County

Levi H Folsom	Bloomfield
Nicholas Folsom	Cornville
John N Laugton	Ripley
Samuel Whitehouse	Smithfield
Isaac L Corson	Starks
Jotham S Goodrich	Bingham
John Q A Butts	Canaan
Gideon Harding	Detroit
Jesse Churchill	Lexington

Waldo County

Horatio H Carter	Belfast
Theophilus Cushing	Frankfort
James P Safford	Hope
Samuel Rackliff	Lincolnville
Jeremiah Bartlett	Monroe
Ward Mason	Montville
Emery Nickerson	Swanville
Ephraim K Smart	Camden
Orchard C Greely	Palermo
Eliab Stevens	Searsport
Abram Cookson	Unity
Moses Webster	Vinalhaven

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Washington County

Frederic A Pike	Calais
Caleb S Huston	Eastport
John Smith	Marion
Isaac Bence	Meddybemps
Benjamin Harmon	Northfield
Aaron H Woodcock	Baring
Samuel Blunt	Cutler
James R Talbot	East Machias
Isaac Nash	Harrington
Andrews Dyer	Debois
Albert Hayford	Millbridge

York County

John H Goodenow	Alfred
Moses Garvin	Acton
Jacob Mc Daniel	Hollis
Albert Perkins	Kennebunkport
Isaac L Mitchell	Lebanon
Luther Sanborn	Parsonsfield
Charles Hill	Saco
Ebenezer L Stobbs	Sanford
Reuben Gibbs	Berwick
Samuel Lowell	Biddeford
Moses Goodwin	Elliot
Nathaniel Sinclair	Waterborough
William Stone Jr	Wells
William H Swett	York

Mr Gilbert from the Judiciary Committee on Sundry petitions asking to make Skowhegan the Shire town of Somerset County made a report accepting that said Committee be discharged from the further consideration of said petitions and recommending their reference to the Committee on Division of Counties. Report accepted, sent up for concurrence

A message was received from the Governor through the Secretary of State informing the House that a vacancy exists in the office of Major General of the ninth Division of Maine Militia

Resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary. This resolve came from the Senate amended as per sheet A, and as amended passed to be engrossed. The House receded and adopted the amendment of the Senate and as amended passed the resolve to be Engrossed in concurrence

Mr Pierce from the Committee on Elections presented a minority report of said committee on the remonstrance of George L Steward against the right of Milton G Shaw to a seat in this House and in motion of Mr Balch of Naldoborough 350 copies of the same were ordered to be printed

The majority report of the Committee on Elections was taken up on motion of Mr Blackpole and on motion of Mr Balch of Naldoborough 350 copies were ordered to be printed, On motion of Mr Benjamin of Winthrop Tuesday next was assigned for the consideration of the forgoing reports

Mr Smart from the Judiciary Committee reported "Legislation inexpedient" on order directing Enquiry into the Expediency of giving women the right of suffrage

Mr McCrillis from the same Committee reported "Legislation inexpedient" on order directing enquiry into the Expediency of amending Sec 142 of chap 6 of R.S. so as to require town treasurers to give further notice in certain cases,

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Mr McCrillis from same committee reported "legislation inexpedient" on order enquiring into the expediency of providing salaries for members &c of the legislature The foregoing reports were severally read and accepted and sent up for concurrence

The order relating to the committee on the Reform School visiting that institution came from the Senate, that branch refusing to adopt the amendment of the House and insisting on its former vote by which it passed the order. The House receded from the vote whereby it amended the order, and passed it in concurrence

Petition of Joshua Norton & 12 others praying that township No 5 in the 13th range may be set apart for settlement,

Resolve extending the time given in resolve approved March 15. 1858 for building mills in township No 5 range 13 in the county of Piscataquis

The above petition and resolve were referred to the Committee on State Lands & State Roads, Sent up for concur

On motion of Mr Goodenow of Alfred it was ordered that the committee on the Judiciary be directed to enquire into the expediency of amending the 131st Sec of chap 6 of the revised Statutes relating to the abatement which towns may agree to make to those who voluntarily pay their taxes at certain periods, and the notice to be given thereof by adding to the word commitment in the seventh line the following words viz. "and it shall be the duty of the said treasurer to notify by mail all non resident owners of real estate in said towns whose residence may be known to said treasurer of the amount of the tax assessed upon the real estate of said non residents Sent up for concurrence.

LLMC DIGITAL

156, Bill an act in relation to the trial of capital cases.

Bill an act to incorporate the Mercantile Bank

Resolve for the payment of the funeral expenses of Andrews Dyer late a member of the House of Representatives

The foregoing bills, each had three readings and the resolve had two readings and the bills and resolve were severally passed to be engrossed and referred by the committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted, the resolve was finally passed and they were signed by the Speaker, and sent to the Senate,

Mr Pike from the committee on the Judiciary on order of Enquiry into the Expediency of amending Chap 82 of revised Statutes reported a bill entitled an act to amend section eighteen of chapter eighty two of the revised statutes relating to brief statements of defence. Report accepted, bill read twice and tomorrow assigned for its third reading

Mr Greeley from the committee on State Lands and State Roads on petition of Emma Sweeny reported a resolve entitled "Resolve in favor of Emma Sweeny" Report accepted, Resolve read once and Wednesday next assigned for its second reading

On motion of Mr Rice of Hampden the House adjourned

Attest George M. Wilcox Clerk,

Thursday February 3. 1859.

Prayer by the Rev Mr Ingraham of Augusta

The journal of Yesterday was read and approved

Papers from the Senate

Petition of J B Harvey of Ashland for a grant of land was referred in concurrence to the committee on State Lands and State Roads

Petition of Thomas J Lang, President and E Holmes Secretary of the Maine Board of Agriculture for a continuance of the annuity heretofore paid to the Maine State Agricultural Society was referred to the Committee on Agriculture in concurrence

Petition of S & Fernendum & als for an amendment of Chapter 69 of the Revised Statutes relating to marriage and its solemnization approved March 11. 1858 was referred to the Judiciary Committee in concurrence

Report of the committee on State Lands and State Roads granting leave to withdraw on petition of John A Peters

Report of same Committee reporting leave to withdraw on petition of Ebenezer G Gray et als

Report of the Committee on the Judiciary reporting legislation inexpedient on order relating to Article 2 Section 1. of the Constitution

The foregoing reports came from the Senate having been therein severally read and accepted They were severally read and accepted in concurrence

158 Petition of the United Society called Shakers of New Gloucester that a part of their estate now lying within the limits of Poland may be set off from that town and annexed to New Gloucester was referred to the Committee on Division of Towns.

Mr Cobb from the committee on Incorporation of Towns reported an order of notice on petition of Joseph Lesley & als Report accepted and the report & above petition sent up for concurrence

Petition of William and Lucy Ann Patch for change of name was referred to the Committee on Change of Names

Petition of A H Wentworth & 202 others of Appleton for the incorporation of Knox County and Camden its shire

Petition of John French & 35 others of Ripley that Skowhegan be made the shire town of Somerset County

Petition of G W Collins & 24 others of Ripley for same

Petition of P S Pusher & 40 others of Pittsfield for same. The above petitions were severally referred to the committee on Division of Counties

Petition of Benjamin Ball & 37 others for repeal of the usury laws was referred to the Judiciary Committee

Mr Joy from the committee on Railroads Ways and Bridges reported an order of notice on petition of George C. Getchell & als. Report accepted

The above petitions were sent to the Senate for concurrence and the above report was also sent up for concurrence

LLMC DIGITAL

Mr Dow from the Committee on Mercantile Affairs and Insurance on petition of James Leighton reported a bill entitled an act to amend an act Entitled an act to incorporate the Fairmouth Mutual Fire Insurance Company.

Mr Brown from the Committee on Incorporation of Towns on Bill an act to annex to the town of Bradley the land lying south of said town reported the bill and and that it ought to pass.

Mr. Blackpole from the committee on Railroads Bridges and Bridges on bill an act in relation to travel on Suspension bridges, reported the bill in a new draft and that it ought to pass

Mr Dow from the committee on Mercantile Affairs and Insurance on petition of E C Andrews & als reported a bill entitled an act to incorporate the Otisfield Mutual Fire Insurance Company

Mr. Burbank from the committee on the Insane Hospital on the report of the Trustees and Superintendent of the Insane Hospital reported a Resolve in favor of the Insane Hospital, The foregoing reports were severally read and accepted the bills were each read twice the resolve was read once and tomorrow assigned for the third reading of the bills and the second reading of the resolves

Mr Libbey from the Committee on Division of Towns reported an order of notice on the petition of the Selectmen of the town of Winthrop ordering line between Winthrop and Wayne.

Mr Jordan from the Com on Div of Towns reported an order of notice on petition of Aug. Woods.

160. Report of the committee on Division of Counties ordering notice on petition of Hiram Burrill & als

The foregoing reports were severally read and accepted and sent up for concurrence except the last which was in concurrence

On motion of Mr Blaine of Augusta it was ordered that the Judiciary Committee be instructed to enquire into the expediency of further legislation in relation to the discharge of attachments on real estate in suits where the verdict is in favor of defendant Sent up for concurrence

On motion of Mr Porter of Lowell it was ordered that twelve o clock this day be assigned for this House to proceed to the election of a major General to fill the vacancy now existing in the Ninth Division of the militia of this state created by the resignation of Gustavus G. Cushman.

Bill an act additional to an act to incorporate the Bangor Mutual Fire Insurance Company This bill came from the Senate passed to be engrossed. The rules were suspended the bill read three times and passed to be engrossed in concurrence

Bill an act granting additional powers to the Receivers of the Grocers Bank. was read the third time amended as per sheet A on motion of Mr Dow of Portland and as amended passed to be engrossed and sent up for concurrence

Bill an act to incorporate the Somerville Manufacturing Company

Bill an act giving the privilege of legitimacy to Charles A French

LLMC DIGITAL

Bill an act to incorporate the Saccarappa Gas Light Company, came from the Senate amended as per sheet A. The House receded and amended in concurrence The foregoing bill having Each had three several readings were passed to be Engrossed in concurrence

Bill an act to amend section Eighteen of chapter Eighty two of the revised Statutes relating to brief statements of defence was read the third time & on motion of Mr Prentiss of Bangor laid on the table

On motion of Mr Jordan of Poland it was ordered that the committee on Military Pensions be directed to enquire into the expediency of renewing the pension of William M Jordan of the town of Buxton which was granted to him by a resolve passed Feby 25th 1840 and expired Feby 25, 1845.

Petition of Daniel Blanchard & als of Blanchard praying that the doings of the assessors of that town may be made valid was referred to the Judiciary Committee, and sent up for concurrence

On motion of Mr Burbeank of Lewiston the House reconsidered the vote whereby it assigned twelve o'clock as the time it would ballot for a Major General of the Ninth Division and assigned twenty minutes before twelve o'clock as the time the House would ballot,

On motion of Mr. Robie of Gorham a committee of six was appointed to receive sort and count the votes for Major General of the Ninth Division Messrs Robie of Gorham, Hayford of Middle Bridge Porter of Lowell, Pike of Calais, Dow of Portland and Benjamin of Winthrop were appointed said committee, Having attended to the duty as-

162-signed them, the committee thereupon the Chairman Mr Robie reported the whole number of votes to be One hundred and twenty three 123

necessary to a choice sixty two 62

A.C. Wilson had forty three votes 43

Charles D Jameson had thirty seven 37

John L Hodsdon had twenty nine 29

J.N. Webster had two 2

H E Prentiss had one 1

Edmund Robinson had nine 9

Abel Chadwick had one 1

J.G Smith had one 1

* and there was no choice

The committee again proceeded to receive sent and count the votes for said offices and reported the whole number of votes to be one hundred twenty seven 127

necessary to a choice 64

John L Hodsdon had seventy two 72

Charles D Jameson had thirty eight 38

A C Wilson had thirteen 13

Scattering 5

The report was accepted and John L Hodsdon was declared elected on the part of the House Major General of the Ninth Division of Maine Militia

On motion of Mr Burbank of Lewiston a message was ordered to be sent to the Senate informing that Branch that the House had elected on its part, John L Hodsdon as Major General of the ninth Division Mr Burbank was charged with the message and he subsequently reported that he had discharged the duty

Bill an act additional to an act to incorporate the Bangor Mutual Fire Insurance Company

LLMC DIGITAL

This bill having had three several readings and passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted signed by the Speaker & sent to the Senate.

Mr Wilson from the committee on Indian Affairs on petition of Thorall Saul & others reported a resolve entitled "Resolve in favor of Thorall Saul and others Penobscot Indians. Report accepted, resolve read once and tomorrow next assigned for its second reading

On motion of Mr Hill of Saco the House adjourned

Attest

George W. Wilson Clerk.

LLMC DIGITAL

164 Friday February 4th 1859.

Prayer by the Rev Mr Drew of Augusta

The Journal of Yesterday was read and approved

Papers from the Senate.

Petition of A W Lewis & 30 others to set off Whitefield from Lincoln and annex the same to Kennebec County was referred to the Committee on Division of Counties in concurrence

Petition of Daniel Chandler of No 12 Range 4 that the Land Agent be authorized to allow for road labor performed in that township when owned by Massachusetts

Petition of E Stetson and 27 others asking to have township C Range 2 set apart for settlement. These petitions were referred in concurrence to the Committee on State Lands and State Roads.

Petition of the Selectmen of Kingsbury to make valid the doings of Battalion and Co Officers was referred in concurrence to the Judiciary Committee.

Report of the Committee on Treasurer's accounts on Treasurer's bond was read and accepted in concurrence

Report of the Committee on Education on order relating to returns of superintending school committees reporting. bill "An act relating to the annual school returns" came from the Senate the report having been therein read and accepted & the bill indefinitely postponed. The bill was laid on the table on Mr Pike's motion.

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On motion of Mr Dow of Portland it was ordered that a joint select committee to consist of the delegation from Cumberland County be instructed to enquire into the expediency of providing for the compensation of the County Commissioners and clerk of the Courts of said County by fixed annual salaries

Petition of Stephen Warren & 48 others of Isleborough asking for the incorporation of the county of Knox with Camden for its shire town was referred to the committee on Division of Counties in concurrence.

Mr Pike from the committee on the Judiciary on the subject of the length of legislative sessions reported a bill entitled an act to amend section six of chapter 115 of the revised statutes in relation to pay of members of the Senate and House of Representatives The report was accepted, the bill read twice. Mr Goodenow of Aldred moved to amend the bill as per sheet A. On motion of Mr Butler of Portland the bill was laid on the table

Bill an act to incorporate the officers and members of Mariners Lodge.

Resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary.

The foregoing bill having had three several readings and the resolve having had two readings and each passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly Engrossed, the bill was passed to be Enacted, the resolve finally passed and they were signed by the Speaker and sent to the Senate.

Petition of O R Batchelder & 81 others for charter of a

 railroad from Waterville to Carratunk Falls, was referred to the committee on Railroads Ways and Bridges Sent up for concurrence

Mr Gilbert from the Judiciary Committee on bill an act in addition to chapter one hundred and seven of the revised statutes concerning depositions reported the bill with amendments A & B Report accepted, bill read twice and tomorrow assigned for the third reading of the bill

Bill an act to incorporate the Otisfield Mutual Fire Insurance Company.

Bill an act to amend chapter nineteen of the revised statutes respecting the law of the road

Bill an act to annex to the town of Bradley the gore lying south of the same.

Bill an act to amend an act entitled an act to incorporate the Falmouth Mutual Fire Insurance Company The foregoing bills were severally read the third time and each passed to be Engrossed and sent up for concurrence,

Mr Butler from the Committee on the Judiciary on petition of Isaac Sturtevant referred from the last legislature, reported that said petitioner having deceased, his legal representatives have leave to withdraw said petition, Report accepted and sent up for concurrence,

A message was received from the Senate through its Secretary informing the House that the Senate had on its part elected John L Hodson as Major General of the 9th Division of Maine Militia

LLMC DIGITAL

On motion of Mr Burbank of Lewiston a message was ordered to be sent to the Governor and council informing them that the House had on its part elected John L Hodsdon as Major General of the Ninth Division of the Militia of Maine, Mr Burbank was charged with and conveyed the message.

Petition of Samuel W Drew & als for change in school laws &

Petition of G. B. Averill & als for aid to Westbrook Seminary were referred to the Committee on Education.

Petition of Samuel Smith & als for a law regulating the drainage of lands across the lands of others was referred to the Committee on Agriculture

On motion of Mr Butler of Portland it was ordered that the committee on the judiciary be instructed to enquire into the expediency of making certain amendments in an act entitled an act to establish a Municipal Court in the city of Portland approved February 20, 1856.

Petition of S. Souther & als of Fryeburg asking additional legislation for the Webster association of Fryeburg Academy, was referred to the committee on Education. The above petitions and order were sent up for concurrence

On motion of Mr Bucknam of Minot the House adjourned.

Attest George W. Wilcox Clerk.

LLMC DIGITAL

 Saturday February 5th 1859

The clerk announced the absence of the Speaker and presided during the choice of a Speaker pro tem.

On motion of Mr Dow of Portland it was ordered that in the absence of the Speaker F. A Pike Esqr of Calais be declared Speaker pro tem,

Prayer by the Rev Mr Estes of Newton

On motion of Mr Robie of Gorham a message was sent to the Senate informing that Branch of the Legislature, that the House had in the absence of the Speaker elected F. A Pike. Esq of Calais as Speaker pro tem. A similar message was sent to the Governor and Council on motion of Mr. Gardiner of Hallowell. Three gentlemen were chosen with each. Conveyed the messages and returned

The Journal of Yesterday was read and approved

Papers from the Senate,

Report of the committee on the Judiciary relative legislation inexpedient on order in relation to repealing sec 9. of chap 82 of the revised Statutes relating to days of grace

Report of the committee on Indian affairs on credentials of Real Tomah relating a Resolve in favor of Real Tomah.

Report of same committee on petition of Mitchell Francis Relative to a resolve in favor of Mitchell Francis & Selma Francis, The above reports were severally read and accepted in concurrence, Resolves read once and tomorrow next assigned for their second reading

Mr Robie from the Committee on Division of Towns reported an order of notice on the petition of the United Society called Shakers of New Gloucester. Report accepted,

Remonstrance of George White & 52 others against dividing the town of Frankfort, and remonstrance of George A Perkins and 251 others, and remonstrance of Elliot C Libbey & als against same were referred to Comm on Div of Towns

Petition of George W Ray & 100 others for the prohibition of the use of bag nets in the Penobscot river

Petition of John Lynch & als for power to build dams. The last two petitions were referred to committee on Interior Waters

Petition of M L Burr & 40 others of Mercer for a charter for a railroad from Waterville to Carratunk Falls, was referred to the Committee on Railroads Ways and Bridges

Petition of the Selectmen of Fryeburg & als for the preservation of fish in the ponds of said town Referred to Committee on Fisheries

Petition of Penobscot and Kennebec and Androscoggin and Kennebec Railroad companies for the repeal of the 9th sec of an act "entitled an act to consolidate certain railroad companies was referred to the Committee on Railroads Ways & Bridges The above papers were sent up for concurrence

A Communication was received from the Senate requesting the House, the return to the Senate of Bill an act relating to the annual school returns and the distribution of the State school funds" The House ordered the bill to be returned and it was returned.

Mr Robie from the committee on Division of Towns reported leave to withdraw on petition of A W Cummings & als. Report accepted. Sent up for con

LLMC DIGITAL

170. On motion of Mr Wilson of Brewer it was ordered that the State treasurer be requested to inform this House the present amount of the permanent Indian fund and what the maximum amount has been and for what purposes it has been diminished

Resolve authorizing a renewal of a portion of the State debt, Laid on the table by Mr Dow of Portland and under the rules lies over until Monday next

On motion of Mr McCrillis of Bangor the House suspended the rules and reconsidered the vote whereby it accepted the report of the committee on State Lands and State Roads granting leave to withdraw on petition of John A Peters and recommitted the report

Mr Goodenow from the Committee on Bills in the Third Reading reported Bill an act in addition to chapter one hundred and seven of the revised statutes relating to depositions, with sundry amendments, On motion of Mr Butler of Portland the bill was recommitted to the Committee on the Judiciary The above report & bill were sent up for concurrence.

The order introduced January 26th by Mr Laberee of Whitefield relating to a change in the liquor law was taken from the table on motion of Mr Cookson of Unity, amended as per sheet A on motion of Mr Stevens of Monhegan and as amended, on motion of Mr Wells of Freeport it was indefinitely postponed

On motion of Mr Carey of Hartford the House adjourned

Attest George W. Wilcox Clerk

Monday February 7th 1859.

Prayer by the Rev Mr Young of Augusta

The journal of Saturday was read and approved

Papers from the Senate,

Petition of Edwin A Whitten for reimbursement of expenses incurred in arresting and returning a fugitive from justice was referred in concurrence to Committee on Claims

Report of the Committee on the Judiciary on Bill an act additional relating to evidence reporting the bill in a new draft and that it ought to pass,

Report of the Committee on Mercantile Affairs and Insurance on petition of Daniel Craig & als reporting a bill entitled an act to incorporate the Readfield Mutual Fire Insurance Company,

Report of the Committee on Manufactures on petition of Thomas Genthner reporting a bill entitled an act to incorporate the Master, wardens, and members of King Solomons Lodge The foregoing reports made in the Senate were severally accepted in concurrence. Bills each read twice and to-morrow assigned for the third reading of each.

A communication was received from the treasurer of State in reply to the order of the House of Feby 5. relating to Indian funds which was referred to the Committee on Indian Affairs on motion of Mr Wilson of Brewer

A message was received from the Governor through the Secretary of State transmitting to the legislature a joint resolution of the legislature of the State of Michigan in

reference to the pending appropriation before the Congress of the United States for certain improvements of the St Clair Flats. Message sent to the Senate

Petition of J D Warren and als for an act of incorporation of Maine Commandery of Knights Templar with a bill accompanying were referred to the Committee on Mercantile Affairs and Insurance. Sent up for concurrence

Bill an act to incorporate the Saccarappa Gas Light Company,

Bill an act granting additional powers to the Receivers of the Grocers Bank.

Bill an act to incorporate the Somerville Manufacturing Company

Bill an act giving the privilege of legitimacy to Charles A French

The foregoing bills, having each had three several readings and each passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, they were severally passed to be enacted, signed by the Speaker and sent to the Senate

Mr Stevens from the Committee on Fisheries on order relating to repealing chap 26 of the public laws of 1858 reported a bill entitled "An act to repeal chapter twenty-six of the public laws of 1858 relating to fish weirs in Kennebec River. Report accepted, bill read twice and tomorrow assigned for its third reading

Resolve authorizing a renewal of a portion of the State debt now read once and tomorrow assigned for its second reading,

Petition of S P. Hinds and sixteen others for aid to Bridgeton Seminary

Petition of Thomas A Talbot & als for a charter for an Turnverein association were referred to Committee on Education

Petition of J G Lincoln & als members of Lincoln County Agricultural Society for a new dividing Line were referred to the Committee on Agriculture

Petition of Amos Holden & als. for an appropriation to repair the Canada road from the forks of the Kennebec River to the Canada line was referred to the Committee on State Lands and State Roads.

Petition of Samuel Currier & als for a bank charter at Hallowell was referred to the committee on Banks and Banking. The above petitions were sent up for concurrence

On motion of Mr Blake of New Gloucester it was Ordered That the committee on Judiciary be and hereby are instructed to enquire into the expediency of so altering that part of sections 37 and 38 of chapter 81 of the revised Statutes that property to the value of five hundred dollars, with the conditions annexed thereto shall not be exempt from attachment and execution Sent up, for concurrence

Bill an act to amend section six of chapter one hundred and fifteen of the revised statutes in relation to pay of members of the Senate and House of Representatives was taken from the table,

On motion of Mr Benbrook of Lewiston the House resolved itself into committee of the Whole for the purpose of considering the above bill. Mr Benbrook was appointed chairman of the committee

After consideration of the bill Mr Blaisdell of Augusta

moved that the Committee rise, which motion prevailed
The Chairman reported Progress.

Mr Goodenow withdrew amendment A proposed by
him and the bill was laid on the table, by the Rules.

Petition of Benjamin Downs & 28 others for a division
of the town of Frankfort was referred to the Committee
on Division of Towns and sent up for concurrence

Bill an act in relation to the powers of Notaries
Public. Laid on the table by the Secretary of State
bills and referred to the Committee on the Judiciary
and sent up for concurrence.

On motion of Mr Goodenow of Alfred it was ordered
that a joint select committee of seven on the part
of the House with such as the Senate may join
be appointed to consider and report upon the
expediency of proposing such amendment of
the constitution as to provide for the election of
Secretary of State, State Treasurer Land Agent,
Attorney General and Adjutant General by
the people instead of the Legislature. Read and
passed and Messrs Goodenow of Alfred, Hanford
of Millbridge, Dunn of Portland, Moores of Pittston
Porter of Lowell, Brown of Mason and Coles of
Trenton were appointed said Committee on the
part of the House. Sent up for concurrence.

On motion of Mr Brown of Mason the House
adjourned.

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Tuesday February 8th 1859.

Prayer by the Rev Mr Felch of Hallowell

The journal of Yesterday was read and approved

Papers from the Senate.

Bill an act entitled, An act to repeal an act additional to incorporate the Maine State Seminary was referred in concurrence to the Committee on Education

Petition of Hector Sutherland praying that his interest in certain lots of land in G. range 2 may be secured to him by legislative action was referred to the Committee on State Lands and State Roads in concurrence.

Mr Whitehouse from the committee on Interior Waters on petition of George W Ray & als reported an order of notice. The same committee also reported an order of notice on petition of S A Morse & als and same report on petition of Samuel Gibson & als and same report on petition of John Lynch & als and same report on petition of Benj Goodwin & als, which reports were severally accepted

Petition of Christopher Bartlett and als for the preservation of pickerel in Worthly pond was referred to the Committee on Fisheries.

Petition of Owen Irish to be set off from the town of Canton and annexed to Peru, was referred to the Committee on Division of Towns.

Petition of 92 citizens of Camden in favor of bien

nial sessions of the Legislature was referred to the joint Special committee having that subject under consideration

Petition of Alex^r Kellar & 173 others of St George asking for the incorporation of Knox County with Camden for its shire was referred to the committee on Division of Counties

Petition of A S Holley & 41 others requesting that such laws may be passed as will encourage the Militia was referred to the committee on the Militia

Petition of Clement Skolfield & 30 others for an act of incorporation for Harpswell Academy.

Petition of N. R French & 15 others for an act to Brunswick Seminary. The two last petitions were referred to the committee on Education and the foregoing reports and petitions were sent up for concurrence

Bill an act to repeal chapter twenty six of the public laws of 1858 relating to fish weirs in Kennebec River was considered and laid on the table

Bill an act to incorporate the Master Masons and members of King Solomon's Lodge was

Bill an act to incorporate the Readfield Mutual Fire Insurance Company, were severally read the third time passed & to be engrossed in concurrence

Resolve authorizing the renewal of a portion of the State debt, was read the second time and passed to be engrossed and sent up for concurrence

Bill an act additional relating to evidence was read the third time and on motion of Mr Osborne it was laid on table

Petition of John Tobey & 40 others of Somerville asking to be set off from Lincoln and annexed to Kennebec County. 177.

Petition of Israel Bladden & others for same were referred to the committee on Division of Counties & sent up for concurrence.

Report of the Committee on Elections on the remonstrance of George L Hinds against the right of Milton G Shaw to a seat in this House being specially assigned for today, was taken up and considered and on motion of Mr Barrows of Fryeburg the report was recommitted with instructions to the committee to report a resolve.

Bill an act relating to powers of sale contained in mortgages of real estate. Laid on the table by Mr Butler of Portland and on his motion referred to the committee on the Judiciary. Sent up for concurrence.

On motion of Mr Butts of Canaan the House adjourned.

Attest George M. Mixer Clerk.

Wednesday February 9th 1859.

Prayer by the Rev Mr Butterfield of Hallowell

The Journal of Yesterday was read and approved

Papers from the Senate.

Petition of Daniel Dudley &als of Presque Isle praying for a law to enable John Allen to purchase more than two hundred acres of land were referred to the Committee on State Lands and State Roads in Concurrence

Petition of Reuel Washburn to establish the salary of the Judge of Probate in the County of Androscoggin was referred to the delegation from Androscoggin in Concurrence

Message of the Governor relating to joint resolutions of Michigan legislature was referred to the committee on Interior Rates in Concurrence.

Order relating to claims of individuals against towns,

Order relating to having ticket offices at railroad stations open half an hour previous to starting of trains

Order of enquiry in relation to repealing an act making valid the doings of school district No 11 in Troy

The above orders were severally passed in concurrence

Petitions of S M Hoskins &als for aid to Westbrook Seminary
of Daniel Billings & als for same
of Thomas Chase &als for same
of Jonathan Eddy &als for same
of Emery O'Beam &als for same were severally referred to the committee on Education.

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Petition of John P Hodsden dals of New Portland for a railroad from Waterville to Carratunk Falls

Petition of Henry S Tobey dals for same were referred to the Committee on Railroads Ways and Bridges.

Petition of John Neptune & 15 others Penobscot indians praying for salary to governor of said tribe was referred to the Committee on Indian Affairs

Remonstrance of Stetson & Co dals against the incorporation of No 8 range 4 with the Danforth tract was referred to the Committee on Incorporation of Towns.

Petition of 178 citizens of Searsmont 22 of whom withdrew from remonstrances for the incorporation of Knox County with Camden for its shire town was referred to the Committee on Division of Counties

Petition of John Randall dals relating to trustee process & petition of Joshua F. Weeks and als for same were referred to the Judiciary Committee

Petition of Calvin Blake & 43 others of Hartland that Skowhegan be made the shire town of Somerset county was referred to the Committee on Division of Counties

Petition of Joseph Clark Jr & others for an appropriation on the road between Moscow and Moose river settlement was referred to the Committee on State Lands and State Roads

Petition of David Perkins & als that Skowhegan be made the shire town of Somerset County was referred to the Committee on Division of Counties

Petition of Thomas Magrath and others to be set off

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 from Chelsea and annexed to the town of Pittston was referred to the committee on Division of Towns.

Petition of Orren Folsom & 8 others of Jefferson to be set off from Jefferson and annexed to Somerville was referred to the committee on Division of Towns, The foregoing petitions and remonstrance were severally sent to the Senate for concurrence

Mr Smart from the committee on the Judiciary on Bill an act giving further remedies against attornies reported the bill in a new draft. Report accepted, bill read twice and on motion of Mr Smart 350 copies of the bill were ordered to be printed for the use of the Legislature and Wednesday next assigned for the third reading of the bill.

On motion of Mr Day of Hallowell it was ordered that the papers in the case of Josiah S Bean, who applies for remuneration for injuries incurred in the service of the State be taken from the files and referred to the committee on claims

On motion of the same gentleman it was ordered that the Judiciary Committee be instructed to enquire into the expediency of giving the law court the discretionary power of recommitting a case to the jury for a new trial, when the court is satisfied by proper evidence that testimony material to its issue and which if proved on the trial would in the judgment of the court have given a different result of the case either by accident was not in proof at the time of the trial; The above orders were sent to the Senate for concurrence

Mr Mitchell from the committee on State Lands

and State Roads reported leave to withdraw on petition of Henry Wilson, Report accepted and sent up for concurrence.

Mr Dow from the Committee on Mercantile Affairs and Insurance on petition of Thomas Mayberry duly reported a bill entitled an act to incorporate the Windham Mutual Fire Insurance Company

Mr Butler from the Judiciary Committee on order relating to Municipal Court of Portland reported a bill entitled an act to amend the act entitled an act to establish a Municipal Court in the city of Portland approved Feby 20, 1856.

Mr Gilbert from the Judiciary Committee on bill an act to amend chapter one hundred and seven of the Revised Statutes relating to depositions, reported the bill in a new draft. The above reports were accepted, the bills each read twice and tomorrow assigned for their third reading

Report of the Committee on Elections on remonstrance of George L Howard against the right of Milton G Shaw to a seat in this House was presented by Mr Stackpole from the committee on elections with resolves accompanying. The report was accepted, the resolves considered and on motion of Mr Holbrook of Foxcroft they were laid on the table and tomorrow assigned for their consideration. On motion of Mr Pierce of Kittery the House ordered the question on the passage of the resolves to be taken by yeas and nays.

Resolve authorizing a book case and cabinet to be constructed in the agricultural room in the capitol,

182 Resolve in favor of Mitchell Francis and Selma Francis

Resolve in favor of Peol Tomah. The above resolves were severally read thrice and passed to be engrossed in concurrence.

Resolve in favor of Emma Sweeny, was read the second time passed to be engrossed, sent up for concurrence

Remonstrance of Everett H French & 12 others of Stockton against any alteration in the line between the towns of Stockton and Prospect.

Remonstrance of James Staples & 52 others against same

Remonstrance of Selectmen of Stockton against same were severally referred to the committee on Division of Towns

Petition of Wm P Frye Register of Probate for the county of Androscoggin for establishment of salary was referred to the delegation from the county of Androscoggin — The above papers were sent up for concurrence

Report of the Committee on Biennial sessions and Elections being specially assigned for today was taken up and considered and again laid upon the table,

Resolve in favor of the acquisition of the Island of Cuba by the United States, laid on the table of the Speaker by Mr Porter of Lowell and on motion of Mr Blaine of Augusta they were laid on the table of the House,

Petition of James Staples & others to alter the line between Stockton and Prospect and petition of Benjamin Shute & others relating to lines between said towns, were referred to Com on Div of Towns, Sent up for concurrence

Bill an act to amend Section six of Chapter 115, 1883, of the Revised Statutes in relation to pay of members of the Senate and House of Representatives was taken from the table on motion of Mr Wells of Freeport & was pending when the House adjourned.

On motion of Mr Wells of Freeport the House voted that when it adjourns it adjourn to meet tomorrow morning at nine o'clock.

On motion of Mr Dow of Portland the House adjourned.

Attest George M. Wilcox Clerk.

184 Thursday February 10, 1859

Prayer by the Rev Mr Estes of Trenton

The Journal of Yesterday was read and approved

Papers from the Senate,

Order from the Senate relating to amending Sec 19 of Chap 82 of the Revised Statutes was read and passed in concurrence

Order relating to the petition of Sa B Delano came from the Senate amended, On motion of Mr Fish of Portland it was laid on the table

Petition of Sarah Woods & 6 others for aid to Westbrook Seminary was referred in concurrence to Committee on Education.

Petition of Robert H Gardiner & 100 others of Gardiner & vicinity for aid to the Portland Society of Natural History, came from the Senate referred to the Committee on State Lands and State Roads, The House non concurred with the Senate and referred the petition to the Committee on Education sent up for con

Order relating to allowing parties charged with offences to testify upon their trial was read and passed in concurrence.

Report of the Committee on Claims on petitions of Enoch Hayletts, asking to be discharged from the further consideration of said petitions and recommending its reference to the Committee on Agriculture Came from the Senate read and accepted, Read and accepted in Concurrence,

LLMC DIGITAL

Mr Dow from the committee on Mercantile Affairs and Insurance on order relating to the protection of buoys and beacons, reported a bill entitled an act for the protection of buoys and beacons.

The same gentleman from the same committee on petition of James P White & als reported a bill entitled an act to incorporate the Belfast Mutual Fire Insurance Company.

The same gentleman from the same committee on petition of the officers and members of King David's Lodge of Lincolnville reported a bill entitled an act to incorporate the officers and members of King David's Lodge of Lincolnville The above reports were severally accepted, the bills each read twice and tomorrow assigned for the third reading of each.

Mr Estes from the committee on Education reported leave to withdraw on petition of Enoch Lurvey & als. He also reported legislation inexpedient on petition of inhabitants of School district No 11 in Orland & No 12 in Ellsworth, Reports accepted, sent up for concur.

Bill an act to incorporate the Master, Wardens and members of King Solomons Lodge. This bill being on its passage to be enacted, was on motion of Mr Stackpole of Waterville indefinitely postponed and sent up for concurrence.

Bill an act to incorporate the Readfield Mutual Fire Insurance Company.

Bill an act to annex to the town of Bradley the gore lying south of the same.

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186 Bill an act to amend an act entitled an act to incorporate the Fairmount Mutual Fire Insurance Company.

Bill an act to incorporate the Otisfield Mutual Fire Insurance Company. The foregoing bills having each had three several readings and each passed to be engrossed and respectively by the committee on Engrossed Bills as truly and strictly engrossed they were severally passed to be enacted signed by the Speaker and sent to the Senate

On motion of Mr Cobb of Auburn it was ordered that the committee on the Judiciary be instructed to Enquire into the expediency of so amending Sect. 4 of chapter 74 of the revised statutes by striking out the words "discontinued and" in the last line of said section so that as amended it shall read "this Sect. A person of sound mind and of the age of twenty one years may dispose of his real and personal estate by will in writing signed by him or by some person for him at his request and in his presence and subscribed in his presence by three credible attesting witnesses

On motion of Mr Butts of Canaan it was ordered that the Committee on Mercantile Affairs and Insurance be instructed to enquire into the expediency of a law vesting in towns the privilege of insuring their own buildings against loss or damage by fire

On motion of Mr Fuller of Corinth it was ordered that the Committee on the Judiciary be directed to Enquire into the Expediency of so amending the first section of the fifty ninth chapter of the revised statutes as to prohibit the intermarriage of persons within the degree of consanguinity of first cousins, The above orders were read once passed and sent up for concurrence

Petition of Wm Freeman & als asking aid for the Portland Society of natural History,

Petition of Samuel Ting & als for same

Petition of J Jewett & N Woods & als for same were severally referred to the committee on Education,

Remonstrance of inhabitants of school district No 2 in Stockton against legislative action in a certain case was referred to the Judiciary committee

Remonstrance of Charles Snipe & 52 others of Arrowsic against the petition of Stephen Preble & als

Remonstrance of Matthew Skotfield & 27 als against same,

Remonstrance of Wm Rice & 56 others of Bath against same

Remonstrance of Wm Hodgkins & 52 others against same were severally referred to the committee on Fisheries

Remonstrance of Henry McGilvery & 66 others against the incorporation of the county of Knox was referred to the committee on Division of Counties,

Petition of John M Wilson asking that the balance due him as surveyor on the Maine and New Hampshire line over and above the appropriation made for that purpose was referred to the committee on claims

Petition of George W. Dyer & als for the State to build a road across the Indian township was referred to the committee on Indian Affairs

The foregoing petitions and remonstrances were severally sent up for concurrence

188 On motion of Mr Williams of Rockland it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of amending the law relating to the powers and duties of Notaries Public in giving notice to indorsers, sent up for concurrence.

Resolves accompanying the report of the committee on Elections on remonstrance of George L Howard against the right of Milton G Shaw to a seat in this House were taken up on motion of Mr Letroke of Foxcroft, the resolves read as follows.

Resolved that Milton G Shaw of Greenville is not entitled to hold his seat in this House as the representative of the district composed of the towns of Monson, Shirley Greenville, Blanchard, Abbott and Guilford.

Resolved that George L Howard Esquire of Abbott is entitled to his seat in this House as the representative of the representative district composed of the towns of Monson, Shirley, Greenville, Blanchard Abbott and Guilford, and that he be admitted to the same.

The question being upon the passage of the resolves Mr Smart of Camden moved that the question be divided and the first resolution put upon its passage first, and the House so ordered and the question being taken by Yeas and Nays as ordered by the House the resolve was refused a passage by Yeas 52 Nays 63 as follows,

Those who voted in the affirmative were Messrs Baker, Bartlett, Bearce, Benjamin, Blake Brann, Bucknam, Carey, Chadbourne, Chadwick Cobb, Cole, Dunn, Dunton, Estes, Jared Fuller, Gwin Harmon, Heal, Hill, Hobbs, Holmes, Horton, Jordan, Lebroke, D T Libbey, McCallis, McDaniel

McFarland, Mitchell, Millett, Muse, Otis, Parker
Percival, Perley, Philbrook, Pike, Rice, Rider,
Robinson, L Sanborn, W. Sharr, Small, J Smith,
Springer, Stackpole, Thomas, Webb, Wilson, Woodman

These who voted in the Negative were Messrs Andrews, Balch, Barrows, Bishop
Blanchard, Blunt, G H Brown, Butler, Butts, Carr,
Carter, Churchill, Clough, Cookson, A Coombs
Cyr, Day, Eddy, Fish, Foster, L H Folsom, Gibbs, Gilbert,
Goodwin, Greeley, Green, Haines, Harding, Hasty, Hunter,
A W Johnson, Jr, J Libbey, J L Libbey, Lowell, Movers
Merrill, Nash, Nickerson, Payson, A. Perkins, S
A Perkins, Piper, Porter, Prentiss, Prince, Rid-
ley, Robie, A Sanborn, Sinclair, Smart, Sprague
Spring, E Stevens, J F Stevens, Storer, Talbot, Walker
Webster, Wells, Whitehouse, Williams, Woodcock,

Mr Smart then moved to amend the second resolve by striking out the words "George L Howard" and inserting therein instead thereof the words "Milton G. Shaw" and the House adopted the amendment and the resolve as amended was passed by Yeas 63 Nays 42 as follows

These who voted in the affirmative were Messrs Andrews, Balch, Barrows
Bartlett, Bishop, Blanchard, Blunt, G. H. Brown
Butler, Butts, Carr, Carter, Churchill, Clough
Cookson, A Coombs, Cyr, Day, Eddy, Fish, Foster
L H Folsom, Gibbs, Gilbert, Goodwin, Greeley, Haines
Harding, Hasty, Horton, A W Johnson, J Libbey,
Lowell, Mason, Movers, Morrill, Nash, Nickerson,
Payson, A Perkins, S A Perkins, Piper, Porter, Pren-
tiss, Prince, Ridley, A Sanborn, Sinclair, Smart
Sprague, Spring, E Stevens, J F Stevens, Storer
Talbot, Walker, Webster, Wells, Whitehouse
Williams, Woodcock,

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190. Those who voted in the negative were Messrs Bearce Benjamin, Blake, Bonn, Buchman, Carey, Chadbourne, Chadwick, Cobb, Cole, Dunton, Esles, Given, Harmon, Head, Hill, Hobbs, Holmes, Jordan, Ivy Lebroke, D Libbey, McDaniel, McFarland, Millett Mitchell, Moore, Otis, Preston, Percival, Perley, Pike, Rich, M Shaw, Small, J Smith, Spinney Stackpole, Thomas, Wilson, Woodman.

Petition of William Milliken of Buxton for the holding of one term of the Supreme Judicial Court at Saco in the County of York, was referred to the Committee from the County of York in concurrence.

On motion of the Senate of Palermo the House adjourned

Attest.

George M. Macy Clerk.

LLMC DIGITAL

Friday February 11, 1859.

Prayer by the Rev Mr Tappan of Augusta

The Journal of Yesterday was read and approved.

Papers from the Senate.

Petition of Justus Gray for two lots of land, and

Petition of Daniel Johnson for remuneration on account of loss sustained by him, by reason of the sale of certain lots by the State to which he claims the right of possession were referred to the Committee on State Lands and State Roads in concurrence.

Petition of Thomas J Page for pension was referred to the Committee on Military Pensions in concurrence.

Petition of W. D Witherspoon sals inhabitants of Butter Island, Great Spruce Island, and Bear Island asking for their proportion of the School funds was referred to the Committee on Education in concurrence.

Petition of George W Maddox & 156 others asking for a law forbidding the authorities or citizens of the State from giving aid and comfort to any and all persons who may be attempting to remove from its limits any person, under any pretence that such person owes service in some other state, was referred in concurrence to the Committee on Slavery &c.

Resolve providing for the distribution of the fifth annual report of the Superintendent of Common Schools came from the Senate passed to be engrossed, Resolve read once, and tomorrow assigned for its second reading.

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192. Report of the Committee on Railroads Ways and Bridges ordering notice on the petition of the York and Cumberland Railroad Company, was accepted in concurrence.

Report of the Committee on the Judiciary on order relating to giving towns authority to procure the writing and publishing the history thereof, reporting a bill entitled an act to enable cities and towns to procure the writing and publication of the histories of the same came from the senate having been read and accepted and the bill passed to be engrossed, Report accepted in concurrence, bill read twice and tomorrow assigned for its third reading.

On motion of Mr Laberee the House granted leave to him to have his name recorded in the votes taken yesterday on the resolves reported by the Committee on elections on the remonstrance of George L Howard. Mr Laberee voted "Yes" on the first resolution and "No" on the second.

Resolve in favor of Peol Tomah

Resolve in favor of Mitchell Francis and Selmo Francis

Resolve authorizing a book case and cabinet to be constructed in the agricultural room in the State House

The above resolves having each had two several readings and severally been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, they were severally finally passed, signed by the Speaker & sent to the Senate

Bill an act to amend chapter 107 of the revised Statutes relating to depositions, was read the third time, amended as per sheet A, and on motion of Mr Benjamin 350 copies were ordered to be printed for the use of the legislature

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Bill an act to amend the act Entitled an act to establish a municipal Court in the city of Portland, approved February 20, 1856,

Bill an act to incorporate the Windham Mutual Fire Insurance Company, The above bills were severally read the third time and passed to be engrossed and sent up for concurrence

Mr Dow of Portland presented the petition of Francis McDonald & als for an act of incorporation with a bill accompanying Entitled, bill an act to incorporate the Portland Kerosene Oil Company. On motion of Mr Dow of Portland the rules were suspended the bill read three times and passed to be engrossed and sent up for concurrence.

Mr Hill from the joint Special committee consisting of the delegation of the County of York reported an order of notice on petition of William Milliken & als

Mr Eddy from the committee on Education reported legislation inexpedient on order relating to amending Sec 52 of chap 11 of R.S. relating to powers of School committees

Mr Gilbert from the Judiciary Committee reported leave to withdraw on petition of Benj Ward & others

Mr Perkins from the Committee on Division of Counties reported an order of notice on petition of John Tobey & als,

Mr Talbot from the Committee on Education reported legislation inexpedient on petition of Samuel W Dresser & als for changes in School laws

Mr Prentiss from the committee on State Lands and

194 State Roads reported leave to withdraw on petition of Nathaniel Churchill, The foregoing reports were severally read and accepted and sent up for concurrence

Mr Dunton from the committee on Change of Names reported a bill on petitions of sundry persons, entitled an act to change the names of certain persons, Report accepted, bill read twice and tomorrow assigned for its third reading,

Bill an act to amend section six of chapter 115 of the revised statutes in relation to the pay of members of the Senate and House of Representatives, This bill was read the third time and being on its passage to be engrossed the House refused to so pass it, The bill was sent to the Senate,

Remonstrance of M S Hagar & 80 others of Richmond against the petition of Sewall Preble & als. and remonstrance of Robert Reed & 9 others of Perkins against the same and remonstrances of George Barton and others

Uriah Reed & 51 others

Harvey Preble & als ~~able~~ against

Same were referred to the Committee on Fisheries

Petitions of John Jewett & als for aid to Westbrook Seminary

Thomas L Deblois & als

Joseph Bowman & als

Amos Nourse & als for aid to the Portland society of Natural History and petition of

John A Waterman & als

William Swasey & als

John P Davis & als

Wingate Carr & als

J W Butterfield & als

Leonard Woods & als

J P Gill & als and

Petition of Hollis Bowman & als all for same were referred to the committee on Education.

Petition of D R Hastings & als for an amendment of chap 61 of revised Statutes entitled "Rights of married women"

Petition of school district No 2 in Stockton to have doings legalized

Petition of Hollis Bowman mayor of Bangor that a portion of the harbour dues collected by the harbor master shall be applied to improvements of the harbor

Remonstrance of the selectmen of Garland against petition of J M Hazeltine & als to make valid the doings of district No 9 in Dexter. The above petitions and remonstrance were referred to the Judiciary committee

Petition of Milo M Dunforth & 101 others of Anson and vicinity for a railroad from Waterville to Carratunk Falls was referred to the committee on Railroads Ways & Bridges

Petition of Caleb Warren & als of Fryeburg and Denmark for the preservation of fish in Elkins & Strong brooks in said towns.

Petition of Osborn Charles of Fryeburg to take toll on logs slipped through his dam on Ballard's brook in said town.

Remonstrance of A B Sutton & 41 others against the petition of A Woodward & als for right to take water from Pushor pond

Remonstrance of Charles Buffum & als against same The above petitions and remonstrances were referred to the committee on Interior waters,

Petition of James S Jordan & als of Danville that a part of said town may be annexed to Auburn

196 Petition and remonstrance of Gibeon Plummer Jr & als of Raymond that a certain unincorporated tract of land may be annexed to Raymond. The foregoing petitions and remonstrances were referred to the Committee on Division of Towns.

Petition of 230 citizens of Lincolnville for the incorporation of Knox County with Camden for its shire town was referred to the Committee on Division of Counties

Petition of John Carver & 49 others of Vinalhaven for biennial sessions of the legislature was referred to the committee on that subject

Petition of Hiram Knowlton of Liberty for a law to exempt him from the payment of a fine imposed on him as a military officer was referred to the Committee on Militia.

Claim of Eastern Times for printing laws was referred to the Committee on Claims, The foregoing petitions remonstrances & claim were sent to the Senate for concurrence

Bill an act to regulate the compensation of members of the Senate and House of Representatives, Laid on the table by leave by Mr Butler of Portland and on his motion the rules were suspended and the bill was read twice and on motion of Mr Gilbert of Bath the bill was committed to the Judiciary Committee with instructions to report the average amount of per diem of a member of the legislature for a full session for the period of ten years and the same for the period since the organization of the State with such other facts as they see fit sent up for concurrence

Mr Perkins from the Committee on Claims on petition

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of David Brown reported that said Committee were unable to agree and asking to be discharged from its further consideration. On motion of Mr Sabattus of Farmington the House recommitted the report with instructions to the committee to report a bill to withhold from the South Kennebec Agricultural Society the annual bounty of the State for Three successive years and report a resolve to restore the same to Mr Brown. Sent up for concurrence

Mr Laberee of Whitefield introduced the following order which on motion of Mr Stackpole of Waterville was laid on the table, Ordered that the Speaker of this House be directed as following, In case a bill shall be introduced in either the Senate or House of Representatives to alter or amend any of the provisions of the revised Statutes or any of the provisions of the additional acts passed in 1857 or 1858 it shall be the duty of the Speaker to lay the bill upon the table and cause to be printed a sufficient number of copies of said act and the proposed amendments unless the House determine otherwise and cause one copy to be furnished to each member of this House that he may be better prepared to vote understandingly which will more fully accord with the constitution and the laws of the State of Maine.

On motion of Mr Butts of Canaan it was ordered that the recommendations and suggestions of the report of the Superintendent of common schools be referred to the Committee on Education.

On motion of Mr Palmer of Brunswick it was ordered that the papers on the files of the last Legislature referring to Normal Schools be laid before the committee on Education The above orders were sent up for concurrence,

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198 On motion of Mr Porter of Lowell it was ordered that the Committee on Pay Roll make up the per diem and travel of George L Howard Esq of Abbott the contestant of the seat of Milton G Shaw — of the class composed of Greenville Abbott &c.

Petition of Gilman Scott for change of name was referred to the Committee on Change of Names

Report of Committee on biennial sessions and Elections reporting resolves providing for an amendment of the constitution in relation to the meeting of the legislature and the term of office of its members and of Governor and other State officers was taken up and the report accepted and the resolves were pending when the House adjourned

A communication was received from the Secretary of State transmitting to the House the annual report of the Bank Commissioners for 1858

On motion of Mr Fuller of Corinth the House adjourned

Attest George W. Wilcox Clerk,

LLMC DIGITAL

Saturday February 12th 1859

Prayer by the Rev Mr Bailey of Gardiner

The Journal of Yesterday was read and approved.

Papers from the Senate,

Report of the Committee on State Lands and State Roads reporting Leave to withdraw on Petition of J B Harvey was read and accepted in concurrence.

Remonstrance of Tobias Billings & als of Unity & Freedom against dividing Waldo county came from the Senate referred to the Committee on Division of Counties,

Petition of J Augustus Allen & als of Letter G. that the Land Agent be authorized to deed him two lots of land came from the Senate referred to the committee on State Lands and State Roads

Petition of Joseph B Hall in behalf of the Trustees of Presque Isle Academy for aid to that institution, and

Petition of Frederick B Jordan & als asking for aid to the Portland Society of Natural History, and Petition of Enoch Pond and als for same were referred to the committee on Education

Remonstrance of James M Bass against the petition of Samuel Lawrence was referred by the Senate to the Committee on Fisheries, The foregoing petition and remonstrance were referred in concurrence.

Report of the committee on Education on petition of inhabitants of School district No 11 in Orland and No 12 in Ellsworth was re-committed in concurrence.

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200 Report of the committee on Mercantile Affairs and Insurance on Bill an act to amend sec 9. of chap. 32 of the revised statutes relating to days of grace. reporting the bill and that it ought not to pass,

Report of the Judiciary Committee reporting leave to withdraw on petition of S C Fessenden & others

Report of the same committee on Bill an act to empower the collector of Dexter to collect the school district tax in district No 9. comprising parts of Dexter and Garland reporting the bill and that it ought not to pass,

Report of same committee reporting legislation inexpedient on order relating to repeal of nuisance act,

Report of the same committee reporting leave to withdraw on petitions of Assessors of Blanchard, of Geo. A Pierce & al of Selectmen of Kingsbury, of Ira Wadleigh & als. of Joseph M Hazeltine and others

Report of the committee on Education on petition of Harmon Jacques and others was by the Senate, recommitted, The above reports were accepted in concurrence,

Order relating to report of Bank Commissioners was read and passed in concurrence

Resolve authorizing the renewal of a portion of the State debt came from the Senate amended as per sheet A and as amended passed to be engrossed, On motion of Mr Blaine the House insisted on the vote whereby it passed the resolve to be engrossed and proposed a conference of the two Houses and appointed Messrs Blaine of Augusta Prentiss of Bangor and Dow of Portland as conferees on the part of the House, Sent to the Senate,

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Mr Jordan from the committee on Division of Towns reported an order of notice on petition of Thos Magrath & als,

Mr Robie from the same committee reported an order of notice on petition of Orren Folsom & others

Mr Libbey from the same committee reported an order of notice on petition of Orren Irish. The above reports were accepted and sent up for concurrence,

Mr Blaine from the Committee on Finance reported a bill entitled an act to provide in part for the expenditures of government; Report accepted bill read twice and Wednesday next assigned for its third reading.

Bill an act to incorporate the officers and members of King David's Lodge of Lincolnville

Bill an act for the protection of buoys and beacons

Bill an act to incorporate the Belfast Mutual Fire Insurance Company. The above bills were severally read the third time and each passed to be engrossed and sent up for concurrence.

Bill an act relating to the annual school returns and the distribution of the state school funds, was read the third time and passed to be engrossed in concurrence

Bill an act further in addition to an act entitled an act to incorporate the Female Orphan Asylum of Portland. By leave laid upon the table by Mr Butler of Portland, and referred to the Judiciary Committee

On motion of Mr Sprague of Greene it was ordered that the committee on Education be directed to inquire into the

expediency of defining more definitely the duties and powers of teachers of public schools in respect to the government and discipline of the same and to report by bill or otherwise

On motion of Mr Butler of Portland it was ordered that the committee on the Judiciary be instructed to enquire whether any change is required in the laws respecting the punishment of the crime of drunkenness and if so to report an act.

On motion of Mr Barrows of Fryeburg it was ordered that the committee on the Judiciary be requested to enquire into the expediency of additional legislation to that part of the 82nd chapter of the revised statutes relating to set off. by providing that in all suits brought on accounts, the opposite party may be allowed to file in set off to the same any note of hand although at the time of filing thereof the same may be barred by the Statute of limitations

Resolves in favor of low rates of letter postage. Laid on the table by Mr Barrows of Fryeburg. Rules suspended & Resolves read thrice and passed to be Engrossed.

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Petition of the Grand Jurors of Penobscot County for an additional criminal term of the S J Court for said County

Petition of County Commissioners of Somerset County for the use of the Jail in the county of Kennebec, and

Petition of John Woodbury & als of Lowell for additional legislation to that part of the 82nd Chapter of the revised statutes relating to set off, were referred to Judiciary Committee

Petition of J M Williamson & als of Scarborough for aid to the Portland Society of Natural History.

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Petition of Israel B. Bradley & als for same, and petition of A F Chisholm & als for same were referred to the committee on Education, 203.

Petition of T M Hayes and others for an act to revive the charter of the Saco River Ice Company

Petition of George Collins and als for incorporation of Proprietors of Meguntecook Water Works, were referred to the committee on Mercantile Affairs and Insurance

Petition of Amos Dwinal & 40 als of letter H. to be incorporated into a town by the name of Lyndon, was referred to the Committee on Incorporation of Towns,

Petition of R H Tucker and others praying for the incorporation of the Wawwenock Bank to have its place of business in Wiscasset was referred to the committee on Banks and Banking.

Petition of B F Corson and 70 others of Starks for a charter of a railroad from Waterville to Carratunk Falls, was referred to Committee on Railroads Ways and Bridges,

Petition of Wm H Goodwin & 103 others for the protection of fish in certain ponds in Kennebec and Somerset counties was referred to the Committee on Interior Waters,

Remonstrance of 186 citizens of Lincolnville against dividing Waldo County was referred to the committee on Division of Counties,

Claims of certain individuals of Portland for watching jail in Cumberland county in 1856 were referred to

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The Committee on Claims,

The foregoing reports, Bills, Petitions, Remonstrances and claims and papers were sent to the Senate for concurrence.

Resolves in favor of the acquisition of Cuban were taken from the Table on motion of Hon Blaine of Augusta, who moved to amend the Resolves as per sheet A. The resolves having been considered they were again laid on the table.

On motion of Hon Blaine of Augusta the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Monday February 14th 1859.

Prayer by the Rev Mr Randall of Gardiner

The journal of Saturday was read and approved

Papers from the Senate,

Bill an act to regulate the compensation of members of the Senate and House of Representatives. came from the Senate, that branch nonconcurring with the House in referring the bill to the Judiciary Committee. but referring it to the Joint Select Committee on Retrenchment and Reform, The House receded from its vote and concurred with the Senate,

Report of the Androscoggin Delegation on petitions of the Judge and Register of Probate for the county of Androscoggin, referring a bill entitled an act establishing the salaries of the Judge of Probate and of the Register of Probate for the county of Androscoggin This report came from the Senate having been read and accepted. and the bill passed to be engrossed Report accepted in concurrence, Bill read three and tomorrow assigned for its third reading.

Petition of Reine Cyr 1st and 132 others asking for a law authorizing the Land Agent to repurchase that part of Township 18, range 3, 4 & 5, west from the East line of the State as was granted by them by the Governor and Council of New Brunswick came from the Senate referred to the committee on State Lands and State Roads, Referred in concurrence.

Mr Pike of Calais presented the credentials of Samuel P. Benson member elect from Aland, Eastport and

Brookville and by direction of the Speaker Mr Pike accompanied the member elect to the Council Chamber where he took and subscribed the oaths of office required by the constitution

Mr Day from the committee on Banks and Banking on petition of Calvin Spaulding, has reported a bill entitled an act to reduce the Capital Stock of the American Bank at Hallowell.

Mr Robie from the committee on Division of Towns on petition of Nelson Dingley and als reported a bill entitled an act to set off a part of the town of Danville and annex the same to the town of Auburn

Mr Daw from the committee on Mercantile Affairs and Insurance on order relating to foreign insurance companies reported a bill Entitled an act relating to Insurance Companies. The foregoing reports were severally read and accepted the bills read twice and tomorrow assigned for their third reading

Bill an act to incorporate the Portland Kerosene Oil Company came from the Senate referred to the committee on Mercantile Affairs and Insurance. The House receded from the vote whereby it passed the bill to be engrossed and refused it's concurrence.

On motion of Mr Day of Hallowell. it was ordered that the judiciary committee be instructed to enquire into the expediency of enacting a law to stop the accruing of interest on town orders after notice given.

On motion of Mr Hayford of Middlebridge it was ordered that the committee on the judiciary be directed to enquire

and report what further legislation is necessary in relation to the execution of personal property under mortgage

On motion of Mr Holmes of Peru it was ordered that the Judiciary Committee be instructed to enquire into the expediency of amending Sect 36 of Chap 18 of the Revised Statutes relating to appeals from decisions of commissioners as to locations of highways.

On motion of Mr Goodenow of Alfred it was ordered that the Committee on the Judiciary be directed to enquire what further legislation (if any) is necessary to enforce payment of debts of married women

On motion of Mr Pike of Calais it was ordered that the Committee on State Lands and State Roads be instructed to enquire into the expediency of allowing timber to be cut on the public lands with a view of deriving a revenue from the same and if they deem it inexpedient, that they report in full the reasons why they so deem it. The above orders were sent to the Senate.

Resolve providing for the distribution of the fifth annual report of the Superintendent of common schools was read the second time and passed to be engrossed in concurrence

Resolve in favor of the Insane Hospital, was read the third time and passed to be engrossed. Sent up for concurrence

Bill an act to enable cities and towns to procure the making and publication of the histories of the same was read the third time and passed to be engrossed in concurrence

Bill an act to repeal chapter 29 of the public laws of 1858 relating to guardians. Laid on the table by Mr Robie of Gorham: Referred to the Judiciary Committee. Sent up for concurrence.

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208 Petition of James Doyle & 35 others of Eaton Grant for an act of incorporation and

Petition of W A Vaughan & als for same came from the Senate referred to the Committee on State Lands and State Roads They were referred in concurrence,

Report of the Committee on Division of Towns repealing leave to withdraw on petition of Selectmen of Prospect and on petition of James Staples & als was accepted in concurrence,

Remonstrances of Atwell D Staunton & als against the incorporation of the county of Knox and remonstrances of

Daniel Putnam & als
J H Fuller & als
Inhabitants of Liberty
Daniel Dinsmore & als
Rufus Stone & als
J Goodwin & als against same and

Petition of Henry Berrage & 108 others for the incorporation of the county of Knox with Camden for its Shire town were all referred to the Committee on Division of Counties

Petitions of G W Chadbourne & als for aid to Portland Natural History Society and petitions of

J D Parker and others
W B Sewall and others for same and

Petition of James S Hall & als for aid to Westbrook Seminary were referred to the Committee on Education

Remonstrance of Luther Lewis & 28 others against the petition of A Moorman & als was referred to the Committee on Inland Waters

Remonstrance of Daniel Nickerson & 30 others against the petition of Rufus Dennett

Petition of the Selectmen and assessors of Phippsburg praying that the doings of said town may be legalized were referred to the committee on the Judiciary.

Petition of Sylvester Rollins & 43 others of Presque Isle that the Land Agent may be authorized to convey to Marcellus L Foster a swamp lot of land. Was referred to the committee on State Lands and State Roads.

Petition of Thomas E Mobley & 43 others of Milton for a town Insurance company, was referred to the committee on Mercantile Affairs and Insurance.

Petition of C B Hunter & 83 others of Chelsea praying that the North half of the town may be set off and annexed to the city of Augusta and the South half of the town annexed to the town of Pittston was referred to the committee on Division of Towns.

Petition of Nathan Emerson & 30 others of Orland asking for the repeal of a special law passed in 1846 Entitled an act to prevent the destruction of fish in the East Penobscot River in the town of Orland was referred to the committee on Fisheries

Petition of Thomas Colson and others praying for a change in the law relating to the branding of lime was referred to the committee on Manufactures.

The foregoing remonstrances and petitions were severally sent to the Senate for concurrence.

Petition of Betsey Packard for change of name

Petition of Francis M Shaw for same were referred to the committee on Change of Names

210 Bill an act to change the names of certain persons

The above bill having had three several readings was passed to be engrossed, Sent up for concurrence

On motion of Mr Smith of Hartford the House adjourned

Attest George M. Wicap. Clerk.

LLMC DIGITAL

Prayer by the Rev Mr Fuller of Hallowell

The Journal of Yesterday was read and approved

Papers from the Senate.

Remonstrance of James P. White & 913 others against the incorporation of the county of Knox and Remonstrances of J M Bailey and others
Jacob Ellwell and others against same were referred in concurrence to the Committee on Division of Counties

Petition of Jason Hill & als to be set off from the Town of Lincolnville and annexed to Northport was referred to the Committee on Division of Towns in concurrence

Report of the Judiciary Committee reporting legislation inexpedient on or relating to altering sections 25 and 26 of Chap. 46 of the revised Statutes came from the Senate that branch having reconsidered their vote accepting said report and recommitting it. The House receded and concurred with the Senate.

...

Order relating to giving authority to Secretary of State to purchase county maps; and

Order relating to amending section 10 of Chap 55 of the revised Statutes came from the Senate having been read and passed. They were passed in concurrence

Mr Woodcock from the committee on Interior Waters reported an order of notice on petition of Osborne Chandler & Fifteen.

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212. Mr Cobb from the committee on Incorporation of Towns reported an order of notice on petition of Amos Dwinal & als. He also from the same committee reported an order of notice on petition of James Doyle & als. Reports accepted and sent to the Senate.

On motion of Mr Blaine of Augusta it was ordered that the Judiciary Committee be directed to enquire into the expediency of so changing the statute law that persons convicted of larceny and sentenced to the State Prison may have their sentences commuted to confinement in a county jail at the discretion of the Governor whenever the public interests may in his opinion require such commutation.

On motion of Mr Haines of Noblebrough it was ordered that the Committee on the Judiciary be instructed to enquire what legislation is necessary to protect judgment debtors from the vexation and additional cost of a trustee process where such debtor openly possesses abundant means in real and personal estate to pay such judgment. Also to protect such debtors from the summoning of fictitious trustees or other persons in cases where the court may be satisfied that such trustee process was unnecessary or intended to oppress the debtor.

On motion of Mr Smith of Marion it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of exempting harnesses from attachment and seizure in execution.

On motion of Mr Clark of Gray it was ordered that the committee on the Judiciary be requested to enquire into the expediency of legalizing the official acts of Sheriffs and their deputies for the political year 1856.

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The preceding orders were sent to the Senate.

Mr Dow of Portland by leave laid upon the table Bill an act to incorporate the Portland Five Cents Savings Bank, which was referred to the Committee on Banks and Banking. Sent up for concurrence

Bill an act to reduce the capital stock of the American Bank of Hallowell

Bill an act relating to Insurance Companies The above bills having severally been read the third time and each passed to be engrossed, Sent up for concurrence.

Bill an act to set off a part of the town of Danville and annex the same to the town of Auburn was read the third time and on motion of Mr Libbey of Pownal, was laid on the table and thursday next assigned for its consideration.

Remonstrances of Davis Woodman & 209 others of Searsmont against the incorporation of the county of Knox and [illegible]

David L Lincoln and others
John Carver and others
Hiram T Black & als
Amos Pitcher & others
S P Hinds and others
Samuel Norton & 218 & als against same

Remonstrance of A B Penney & 107 others of Canaan against changing shire town of Somerset County

Petition of 152 citizens of Vinalhaven for the incorporation of the county of Knox with Camden for its shire

The above remonstrances & petition were severally referred to the Committee on Division of Counties and sent up for concurrence

214 Bill an act establishing the salaries of the Judge of Probate for the county of Androscoggin and the Register of Probate was Read the third time and on motion of Mr Jordan of Poland laid upon the table.

Remonstrance of 46 citizens of Camden against the petition of Rufus Dimmick and

Petition of Susan M Blodgett for divorce and

Petition of J O Gilman & als of Monmouth for an act to make valid the doings of school district No 9 in said town were referred to the Judiciary Committee

Petition of Lincoln Mutual Fire Insurance Company of Bath for amendment of charter was referred to the Committee on Mercantile Affairs and Insurance

Petition of O P Tuckerman & als of Portland for Five cent Savings Bank was referred to the Committee on Banks and Banking

Petition of Major General Samuel Ward for a law to Encourage the Militia of Maine

Petition of the B company of Artillery 2nd Regiment 2nd Brig. 4th Div for same were referred to Committee on Militia

Petition of R S Porter & 32 others for a law to prevent obstructions to the running of lumber in Pushaw pond. Was referred to the Committee on Inland Waters

Petition of J E Ashford & als for change toll on Gardiner bridge

Petition of Noah Woods & 297 others for same, were referred to the Committee on Railroads Ways and Bridges and all the above papers sent to the Senate.

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Bill an act relating to the annual school returns and the distribution of the State school funds.

Bill an act to enable cities and towns to procure the writing and publication of the history of the same.

Bill an act to amend the act entitled an act to establish a municipal court in the city of Portland approved Feby 20, AD 1856.

Bill an act to incorporate the Windham Mutual Fire Insurance Company.

Resolve in favor of Emma Sweeny.

Resolve providing for the distribution of the fifth annual Report of the Superintendent of common schools. The above bills having each had three several readings and the resolves having each had two readings and bills and resolves generally passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed the bills were each passed to be enacted. The resolves severally finally passed, and they were signed by the Speaker and sent to the Senate

Remonstrance of E S Fifield and 87 others of Brown against the petition of Rufus Dimond and

Remonstrance of A B Sutton & 49 others against same were referred to the Judiciary Committee

Petition of Ellen Gage & 37 others for aid to Westbrook Seminary was referred to the Committee on Education.

Petition of William Arnold &c to be incorporated for the purpose of manufacturing oil from coal was referred to the Committee on Mercantile Affairs & Insurance.

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216 The foregoing remonstrances and petitions were sent to the Senate for concurrence. *

Mr. Robie from the committee on Division of Towns reported an order of notice on petition of C. B. Hamlin and others. Report accepted and sent up for concurrence.

On motion of Mr Perkins of Kennebunk upon the House adjourned.

Attest George M. Dicey Clerk.

LLMC DIGITAL

Wednesday February 16, 1859.

Prayer by the Rev Mr Sanderson of Augusta

The journal of Yesterday was read and approved

Papers from the Senate.

Remonstrance of Timothy Mayo & 138 others against the incorporation of the county of Knox and, Remonstrance of S S Gerrish & 37 others against same were referred to the committee on Division of Counties.

Remonstrance of James M Sleeper and 31 others against the petition of Rufus Dimond and

Petition of the members of the Lincoln Bar, also the Grand Jury for Lincoln County, of the Clerk of the Courts and Sheriff of said County praying for an increase of Salaries of the Judges of the Supreme Judicial Court came from the Senate referred to the Committee on Judiciary, The above papers were referred in concurrence.

On motion of Mr Blake of New Gloucester it was ordered that the committee on Manufactures be directed to Enquire if any alteration is necessary in the laws relating to lime casks, And that the same committee Enquire into the expediency of having a standard weight for all lime sold in casks, Sent up for concurrence.

On motion of Mr Dow of Portland it was ordered that the Hall of the House of Representatives be granted on the Evening of next Monday the 21st for a lecture from Rev Cyril Pearl on the Lyceum System its formation and Action, Read and passed.

218. Remonstrance of 162 citizens of Brooks against the incorporation of the county of Knox and remonstrances of 48 citizens of Vinalhaven and of Nathan Allen & 112 others against the same.

Petition of 10 citizens of Lincolnville to have their names attached to a remonstrance against the incorporation of the County of Knox

Petition of Eben Cobb & 259 others asking for the incorporation of the county of Knox with Camden for its shire town, and petitions of 38 citizens of Camden, of Benj Clark & 24 als of S B Motherbee & 159 als, of 86 citizens of South Thomaston of 35 citizens of Lincolnville for same, and

Remonstrances of J W Wiswell & 49 others
Reuel B Mitchell
Henry Erskine & 134 als
A W Boynton & als
Miles Staples & 104 als
50 citizens of Lincolnville against same
were referred to the Committee on Division of Counties

Petition of B. company of Orland for law to encourage the Militia was referred to the Committee on the Militia.

Remonstrance of Dearborn Harriman & 29 others against petition of Rufus Dwinal and remonstrances of John H Smith & 51 als and John B Dudley & 20 others against the same and of Stillman Cotton & 16 others and J P Hook and 55 als were referred to the Judiciary Committee

Petition of 60 citizens of Whitefield asking for the repeal of an act of 1858 relating to toll on Gardiner and Pittston bridge was referred to the Committee on Railroads Ways and Bridges.

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Remonstrance of R S Stevens & 280 others of Paris against dividing that town was referred to the Committee on Division of Towns.

Petition of David Talbot Sals for a new bank at Camden was referred to the committee on Banks and Banking.

Petition of Nath Alford Sals of Hope for an insurance company was referred to the Committee on Mercantile Affairs and Insurance.

Petition of Daniel Hopkins of Fort Fairfield for indemnity for horses seized by E C Blake deputy collector at Fort Fairfield in 1854 was referred to the committee on Claims. The foregoing papers were sent to the Senate for concurrence.

Mr Stackpole from the committee on Elections on credentials of Samuel P Brown reported that gentleman elected as representative from the district composed of the towns of Orland Castine & Brooksville. Report accepted.

Resolve in favor of the Committee on the State Prison, came from the Senate passed to be engrossed. Laid over one day.

Mr Perkins from the Committee on Claims on petition of John M Wilson reported a resolve in favor of John M Wilson. Report accepted resolve read once and tomorrow assigned for its second reading.

Bill an act to provide in part for the expenditures of government being assigned for to day was read the third time and on motion of Mr Stackpole of Waterville the further consideration of the bill was postponed until tomorrow.

Mr Perkins from the Committee on Claims reported

 leave to withdraw on petition of the Overseers of the poor of the town of Pittston, Report accepted

Bill an act giving further remedies against attorneys. This bill having been read three several times and amended as per sheets A B & C was passed to be engrossed and sent up for concurrence.

Bill an act for the protection of buoys and beacons.

Bill an act to incorporate the Belfast Mutual Fire Insurance Company.

Resolve in favor of low rates of postage. The above bills having had three several readings, and the resolves having had two readings and each passed to be engrossed and reported by the committee on Engrossed Bill as truly and strictly engrossed, the bills were each passed to be enacted, the resolve finally passed and they were signed by the Speaker and sent to the Senate.

Remonstrances of L Mariner and 36 others against the petition of Rufus Dwinal and
H B Emery and 32 others
Wm Jameson and 40 others
Clark Hersey and 11 others
A O Ellis and 59 others
Nahum Warren and 77 others
Warren Stanhope and 54 others
G W Perkins & 75 others
John Lord and others against same were referred to the Judiciary Committee & sent to the Senate

Petition of J Prescott & 26 others for a fish way through Kennebec Dam.
Petition of Hartley Merrick & als for same.

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The foregoing petitions were referred to the Committee on Interior Waters in concurrence.

Remonstrance of William Parkman & 125 others of Solon against changing shire town of Somerset County, and remonstrance of Warren P Whitten & 33 others of Cornville against same, and

Petition of Abel C French and 9 others of Cornville that Skowhegan may be made the shire town of Somerset County were referred to Committee on Division of Counties

Petition of S H Keeler & als for grant of land to Portland Natural History Society; and

Petition of Gilman Davis and als for aid to the Maine Medical School, were referred to the Committee on Education.

Petition of Benj Young & als for a bridge charter was referred to the Committee on Railroads Ways and Bridges The above papers were sent to the Senate for concurrence.

On motion of Mr Wells of Freeport it was ordered that the petitions and papers on file relating to the subject of aid to the Maine Medical School be taken from the files and referred to the Committee on Education

On motion of Mr Burbank of Lewiston it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of amending Sec 21 of chap 79 of the revised statutes relating to the admission to practice of attorneys at law.

On motion of Mr Prentiss of Bangor it was ordered that the Judiciary committee enquire what further provisions

 are necessary in relation to exceptions in criminal cases, so as to prevent the great expense now accruing to every county in the state by the filing of frivolous exceptions for the sake of delaying sentence. The foregoing orders were sent to the Senate for concurrence

Mr Pike from the Committee on Finance on order relating to assessing a state tax reported a bill entitled an act for the assessment of a state tax for the year one thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred and nineteen dollars thirty cents

The same gentleman from the Judiciary Committee on order relating to commutation of sentence of certain convicts reported a bill entitled an act for the commutation of the sentences of certain persons The above reports were read and accepted the bills each read twice and tomorrow assigned for their third reading.

Resolve in favor of Marcus R Keep, was read the second time and passed to be engrossed in concurrence....

On motion of Mr Sanborn of Parsonsfield the House adjourned

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Thursday February 17th 1859.

Prayer by the Rev Dr Tappan of Augusta.

The Journal of Yesterday was read and approved

Papers from the Senate.

Petition of Penobscot Mutual Fire Insurance Company for an amendment of charter was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Remonstrance of Moses Hodgdon & als against the petition of Rufus Dwinal was referred to the Judiciary Committee in concurrence.

Remonstrances of Otis D Wilson & als against the incorporation of the county of Knox and of
Nathan Pierce & 97 others
B F Holbrook & 20 others
Vinal Hills & 30 others against same were referred in concurrence to the committee on Division of Counties.

Order relating to Supervisors of Schools was read and passed in concurrence.

Report of the Committee on Agriculture granting leave to withdraw on petition of Enoch Hoyt was accepted in con

Report of the Committee on Claims granting leave to withdraw on petition of the Overseers of Pittston. On motion of Mr Smart of Camden the House voted to reconsider the vote whereby it accepted the report and recommitted it sent up for concurrence.

Bill an act making further Equity provisions

224. Bill an act relating to evidence in courts,

Bill an act defining the penalty for obtaining property by representations falsely and fraudulently made The foregoing bills were by leave laid on the table by Mr Folsom of Bloomfield and referred to the Judiciary Committee

Bill an act relating to the trustee process, Laid on the table by leave by Mr Dorr of Portland and referred to the Judiciary Committee,

Bill an act to amend an act entitled an act to incorporate the Proprietors of the Hallowell and Chelsea Bridge, Laid on the table by leave by Mr Day of Hallowell and referred to the Committee on Railroads Ways and Bridges The above bills were sent up for concurrence,

On motion of Mr Cushing of Frankfort it was ordered that the petition of Robert P Chase and the accompanying documents be taken from the Senate files of 1858 and returned to the petitioner

On motion of Mr Thomas of Harrison it was ordered that a joint select committee composed of the delegation from Cumberland county be instructed to enquire into the expediency of providing for the compensation of the Register of Deeds of that County, by a fixed annual salary or otherwise to change the rate of payment for his services

On motion of Mr Brown of Orland it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of changing the present lien law on vessels.

On motion of Mr Horton of Dexter it was ordered that the committee on the Judiciary take into consideration

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the propriety of fixing a day in March for the holding of the annual meetings of the towns in this state. Also the propriety of adjourning the judicial courts on the day so established. The above orders were sent to the Senate.

Order relating to taking from the files the petition of Ira B Delano. This order was taken from the table on motion of Mr Gilbert of Bath and on his motion the House receded from its vote passing the order and concurred in the Senate amendments marked A and B. Amendment C of the Senate was rejected, the House insisting on the vote by which it passed and proposed a conference of the two Houses on the disagreement and appointed Messrs Gilbert of Bath. Mills of Freeport and Perkins of Topsham as conferees on the part of the House.

Mr Lebroke from the committee on the Judiciary reported legislation inexpedient on order relating to filing demurrers in Sup Jud. Report accepted and sent up for concurrence.

Mr Robie from the Select committee on petition of E N Jackman duly in behalf of idiotic and feeble minded children reported a resolve in favor of training and teaching indigent idiotic children. Report accepted, resolve read once and Wednesday next assigned for its second reading

Remonstrances of B P Keene & 24 others of Aroostook against the incorporation of Knox County, and of

J M Harriman and others

A Sleeper and others

E N Searey and others against same, and

Remonstrance of John P Hayden & 193 others of Penobscot against change of Shiretown of Somerset County.

226. Remonstrances of Joseph S Nicols & als. of D R, Mc Intire & als, James Cyphers & als, & D Martin & als were referred to the Committee on Division of Counties

Petition of Joseph G. Deering & als for amendment of law relating to trustee process.

Petition of Alfred Cushman and 76 others for additional laws to protect roads constructed by the state.

Remonstrances of Daniel Curtiss & 41 others against the petition of Rufus Dwinal. also remonstrances of
Samuel Phipps & als
George M Joss & als
Joshua Hill & als
F W Hill & als
Jefferson Goodwin & als against same and
Petition of Willison Clark & 40 others of Salem that Wm. Witham may be removed from the office of Justice of the peace by address or impeachment. were severally referred to the Judiciary Committee.

Remonstrance of H G Brown & 81 others against the division of the town of Paris and remonstrances of
Thomas Crocker & als
Town of Paris.
Simeon Cummings & als
Cyrus M Buck & als against same and
Petition of Cyrus Cobb and 199 others for a union of the towns of Auburn and Danville together with sundry petitions therefor numbered from one to ten inclusive were referred to Committee on Division of Towns.

Petition of R Blacker and others in aid of Westbrook Seminary was referred to the Committee on Education.

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Petition of St John Smith & als for the incorporation of the International Bank was referred to the Committee on Banks and Banking

Petition of George Pierce & als of Harrison for an insurance company was referred to the committee on Mercantile Affairs and Insurance.

Petition of Selectmen of Madison & 124 als asking that the use of cart wheels with narrow rims shall be prohibited in certain cases, was referred to the Committee on Railroads Ways and Bridges, The above petitions were sent to the Senate for concurrence

Bill an act to set off a part of the town of Danville and annex the same to the town of Auburn. This bill having been assigned for today was taken up and considered and on motion of Mr Libbey of Pownal the bill was amended as per Sheet A, Mr Barrows of Fryeburg moved to recommit the bill with instructions to the committee to perfect the bill and this was the question pending, when

On motion of Mr Wells of Freeport the House adjourned

Attest George W. Wilcox Clerk.

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228 Friday February 18, 1859.

Prayer by the Rev Mr Dexter of Augusta

The Journal of Yesterday was read and approved

Papers from the Senate.

Remonstrance of D S Flanders & 22 others against the incorporation of the county of Knox. also of
James Aborn & als
Josiah Walker & als
W. S Fuller & als against same were referred in concurrence to the committee on Division of Counties.

Report of the Committee on Interior Waters granting leave to withdraw on petition of Caleb Warner and als: same report on petition of Henry Williams Also reporting an order of notice on petition of Rufus S Porter, were accepted in concurrence

Report of the committee on Judiciary on Bill an act additional to chapter seventy one of the revised statutes relating to administrators and

Report of same committee on Bill an act authorizing the removal and repair of the Methodist meeting house in Wilton came from the Senate having been read and accepted and the bills passed to be engrossed. Reports accepted in concurrence. Bills each read twice and tomorrow assigned for their third reading

Report of the Committee on Mercantile Affairs and Insurance on petition of Francis McDonald

reporting a bill entitled an act to incorporate the Portland Kerosene Oil company in a new draft was accepted in concurrence. The rules were suspended and the bill read three times and passed to be engrossed in concurrence.

Bill an act to change the names of certain persons

Bill an act to reduce the capital stock of the American Bank at Hallowell

Bill an act to incorporate the Portland Kerosene Oil Company.

Resolve in favor of Marcus R Keep. The above bills having each had three several readings and the resolve two readings and severally been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted, the resolve finally passed and they were signed by the Speaker and sent to the Senate

Mr Perkins from the Committee on Claims on petition of David Brown and on instructions of the legislature reported a bill entitled an act relating to the South Kennebec Agricultural Society. Also reported a resolve in favor of Arletta A Brown. Report accepted bill read twice and tomorrow assigned for its third reading, resolve read once and Wednesday next assigned for its second reading.

Bill an act to set off a part of the town of Danville and annex the same to the town of Auburn. This bill being under consideration Mr Bannon of Fryeburg withdrew his motion to recommit. On motion of

Mr Pike of Calais the House reconsidered the vote whereby it adopted amendment A, and granted leave to Mr Libbey of Parsonsfield to withdraw amendment A. On motion of Mr Robie of Gorham the bill was recommitted as per sheets B & C and as amended the bill was passed to be engrossed. Sent to the Senate.

Mr Talbot from the Committee on Indian Affairs on petition of John Neptune &c reported a resolve in favor of John Neptune. Report accepted, Resolve read once and Wednesday next assigned for its second reading

Bill an act for the assessment of a State tax for the year one thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents This bill having had three several readings was passed to be engrossed and sent up for concurrence

Petition of Joseph York & 28 others of Norway in aid of the petition of T O Brown &c and sundry other petitions for same numbered 2 to 11 inclusive were referred to the Committee on Division of Counties & sent to the Senate

A message was received from the Governor through the Secretary of State transmitting the report of the commissioners appointed to examine and report upon the State Prison. The message was read and on motion of Mr Porter of Lowell it was laid on the table and 1000 copies ordered to be printed for the Legislature

Order relating to taking from the files the petition of Asa B Delano came from the Senate that branch refusing a conference and adhering to its former vote, The House receded and concurred in Amendment C. and passed the order in concurrence as amended

Remonstrance of E P Freeman & 207 others against the petition of Rufus Dimond and remonstrances of A Cole and others

Benjamin Greenleaf against same and Petition of Androscoggin Bar for change of time of the Court in that County were referred to the committee on the Judiciary

Remonstrance of Thomas Lincoln & 112 others against changing Shire town of Somerset county and remonstrances of E S Page and 317 others

Major Lord and 77 others against same and Resolves of the town of Thomaston against dividing Lincoln County were referred to the Committee on Division of Counties

Petition of Samuel Wheeler and others for a bank at Phillips was referred to the Committee on Banks and Banking.

Memorial of Joseph Adams and others in relation to certain charges heretofore filed by them in regard to Indian Agent was referred to the committee on Indian Affairs. The foregoing papers were sent to the Senate.

Petition of Eliza M Hicks for change of Names was referred to the Committee on Change of Names.

Mr Dow from the Committee on Mercantile Affairs & Insurance reported Leave to withdraw on petition of J D Warren and others Report accepted and sent to the Senate

Resolves providing for amendment to the Constitution in relation to the meeting of the Legislature and the time of office of its members and of Governor and other State Officers, and the time of electing County Officers, were taken from the table and considered and on motion of Mr Wells of Freeport they were again laid upon the table.

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232 Mr Barnum from the committee on Education on petition of the Trustees of Westbrook Seminary reported a resolve in favor of Westbrook Seminary Report accepted, resolve read once and tomorrow next assigned for its second reading.

Mr Robie from the committee on Division of Towns on petition of Simeon Stone and Mary Barker reported a bill entitled an act to set off a lot of land from the town of Columbia and annex the same to the town of Centerville Report accepted, bill read thrice and tomorrow assigned for its third reading.

Report of the committee on Banks and Banking on petition of the Ticonic Bank reported a bill entitled an act to reduce the capital stock of the Ticonic Bank was accepted in concurrence, bill read thrice and tomorrow assigned for its third reading.

Report of the Committee on Education on Bill an act to repeal an act Entitled an act additional to incorporate the Maine State Seminary repealing the bill in a new draft came from the Senate recommitted with instructions to report a detailed statement of facts The House concurred in the action of the Senate.

Bill an act to provide in part for the Expenditures of Government was taken up and considered and Mr Greeley of Palermo moved that it be laid on the table and this question was pending when

On motion of Mr Greeley of Palermo the House adjourned

Attest George M. Wilcox Clerk.

Saturday February 19. 1859.

No Chaplain present.

The journal of Yesterday was read and approved

Papers from the Senate.

Petition of P Neville & als selectmen of Littleton asking the state to locate the public lands belonging to said town was referred to the Committee on State Lands and State Roads in concurrence

Remonstrance of the inhabitants of Plymouth Grant against the incorporation of said Grant was referred to the Committee on Incorporation of Towns in concurrence

Petition of Henry Dionne and 24 ors for an appropriation for schools in Madawaska was referred to the Committee on Education in concurrence.

Order relating to Clinton academy was passed in concurrence

Report of the Committee on State Lands and State Roads granting leave to withdraw on petition of David G. Cook was read and accepted in concurrence

Bill an act to provide in part for the expenditures of government was laid on the table.

On motion of Mr Thomas of Bluehill it was ordered the Committee on the Judiciary be instructed to enquire into the Expediency of amending the third section of chapter 608 of the laws of 1852 so as to give to certain plantations greater powers to enforce the payment of taxes. Sent up for concurrence.

234 On motion of Mr Woodcock of Baring it was ordered that the petition of Godfrey Lyscomb and accompanying papers be taken from the files of the last Legislature and placed "de novo" before the Committee on Division of Towns sent up for concurrence

Bill an act to empower the collector of Dexter to collect school district tax in district number nine comprised of parts of Dexter and Garland. Laid on the table by Mr Horton of Dexter and ordered one day by the rules

Report of the committee on Incorporation of Towns on petition of Daniel Bartlett &als reporting a bill entitled an act to annex the town of Seaville to the towns of Mt Desert and Tremont was accepted in concurrence. Bill read twice and Monday next assigned for its third reading

Remonstrance of Joshua Boynton &57 &ls against change of Shire town of Somerset County and remonstrances of Albert S Dennis &als

Foster S Palmer &als against same were referred to Committee on Division of Counties. Sent to Senate

...

Bill an act to set off a part of the town of Deweville and annex the same to the town of Auburn, This bill having had three several readings and passed to be engrossed and reported by the committee on Engrossed Bills, as truly and strictly engrossed was passed to be enacted signed by the Speaker and sent to the Senate

...

Resolve in favor of the Committee on the State Prison was read once and Wednesday next assigned for its second reading

Bill an act relating to the preservation of fish in the ponds of Litchfield and Wayne, Laid on

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the table by Mr Andrews of Aroostook and under the rules lies over until Monday

Bill an act giving further remedy against attorneys came from the Senate that Branch concurring in House amendments A, B & C and further amending the bill as per sheets marked D & E and as amended passed the bill to be engrossed, On motion of Mr Mc. Crillis of Bangor the bill was laid upon the Table,

Bill an act to provide for the commutation of the sentence of certain persons,

Bill an act to set off a lot of land from the town of Columbia and annex the same to the town of Centerville The above bills were severally read the third time & passed to be Engrossed, Sent up for concurrence.

Bill an act additional to chapter seventy one of the revised statutes relating to administration,

Bill an act to reduce the capital stock of the Penobscot Bank,

Bill an act authorizing the removal and repair of the Methodist-Meeting house at Milton Upper Mills, The above bills were each read the third time and passed to be engrossed in concurrence.

Mr Dow from the Committee on Mercantile Affairs and Insurance on petition of Lincoln Mutual Fire Insurance Company reported a bill entitled an act giving additional powers to the Lincoln Mutual Fire Insurance Company, Report accepted, bill read twice and Monday next assigned for its third reading

Bill an act relating to the South Kennebec Agricultural Society

The foregoing bill was read the third time and on motion of Mr Potts of Gardiner it was indefinitely postponed and sent up for concurrence,

On motion of Mr Bartlett of Monroe it was ordered that the Judiciary Committee Enquire into the expediency that all taxable property be holden for the tax, Also Strike out the word "Nine" and insert "Six" in Chapter 6. Sec 150 of revised Statutes. Sent up & Passed

Mr Jordan from the committee on Division of Towns reported an order of notice on petition of Jason Hills &c Report accepted

On motion of Mr Day of Hallowell the House suspended the rules and reconsidered the vote whereby on Feby 5. it accepted the report of the committee on Division of Towns on petition of A M Cummings &c. and recommitted the report

Mr Perley from the committee on Agriculture reported reference to the next legislature on petition of the President and Secretary of the Androscoggin Agricultural Society"

On motion of Mr Brown of Mason it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of reporting an amendment to Sec 142 of Chap 6 of the revised Statutes by striking out the words "State paper" and inserting the words "Some paper published in the county wherein such lands may lie if such paper there may be otherwise in the State paper" The above report was accepted and the papers sent to the Senate.

...

Mr Robie from the committee on Division of Towns on petition of the Selectmen of the Town of Winthrop, reported a bill entitled an act to define intelligibly the division line between the towns of Winthrop and Monmouth Report accepted, bill read twice and Monday next assigned for its third reading

On motion of Mr Stevens of Searsport it was ordered that the Secretary of State be directed to deliver to the town of Searsport the following volumes of the Maine Reports to wit vols. 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 25. 29. 30. 31. 32 33. 34. 35. 38. 41. being the volumes wanting at the division of town books when set off from the town of Prospect and now not received to which the town is entitled since the separation. Sent up for concurrence

...

Remonstrance of Hon John S Tenney & 317 others against change of shire town of Somerset County and of

Rodney Collins & als

Wm H Ellis & als against same were referred to the committee on Division of Counties.

...

Remonstrance of the selectmen of Smithfield & 125 als against setting off a part of Smithfield and annexing the same to the town of Stanidgewock was referred to the committee on Division of Towns.

Petition of James R Smith and 41 others for a railroad charter from Waterville to Canaan and Fairfield was referred to the committee on Railroads Ways and Bridges

Petition of Charles O Fanning and others to be incorporated into the Penobscot Leather Manufacturing Company was referred to the committee on Mercantile Affairs and Insurance.

The foregoing petitions and remonstrances were severally sent to the Senate for concurrence.

Resolves in favor of the acquisition of Cuba were taken from the table on motion of Mr Wells of Freeport and the question being on amending the same as per sheet A, Mr Porter of Lowell moved

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and this House ordered, that when the question is taken it be taken by Yeas and Nays. On motion of Mr. McCrillis of Bangor the resolves were laid on the table.

Petition of Thomas Skinner for grant of land was referred to the Committee on State Lands and State Roads and sent up for concurrence

On motion of Mr. Brown of Mason the House adjourned

Attest Geo. M. Micoy Clerk.

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Monday February 21, 1859.

Prayer by the Rev Mr Bartlett of Augusta.

The journal of Saturday was read and approved

Papers from the Senate.

Petition of Walker Darling for a pension came from the Senate referred to the Committee on Military Pensions

Petition of J A Linscott & als for a Bank at Farmington was referred by the Senate to Committee on Banks & Banking

Petition of A E Dolbier & 61 others for an appropriation to repair road from Kingfield to Eustis Mills came from the Senate referred to the Committee on State Lands and State Roads The above petitions were referred in concurrence.

Order relating to amending chapter 11 of the revised statutes was read and passed in concurrence.

Report of the Committee on Mercantile Affairs and Insurance on petition of John Neal & als reporting a bill entitled an act to incorporate the Vienna Mutual Fire Insurance Company was accepted in concurrence bill read twice and tomorrow assigned for its third reading

Bill an act to empower the collector of Dexter to collect school district tax in district number nine composed of parts of Dexter and Garland.

Bill an act to prevent the destruction of pickerel in the Purgatory ponds in the town of Litchfield and Monmouth The foregoing bills were severally read twice and tomorrow assigned for their third reading.

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240. Mr Woodman from the Committee on Indian Affairs on credentials of Joseph Nicolar reported a resolve in favor of Joseph Nicolar

The same gentleman from the same committee on petition of John Neptune and others reported a resolve to promote the education of the Penobscot Indians The reports were accepted. resolves read once and Wednesday next assigned for their second reading.

Bill an act to define intelligibly the division line between the towns of Winthrop and Wayne

Bill an act giving additional power to the Lincoln Mutual Fire Insurance Company.

Resolve in favor of Newell Saul & others Penobscot Indians The above bills having severally had three readings and the resolve having had two readings. they were severally passed to be engrossed and sent up for concurrence.

Bill an act to annex the town of Seaville to the towns of Mt Desert and Tremont. This bill having had three several readings was passed to be engrossed in concurrence.

On motion of Mr Robie of Gorham it was ordered that the Committee on State Prison be directed to enquire into the expediency of providing by law for a permanent chaplain to the state prison as suggested by the report of the Warden of the State Prison

On motion of Mr Watts of Thomaston it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of providing by law against persons coasting or sliding down hill in public highways

The foregoing orders were sent to the Senate.

Remonstrances of David Patterson & 165 others against changing shire town of Somerset County, and of
B F Corson & 204 als
James Fuller & 91 als
Bradbury T Dinsmore & 134 als
Isaac Daggett and 52 als
A J Lane and als against same and
Petition of Samuel Parker & 58 others that Skowhegan may be made the shire town of Somerset County were severally referred to the Committee on Division of Counties

Petition of David Black and als of Sedgwick for the preservation of fish in Gray's pond was referred to the Committee on Fisheries

Petition of Morgan L Garey & 71 als relating to settlers on No 3. range 5. referred to Committee on State Lands & State Roads

Petition of Elijah B Smiley and 48 others for a fish way through the Kennebec dam was referred to the Committee on Interior Waters,

Petition of C G. Bachelder & 44 others in aid of the petition of A W Cummings & als was referred to the Committee on Division of Towns. The above papers were sent to the Senate for concurrence.

Bill an act authorizing the removal and repair of the methodist meeting house at Wilton upper Mills This bill having been passed to be engrossed and reported by the Committee on Engrossed bills as truly and strictly engrossed was passed to be enacted signed by the Speaker and sent to the Senate

LLMC DIGITAL

242. On motion of Mr Gardiner of Agreed it was ordered that the message of the Governor transmitting the report of the Commissioner appointed to examine into the affairs of the Maine State Prison together with said report be referred to the Committee on the State Prison with instructions to Enquire into the expediency of carrying into Effect the recommendations therein made. Sent up for concurrence.

On motion of Mr Smart of Camden the House adjourned.

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Tuesday February 22nd 1859.

Prayer by the Rev Mr Armitage of Augusta

The journal of yesterday was read and approved

Papers from the Senate.

Order relating to furnishing law reports to the town of Searsport was returned from the Senate amended by inserting after the words "reports" the words "provided they are in the State Library" and as amended passed. The House receded, amended the order in concurrence and passed it in concurrence.

Resolve in favor of the Insane Hospital came from the Senate amended as per sheet A and as amended passed to be engrossed. The House receded from the vote passing the resolve to be engrossed, amended the resolve in concurrence and as amended passed the resolve to be engrossed in concurrence.

On motion of Mr Benjamin of Winthrop it was ordered that the Committee on Banks and Banking be instructed to consider the expediency of amending the 21st sect of the 47th chap of the revised statutes so that a special deposit of specie may be kept by any bank in this State in the Bank of Mutual Redemption Boston with like effect as if kept in the Suffolk Bank. Sent up for concurrence.

Mr Robie from the Committee on Division of Towns reported leave to withdraw on petition of Tisdale Dean Sals to divide Frankfort, Report accepted. Sent up for concurrence

Mr Mills from the Select committee composed of the Del-

-egation from Cumberland County on petition of the Commissioners of said county reported a bill entitled an act to annex Gray surplus and the gore on the cape between Raymond and Standish to the town of Raymond and the Songo river gore to the town of Casco

Mr Philbrook from the Committee on Accounts on sundry accounts reported a resolve providing for the payment of Roll of Accounts No 39. The foregoing reports were accepted, the bill read twice, the resolve was read once, tomorrow assigned for the third reading of the bill and Wednesday of next week assigned for the second reading of resolve

Bill an act to provide in part for the expenditures of government being under consideration Mr Bearce of Middlebemps moved to amend the bill as per sheet A. The bill was laid on the table.

Bill an act for the protection of the Houlton and Baring Road, Laid on the table by Mr Prentiss of Bangor and referred to the Committee on State Lands and State Roads and sent to the Senate,

Mr Brown from the Committee on Retrenchment and Reform on bill an act to regulate the compensation of members of the Senate and House of Representatives reported the bill amended and that it ought to pass. Report accepted, bill read twice and tomorrow assigned for its third reading

Remonstrance of Joseph Emery & als against the incorporation of the County of Knox - was laid on the table on motion of Mr Coombs of South Thomaston who presented it.

Petitions of H B Merrill & als, of Daniel Hopkins & als Joshua Frye and als, G C Jones & als, and Otis Little & als, for an agricultural society as petitioned for by T G Hustinkes

were referred to the Committee on Agriculture

Remonstrances of N. K Lancey & als of Hiram Knowlton & als against change of Shire Town of Somerset County and

Petition of John Potter & als to annex Whitefield to Kennebec County were referred to Committee on Division of Counties.

Remonstrance of inhabitants of the Town of Albany against petition of E.S Hutchinson was referred to the Committee on Division of Towns.

Petition of J.C Robbins & als of Brunswick for a new Judicial Court was referred to Judiciary Committee

Petition of James Mason & others that the State would reimburse to M S Stimpson in whole or in part for the sufferings he had to endure on account of an unjust prosecution and confinement in the County jail at Augusta upon a groundless charge was referred to the Committee on Claims. The above papers were sent to Senate.

Report of the Committee on Division of Counties reporting leave to withdraw on petition of Hiram Bass & als for the incorporation of the County of Knox came from the Senate having been read and accepted, the Town of Camden moved to recommit the report with instructions as per Sheet A. and this question was pending when

On motion of the Secretary of Legislation the House adjourned

Attest George M. Wilcox - Clerk.

246. Wednesday February 23rd 1859.

Prayer by the Rev Mr Ingraham of Augusta

The Journal of Yesterday was read and approved

Papers from the Senate.

Resolve in favor of the committee on the State Reform School came from the senate passed to be engrossed. Read once and Wednesday next assigned for its second reading

Report of the committee on Interior Waters reporting leave to withdraw on petition of Abram Woodward & als was accepted in concurrence.

Bill an act to annex the town of Seaville to the towns of Mt Desert and Tremont.

Bill an act additional to chapter 71 of the revised Statutes relating to sales of real estate by Executors administrators and guardians

Bill an act to set off a lot of land from the town of Columbia and annex the same to the town of Centreville

Bill an act to reduce the capital stock of the Ticonic Bank

Resolve in favor of the Insane Hospital.

Bill an act giving additional power to the Lincoln Mutual Fire Insurance Company

The foregoing bills having each had three several readings and the resolve having had two readings and each passed to be engrossed and

reported by the committee on Engrossed Bills as truly and strictly engrossed the bills were severally passed to be enacted, the resolve was finally passed and they were signed by the Speaker and sent to the Senate

Mr Gilbert from the judiciary Committee made the following reports. Legislation inexpedient on order relating to exempting harnesses from attachment. Legislation inexpedient on order relating to interest on town orders. Legislation inexpedient on order relating to fixing a day in March for holding annual town meetings. Legislation inexpedient on order relating to protecting rights of defendants in malicious suits Leave to withdraw, on petition of John Wood & als. Leave to withdraw on petition of Abel D Taylor and Albion Jones

Mr Butler from the same committee reported legislation inexpedient on order relating to the barring of claims against towns in favor of individuals. Legislation inexpedient on order to make judgment creditors interest in land levied on attachable and making mortgagees interest attachable before foreclosure. Leave to withdraw on petition of Joseph Granger & als. Legislation inexpedient on order relating to amending the 37 & 38 sections of chap 81 of the revised Statutes.

Mr Butts from the committee on Education reported leave to withdraw on petition of Arthur McArthur for aid to Limington Academy. The foregoing reports were accepted and sent up for concurrence.

Bill an act to annex Gray Surplus and the gore on the cape between Raymond and Standish to the town of Raymond and the Songo river gore to Casco

Bill an act to empower the collector of Dexter to

 collect school district tax in District number nine composed of parts of Dexter and Garland. The foregoing bills were severally read the third time and passed to be engrossed and sent up for concurrence

Bill an act to incorporate the Vienna Mutual Fire Insurance Company.

Resolve in favor of the committee on the State Prison The above bill was read the third time and the resolve was read the second time and they were each passed to be engrossed in concurrence

Mr Perkins from the Committee on Claims on petition of Horace Taylor & als reported a Resolve in favor of Charles Welch.

Mr Gilbert from the Judiciary Committee on bill an act in relation to powers of Notaries Public reported the bill in a new draft and that it ought to pass.

Mr Butler from the same committee on order respecting the punishment for intoxication reported a Bill entitled an act to punish intoxication. The above reports were accepted, the resolve read once and Wednesday next assigned for its second reading. The bills each read twice and tomorrow assigned for their third reading

Mr Prentiss from the Committee on State Lands and State Roads made a special and detailed report on petition of J F Spaulding & al granting said petitioners leave to withdraw. Mr Cushing of Frankfort moved to recommit the report with instructions as per sheet A and on motion of Mr Prentiss of Bangor the report was laid on the table.

LLMC DIGITAL

Resolve in favor of the training and teaching indigent and idiotic children, was read twice and passed to be engrossed. Mr Robie of Gorham moved to reconsider the vote whereby the resolve was passed to be engrossed and to lay the motion on the table and assign tomorrow for its consideration. The House so ordered.

On motion of Mr Goodenow of Alfred it was ordered that the remonstrances against the removal of the courts for the county of York from Alfred be taken from the legislative files of 1852 and 1854 and referred to the joint Select committee consisting of the Delegation from York County, sent up for concurrence.

On motion of Mr Laberee of Whitefield it was ordered that the joint Committee on Gubernatorial votes be instructed to enquire into the expediency of the passage of a resolve authorizing the Governor and Council to negotiate with the city of Portland or any other city or town in the State by transferring to said city or town on terms agreed upon by the aforesaid Governor and Council on the one part and said city or town on the other part, all the right title and interest that the State of Maine has in an institution incorporated in 1852 by the name of the Reform School and the Governor is hereby authorized to use the seal of the State in its transfer. Read and passed. Mr Burbank of Lewiston moved to reconsider the vote whereby the House passed this order and to lay the motion on the table and assign tomorrow for its consideration, and the House so ordered.

Remonstrances of Israel Vining & 129 als of St Albans against changing shire town of Somerset County, and of
Levi McIntire & 23 als
Robert Crosby & 29 als.

 and of Noah Marsh & 21 als

H C Warren & 36 als against same and

Alpheus Lewis & 9 others against annexing Whitefield to Kennebec County and of

Samuel Carlton & 28 als

W. F. Carlton & 59 als against same were severally referred to the Committee on Division of Counties

Petition of Samuel Little & 31 others to be set off from Whitefield and annexed to Alna, and

Petition of Theodore Chisam and 15 others for same were referred to the Committee on Division of Towns

Petition of B. B Dudley duls for protecting fish in the Quimby stream was referred to the Committee on Fisheries

Remonstrance of Alfred Hall & 77 als against making Saco a half shire town and of

Horace Bodwell & 243 als

Edward S Morris & 129 als against same were referred to the delegation from the County of York.

Petition of Wentworth Tuttle Jr & 36 als of Canaan for an Insurance Company. was referred to the Committee on Mercantile Affairs and Insurance

Petition of Patrick Maloney & 57 als of Whitefield for repeal of law of 1858 relating to tolls on Gardiner & Pittston bridge

Petition of Thomas B Howe & 19 als for same were referred to the Committee on Railroads ways and Bridges and all the above papers were sent to the Senate.

Petition of Ira B Delano for redress for loss by the State was referred to the Committee on claims & sent to the Senate

LLMC DIGITAL

Bill an act to provide for the commutation of the sentence of certain persons, came from the Senate amended as per sheet A. and as amended passed to be engrossed. The House receded from the vote whereby it passed the bill to be engrossed, amended the bill in concurrence and as amended passed the bill to be engrossed in concurrence.

Report of the Committee on Division of Counties on petition of Hiram Bass and als for the incorporation of the county of Knox. The consideration of this report was resumed, Mr Gilbert of Bath moved to amend the proposed instructions in sheet A. as per sheet B. Mr Cushing of Frankfort moved the previous question and the House seconded the motion and the main question being upon the acceptance of the report in concurrence. Mr Smart of Camden moved the Yeas and Nays on the question "Shall the main question be put now" and the House ordered them and being taken the main question was ordered to be put now by Yeas 91. Nays 39 as follows,

Those who voted in the affirmative were Messrs Abbott, Andrews, Baker Balch, Banton, Barrows, Bartlett, Bearce, Benjamin Blaine, Blake, E Brown, G H Brown, Bucknam, Butler, Carr, Carson, Carter, Carey, Chadbourne, Chadwick Cole, Cookson, Cushing, Darling, Dunn, Dunton, Eddy, Estes, Jared Fuller, John Fuller, R B Fuller, L H Folsom Garvin, Gilbert, Gwin, Goodenow, Greeley, Gurney Haines, Harmon, Heal, Hill, Hobbs, Holmes, Horton, N W Johnson, W T Johnson, Jordan, Joy, Laberee Laughton, D T Libbey, Mason, Mc Farland, Millett Mitchell, Nickerson, Otis, Palmer, Parker, A Perkins S A Perkins, Perley, Philbrook, Pike, Porter Prentiss, Rackliff, Rice, Rider, Ridley, Robie Robinson, Safford, L Sanborn, Small, J Smith,

252. Sprague, Springer, Stackpole, J F Stevens, Thomas, Thomes, Webb, Webster, Wells, Whitehouse, Williams, Wilson, Woodman.

Those who voted in the negative were Messrs Bishop, Blanchard, Blunt, Brown, S P Brown, Burbank, Butts, Churchill, Clark, Clough, A Coombs, S F Coombs, Corson, Cyr, Day, Fish, Foster, N Folsom, Gibbs, Goodrich, Goodwin, Green, Harding, Hasty, Hunter, King, J Libbey, Lowell, Mevers, Morrill, Nash, Prince, Sanborn, Smart, L P Smith, Spring, Swett, Talbot, Watts.

The report was then accepted in concurrence.

On motion of Mr Fuller of Corinth the House adjourned.

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Thursday February 24th 1859.

Prayer by the Rev. Mr Drew of Augusta.

The Journal of Yesterday was read and approved.

Papers from the Senate,

Petition of Thomas Carleton for one term of the Court at Saco, and petitions of

John Dennett and als
William Fox and als
A F Chisholm and als for same and

Municipal Officers of Kennebunkport for same came from the Senate referred to the Committee on the Judiciary. The House non-concurred in the Senate reference and referred the papers to the York County Delegation Senate non-concurred.

Petition of Daniel Holland and als of Lewiston for a Municipal Court in said Town was referred to the Judiciary Committee in concurrence

Petition of the Directors of the Sandy River Bank for an increase of capital stock was referred in concurrence to the Committee on Banks and Banking

Order relating to taking from the files, the papers relating to the Shire Town of the County of York was read and passed in concurrence.

Report of the Committee on Judiciary reporting leave to withdraw on petition of Susan M Bridgett

Report of same Committee reporting legislation inexpedient on order relating to criminal costs,

LLMC DIGITAL

254. Report of the Committee on Military Pensions reporting leave to withdraw on petition of Timothy Gibson

The above reports were accepted severally, in concurrence

Petition of the President and Directors of the Northern Bank at Hallowell and Bill an act to reduce the Capital Stock of the Northern Bank at Hallowell were referred to the Committee on Banks and Banking and sent to the Senate,

Mr Clough from the Committee on State Lands and State Roads reported Leave to withdraw on petition of Daniel Bronstein,

Mr Stevens from the Committee on Fisheries reported an order of notice on petition of Daniel Bircelo et als

The same gentleman from the same Committee reported Leave to withdraw on petition of Sewall Preble et als and also on petitions of Warren Call et als of Orrington. Patch et als, 13 Williams et als, R D Brown et als, and Elias Tolman,

The same gentleman from the same Committee to which was recommitted Bill an act to repeal chapter 26 of the public Laws of 1858 relating to fish weirs in Kennebec River reported the same and that it ought not to pass The above reports were accepted sent to the Senate,

Mr Cushing from the Committee on State Lands and State Roads on order referring the Governor's address to that Committee reported resolves providing for the collection of securities in the Land office due the State,

Mr Neal from the Committee on Claims on petition of Josiah P. Bean, reported a resolve in favor of Josiah P. Bean

The foregoing reports were severally read and accepted. The resolve relating to the Land Office was read once and tomorrow assigned for its second reading, The bill was read twice and tomorrow assigned for its third reading, and the resolve in favor of J. P. Bean was read once and Wednesday next assigned for its second reading

Resolve in favor of John Neptune.

Bill an act to prevent the destruction of pickerel in the Purgatory ponds in the towns of Litchfield and Monmouth.

Bill an act in relation to powers of Notaries Public. The above resolve was read the second time, the bills each read the third time and they all were severally passed to be engrossed and sent to the Senate.

Mr Gilbert from the Judiciary Committee on order relating to liens of laborers and material men reported legislation inexpedient, On motion of Mr Perkins of Topsham, the report was laid on the table.

Bill an act to authorize the town of Oldtown to purchase a bridge, Laid on the table by leave by Mr Woodman of Oldtown and referred to the Committee on Railroads Ways and Bridges and sent to the Senate.

On motion of Mr Horton of Dexter it was ordered that the Joint Standing Committee on the Judiciary be instructed to Enquire if any and what amendment is the statute providing for the appointment of Reporter of Decisions of the Law Court, is necessary and particularly as to the manner of reporting the same and the publication thereof. The foregoing order was read and passed and sent to the Senate.

LLMC DIGITAL

256. On motion of Mr Barrows of Fryeburg it was ordered that the committee on Internal Improvement be requested to report some system for procuring and publishing statistics of the industry and resources of the State, Read and passed and sent to the Senate.

Remonstrance of S E Benjamin & 49 others against the extension of permits granted by Massachusetts on township designated for settlement &

Remonstrance of Jesse Craig and 22 als against extending permit granted by Massachusetts on township four range four were referred to the committee on State Lands and State Roads

Petition of Thomas Goodwin & 136 als of Pittston to repeal the law of 1853 relating to tolls on the Gardiner and Pittston Bridge was referred to the committee on Railroads Ways and Bridges

Petition of A P Bradbury & 26 als for the preservation of fish in Pushor pond, was referred to Committee on Fisheries

Petition of Alex^d Johnston & als in aid of J G Huston & als for an Agricultural Society was referred to the Committee on Agriculture. The above papers were sent to Senate

Resolve in favor of Arletta A Brown, This resolve having had two readings was on motion of Mr Webb of Gardiner indefinitely postponed, On motion of Mr Fish of Patten the House reconsidered the vote whereby it indefinitely postponed the resolve and the House reconsidered the vote. The resolve being then on its passage to be engrossed. Mr Pike of Calais moved to lay it on the table. The House refused the motion and passed it to be engrossed. Sent to the Senate.

LLMC DIGITAL

Bill an act to provide for the commutation of the Sentence of certain persons.

Bill an act to define intelligibly the division line between the towns of Winthrop and Wayne

Bill an act to incorporate the Vienna Mutual Fire Insurance Company.

Resolve in favor of Arnold Small and others Revolutionary Soldiers

Resolve in favor of the Committee on State Prison

The above bills having each had three several readings and the resolves having had two readings each and the bills and resolves severally passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly Engrossed, the bills were severally passed to be Enacted, the resolves were severally finally passed and they were each signed by the Speaker and sent to the Senate.

Resolve in favor of the training and teaching incligent idiotic children. This resolve was taken up on motion of Mr Robie of Gorham who made a detailed report to accompany the resolve and on his motion 350 copies of the report and the resolves were ordered to be printed for the use of the Legislature.

Petition of John Drew &als for one term of the Judicial Courts at Saco and petition of

Daniel Dennett &als

Joseph W Hanson &als for same were referred to the Delegation from the County of York in concurrence.

Mr Pike from the Committee on Railroads, Wharves and

258. Bridges on petition of Moses Mason & als reported a Bill entitled an act to incorporate the Androscoggin Bridge Company.

The same gentleman from the same Committee on petition of Shepherd Carey and als reported a bill entitled an act to incorporate the Arvostook and St Andrews Branch Railroad Company.

The same gentleman from the Judiciary Committee on order relating to discharge of attachments on real estate reported a Bill entitled an act to provide for the recording discharges of attachment on real estate. The above reports were accepted, the bills read twice each, and tomorrow assigned for their third reading

The same gentleman from the same Committee reported Legislation inexpedient" on order relative to amending chapter Eighty eight section ten of the revised statutes relating to costs. Also "ought not to pass" on Bill an act to repeal an approved March 27, 1858 regulating the taxation of costs. Also leave to withdraw on petition of John Rand & als & Joshua F Weeks & als, which reports were severally read and accepted and sent to the Senate.

Resolve in favor of Westbrook Seminary being on its passage to be engrossed was pending, when,

On motion of Mr Nickerson of Granville the House adjourned

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Friday February 25.th 1859.

Prayer by the Rev.dr Bean of Augusta

The Journal of Yesterday was read and approved

Resolve authorizing the renewal of a portion of the State debt. This resolve having had two several readings was passed to be Engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed was finally passed signed by the Speaker and sent to the Senate,

Report of the Committee on Interior Waters on petition of Benj.n Goodwin &als reporting a bill entitled an act authorizing the extending of Wharves into tide waters at Bremen was accepted in concurrence. Bill read twice and tomorrow assigned for its third reading

Report of the Judiciary Committee reporting legislative inexpedient on order relating to giving the Supreme Judicial Court power to recommit cases to the jury for a new trial in certain cases and,

Report of same committee reporting legislative inexpedient on order relating to the amendment of chapter 4 of the laws of 1856 relating to elections, and,

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition of George R Smith, were severally accepted in concurrence

Petition of Francis Smith &als for power to build a bridge across Molunkus river in the East half of township No 2, in the 5.th range was referred to the Committee on State Lands and State Roads in concurrence

 Order relating to Geological and agricultural surveys was read and passed in concurrence

Report of the Committee on State Lands and State Roads on petition of J F Spaulding & al for extension of time to cut timber was taken up on motion of Mr Prentiss of Bangor and 350 copies ordered to be printed for the use of the Legislature.

Mr Blaine of Augusta moved to reconsider the vote whereby the House on yesterday passed to be enacted "Bill an act to provide for the commutation of the sentence of certain persons" which motion was on motion of Mr Goodenow of Alfred laid on the table and Monday next assigned for its consideration

Mr Stackpole of Waterville by leave laid on the table a bill entitled an act to amend chapter seventy seven of the revised statutes relating to the reporter of decisions of the Supreme Judicial Court which under the rules lies over until tomorrow

Mr Rice from the Committee on Manufactures reported "legislation inexpedient" on order relating to lime casks,

Mr Butler from the Judiciary Committee on Bill an act defining the penalty for obtaining property by representations falsely and fraudulently made reported the bill and that it ought not to pass,

Mr McCrillis from the same Committee reported "legislation inexpedient" on order relating to providing for change of names by judicial process, He also reported "legislation inexpedient" on order relating to amending sec 3 of Chap 608 of laws of 1852 relating to powers of plantations in enforcing collection of taxes,

LLMC DIGITAL

The same gentleman from the same committee reported "Legislative inexpedient" on order relating to amending Sec 11 of Chap 21 of the Revised Statutes so that the Constitutional rights of persons may be protected

Mr Gilbert from the same committee on Bill an act making further Equity provisions reported the Bill and that it ought not to pass. He also reported Leave to withdraw on petition of Joseph G Deering &als. The foregoing reports were severally read and accepted and sent to the Senate.

Report of the committee on the Judiciary on order relating to amending Sec 34 of Chap 76 of the Revised Statutes reporting a bill entitled an act to amend Section 34 of Chapter 76 of the Revised Statutes was accepted in concurrence, Bill read twice and to-morrow assigned for its third reading.

On motion of Mr Wilson of Brewer it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of paying the Indian agent of the Penobscot tribe a salary instead of a per diem and commissions as at present and report forthwith for concurrence.

On motion of Mr Pike of Calais the House reconsidered the vote whereby it yesterday accepted the report of the Judiciary Committee on Bill an act to repeal an act approved March 27, 1858 regulating the taxation of costs, and the report was laid on the table.

Mr McCrillis from the Judiciary Committee on order relating to amending Sec 12 of chap 63 of the Revised Statutes reported legislation inexpedient. Report accepted. Sent to Senate.

The same gentlemen from the same Committee reported

LLMC DIGITAL

262 an order of notice on petition of Daniel Holland dated
Report accepted and sent to the Senate,

Mr Prentiss from the Committee on State Lands and State
Roads on petition of Abigail Van Metre reported a resolve
in favor of Abigail Van Metre. Report accepted Resolve
read once and Monday next assigned for its second
reading.

Mr Butler from the Judiciary Committee on order relat-
ing to the admission of attorneys to practice reported
a bill entitled an act to amend chapter 79 of the revised
statutes relating to the admission of attorneys at law
to practice Report accepted bill read twice and
tomorrow assigned for its third reading

Report of the committee on Interior Waters on petition
of Samuel A Gilman &c. reporting a bill entitled
act to incorporate the Skitticook Dam Company
came from the Senate, accepted, Mr Prentiss of Bangor
moved to amend the bill as per sheet &. and the report
was recommitted, Sent to the Senate.

Mr Robie from the Committee on Division of Towns
reported leave to withdraw on petition of the United
Society called Shakers. On motion of Mr Butler of
Portland the report was referred to the next Legisla-
ture. Sent up for concurrence.

Bill an act to incorporate the Androscoggin and
St Andrews Branch Railroad Company was read
the third time and laid on the table.

Bill an act to incorporate the Androscoggin Bridge Company

Resolve in favor of John M Wilson

LLMC DIGITAL

Bill an act to provide for the recording discharges of attachments on real estate, The foregoing bills were severally read three times and the resolve read twice and they were each passed to be engrossed and sent up for concurrence,

Remonstrance of Saml Rogers & 280 als against the petition of Wm Ray relating to bag nets in Penobscot river and of E N Allwood & 88 als against same were referred to Committee on Interior Waters.

Petition of Lorin Adams & 35 als of Milton for incorporation as a town insurance company was referred to the Committee on Mercantile Affairs and Insurance

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Petition of Nathan Winslow for change in location of certain lands assigned to revolutionary officers & their widows was referred to Committee on State Lands and State Roads

Petition of E P Wood & als asking to have the records of Drew plantation made valid and

Petition of Stillman W Leighton & als asking to have the records of Moluncus plantation made valid and

Petition of A A Jay & 17 others for a law to authorize the sale of the old Baptist meeting house and lot in Ellsworth were referred to the Judiciary Committee, The above papers were sent to the Senate,

Mr Benjamin from the Committee on Manufactures on order respecting Exempting certain manufacturing establishments from taxation reported a bill entitled an act to Encourage Manufactures On motion of Mr Mills of Freeport the report was laid upon the table,

LLMC DIGITAL

264. Resolve in favor of Westbrook Seminary. This resolve having been read twice and being on its passage to be engrossed Mr Smart of Camden moved and the House ordered the question to be taken by Yeas and Nays and being taken the resolve was passed to be engrossed by Yeas 74 Nays 20 as follows

Those who voted in the affirmative were Messrs Baker, Banton, Barrows, Benjamin, Blaine, Blake, Blanchard, G H Brown, Bucknam, Burbank, Butler, Carr, Carson, Carter, Carey, Chadbourne, Chadwick, Clark, Clough, Cobb, Cole, Corson, Cyr, Day, Dow, Dunn, Eddy, Estes, Fish, Foster, Jared Fuller, John Fuller, R B Fuller, L H Folsom, Garvin, Gilbert, Givin, Goodenow, Goodrich, Greeley, Green, Gurney, Haines, Harding, Hasty, Heal, Hill, Hobbs, Holmes, Horton, Huston, N W Johnson, W T Johnson, Jordan, King, Labesee, Laughton, J S Libbey, Lowell, Mason, McCrillis, McDaniel, McFarland, Millett, Mitchell, Movers, Morse, Nash, Nickerson, Otis, Palmer, S A Perkins, Philbrook, Prentiss, Rackliff, Robie, Robinson, M G Shaw, W Shaw, Small, J Smith, L P Smith, Sprague, Springer, Stackpole, E Stevens, Talbot, Thomas, Webster, Wells, Williams, Wilson, Woodman

Those who voted in the negative were Messrs Bruce, E Brown, Churchill, Cookson, A Coombs, Dearling, Gibbs, Goodwin, Merrill, Payson, A Perkins, Pike, Porter, L Sanborn, Smart, Steer, Swell, Walker, Webb, Whitehouse

The resolve was sent to the Senate.

On motion of Mr Horton of Dexter the House adjourned

Attest George W. Wilcox Clerk,

Saturday February 26th 1859.

Prayer by the Rev Mr Henderson of Augusta.

The Journal of Yesterday was read and approved

Papers from the Senate.

Report of the Committee on Mercantile Affairs and Insurance on petition of George Rice and others reporting a bill entitled an act to incorporate the Harrison Mutual Fire Insurance Company, was accepted in concurrence, bill read twice and Monday next assigned for its third reading.

Bill an act to amend Troy surplus and the gore on the cape between Raymond and Standish to the town of Raymond and the Songo river gore to Casco, came from the Senate recommitted to the delegation from Cumberland County. The House receded from the vote passing the bill to be engrossed & concurred with Senate

Report of the Judiciary Committee on Bill an act relating to evidence in courts, reporting the bill & that it ought not to pass. Also legislative document on order relating to sale of personal property by a mortgagee without notice treating such sale a criminal act. Also reporting reference to the Committee on State Lands and State Roads on petition of Alfred Cushman and others, were severally accepted in concurrence.

On motion of Mr Butler of Portland it was ordered that the messenger of this House be directed to procure two hundred copies of the Rules and orders of the House of Reps for the use of the representatives of 1860.

266. On motion of Mr Baker of Windham it was ordered that the Committee on the Judiciary be directed to enquire into the expediency of amending section 21 of chap 83 of the revised statutes relating to certifying copies of judgments of Justices of the Peace whose commissions have expired

Mr Butler from the Judiciary Committee on petition of Wm Clark & als made a special report which was read and accepted. and on motion of Mr Butler the petition was referred to the next legislature
The above papers were sent to the Senate

Bill an act to amend chapter Seventy seven of the revised statutes relating to the Reporter of decisions of the Supreme Judicial Court was read twice and Monday next assigned for its third reading

Bill an act to prevent and punish embezzlement in certain cases, Laid on the table by Mr Dow of Portland and referred to Judiciary Committee

Bill an act to establish a Free Bridge across the Kennebec river at Augusta. Laid on the table by Mr Gavin of Brunswick and referred to the committee on Railroads Ways and Bridges. The above bills were sent to the Senate.

Remonstrance of J Demerritt & Co & al against the incorporation of the Danforth tract was referred to the committee on Incorporation of Towns. Sent to the Senate

Petition of Aaron and Elizabeth Morang for change of name, was referred to the committee on change of names

Resolve in favor of Baker Weston and Ambrose Arnold Laid on the table by Mr Blaine of Augusta and lies over until Monday under the rules,

LLMC DIGITAL

Bill an act to amend section eighteen of chapter Eighty two of the revised statutes relating to brief statements of defence. was taken from the table and tuesday next assigned for its consideration

Bill an act to provide in part for the Expenditures of government being under consideration and read three times was amended as per Sheet A on motion of Mr Hunton of Dexter was so amended passed to be Engrossed and sent to the Senate.

Bill an act authorizing the Extending of Maine into tide waters at Brewer.

Bill an act to amend section 34 of chapter 76 of the revised Statutes relating to adjournment of sales by officers in certain cases. The above bills were severally read the third time and passed to be Engrossed in concurrence.

Bill an act to amend Chapter 79 of the revised Statutes relating to the admission of attorneys at law to practice. was read the third time. Mr Smart of Camden moved to indefinitely postpone the bill On motion of Mr Dow of Portland the bill was laid on the table.

Bill an act to punish for intoxication. was read the third time, passed to be engrossed Sent to the Senate

Bill an act relating to treasurers of cities. towns and plantations. Laid on the table by Mr Dow of Portland and referred to Judiciary Committee. Sent to Senate

Bill an act to regulate the compensation of members of the Senate and House of Representatives. was read the third time and being on its passage to be engrossed

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268 was amended as per sheets A & B on motion of Mr Pike of Calais and further amended as per sheet C on motion of Mr Barrows of Fryeburg. Mr Barrows moved the Yeas and nays on the passage of the bill to be engrossed and this was the question pending when

On motion of Mr Stackpole of Waterville the House adjourned

Attest George W. Wilcox Clerk.

LLMC DIGITAL

Monday February 28th 1859.

Prayer by the Rev Mr Felch of Hallowell.

The Journal of Saturday was read and approved

Papers from the Senate.

Petition of B. Company of Cavalry of Richmond for law to encourage the volunteer Militia of Maine and of "A" Company of Acton for same

S S Heagan sols for same were referred in concurrence to the Committee on the Militia

Report of the Judiciary Committee reporting leave to withdraw on petition of Selectmen of Fayette, and

Report of the Committee on Railroads Ways & Bridges reporting leave to withdraw on petition of Jonathan Treat & als were severally accepted in concurrence.

Report of the Committee on Military Pensions on petition of Ebenezer Dunlap, reporting a resolve in favor of Ebenezer Dunlap, and

Report of the Committee on State Lands and State Roads on petition of Justus Gray, reporting a resolve in favor of Justus Gray, were accepted in concurrence. Resolves each read once and Wednesday of next week assigned for the second reading of each.

Report of the Committee on Banks and Banking on petition of R H Tucker sols reporting a bill entitled an act to incorporate the Wawenock Bank was read & accepted in concurrence. The bill had two readings and tomorrow was assigned for its third reading

270. Mr Robie from the committee on Division of Towns reported an order of notice on petition of Samuel Little Feb. Also reported an order of notice on petition of Theodore Chisholm Feb Also leave to withdraw on petition of D J Haynes Feb and leave to withdraw on petition of Cyrus Hutchinson Feb Reports severally read and accepted & sent up for concurrence

Bill an act to regulate the compensation of members of the Senate and House of Representatives. The consideration of this bill was resumed and the House ordered that on the question of the passage of the bill to be engrossed the yeas and nays shall be taken. The bill was laid on the table.

Bill an act to incorporate the Trustees of West Gardiner Academy, was read the third time and on motion of Mr Gilbert of Bath it was laid on the table

Bill an act to encourage manufactures. This bill was taken up on motion of Mr Rice of Hampden and 350 copies ordered to be printed for the use of the Legislature

Resolves providing for the collection of securities &c in the Land Office due the State

Resolve in favor of Baker Nelson and Ambrose Arnold. The above resolves having each been read once (the latter being suspended on the last reading) were each passed to be engrossed and sent up for concurrence

Bill an act to incorporate the Harrison Mutual Fire Insurance Company was read the third time and passed to be engrossed in concurrence,

Remonstrance of Israel Gliddon Feb against annexing Somerville to Kennebec County,

LLMC DIGITAL

Remonstrance of Ansel B. Bowler & als against same were 271
referred to the Committee on Division of Counties

Petition of W B Lapham & als for an act of incorporation as Trustees of Bryant's Pond High School was referred to the committee on Education. The foregoing papers were sent to the Senate

Petition of Zenas Thompson & 47 als for aid to Westbrook Seminary presented by Mr Barrows of Fryeburg and on his motion laid on the table.

Bill an act to amend chapter 79 of the revised statutes relating to the admission of attorneys at law to practice was read the third time and on motion of Mr Smart of Camden indefinitely postponed. Sent to the Senate.

On motion of Mr Blaine of Augusta it was ordered that the Judiciary committee be directed to enquire into the expediency of revising the forms of judicial process and of enacting forms for the proceedings of Probate Courts and for the returns of officers on precepts and for the declarations of writs.

On motion of Mr Pike of Calais it was ordered that the Committee on Judiciary be instructed to enquire into the expediency of amending the charter of the city of Calais as to election of assessors

On motion of Mr Pike of Calais it was ordered that the committee on Judiciary be directed to enquire into the expediency of alteration in the statutes as to liability of common carriers

On motion of Mr Gilbert of Bath it was ordered that the Committee on Judiciary be instructed to enquire whether any amendment of the 77th section of the 81st chap of the R S, relating to the dissolving of attachments by death of the debtor is necessary.

LLMC DIGITAL

271. On motion of Mr. Robie of Gorham it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of so changing the law in regard to the duty of assessors as to make it imperative for the assessors of all the cities and towns and plantations of this State to conform to one rule so that hereafter all valuations upon which taxes are to be assessed shall be made upon a basis strictly conformable to the true cash valuations of the property.

On motion of Mr. Blake of Aroostook it was ordered that the committee on the Judiciary be directed to enquire into the expediency of repealing an act additional to chapter sixty of the revised statutes relating to divorce approved March 27, 1858. The foregoing orders were sent to the Senate for concurrence.

Petition of James S Hall asks relative to Indian Barn Compensation was referred to Committee on Indian Affairs sent to the Senate

Bill an act to provide for the commutation of the sentence of certain persons. The House reconsidered the vote whereby it passed this bill to be enacted and reconsidered the vote whereby it passed the bill to be engrossed and recommitted the bill to the Judiciary Committee, Sent to the Senate

Mr Prentiss from the Committee on Retrenchment and Economy on the subject of the fees of the subordinate officers of the Legislature reported a bill entitled an act giving salaries to the subordinate officers of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of legislative journals Report accepted, Bill read twice and tomorrow assigned for its third reading.

On motion of Mr. Pike of Calais the House adjourned. Attest George M. Wilcox Clerk.

LLMC DIGITAL

Tuesday March 1st 1859.

Prayer by the Rev Mr Butterfield of Hallowell

The Journal of Yesterday was read and approved.

Papers from the Senate.

Report of the Committee on Claims reporting legislation inexpedient on order relating to Clinton Academy was read and accepted in concurrence.

Report of the Committee on Banks and Banking on petition of Directors of Veazie Bank reporting a bill entitled an act to increase the capital stock of the Veazie Bank, was accepted in concurrence, bill read twice and tomorrow assigned for its third reading.

On motion of Mr Blaine of Augusta it was ordered that the Judiciary Committee be instructed to enquire into the expediency of amending the present law in relation to the collection of taxes so that the duties and powers of collectors may be made more plain and intelligible — And also into the expediency of amending Sec 150 of chap 6 of the revised statutes in relation to the notices to be given in certain cases by collectors of cities

On motion of Mr Libbey of Scarborough it was ordered that the Committee on Agriculture be requested to enquire into the expediency of authorising towns and cities to appropriate money for the purpose of improving the breed of domestic animals. The above orders were sent to the Senate.

Bill an act additional to an act entitled an act to incorporate the Lowell Bank, Referred to the Committee on Banks and Banking & sent to the Senate, laid on the table by Mr Burbank

274. Mr Barnum of Fayetteville introduced the following order which on motion of Mr Gilbert of Bath was laid on the table.

Ordered that the committee on the Judiciary be requested to report a bill providing that any person voting at Presidential elections if he chooses to indicate upon his vote for electors the names of those persons for whom he wishes the electors to vote may legally do so and the vote shall be estimated.

Mr Woodcock from the committee on Interior Roads reported an order of notice on petition of Wm Sargent duly Report accepted and sent to the Senate.

Mr Whitehouse from the same committee on petition of William A Goodwin duly reported a bill entitled an act to amend the fifty second section of the forty sixth chapter of the revised Statutes relating to fish in ponds in Kennebec and Somerset Counties. Report accepted bill read twice and tomorrow assigned for its third reading.

Bill an act to incorporate the Damariscotta Bank, was read the third time and passed to be engrossed in concurrence

Petition of H H Sheardels for a law relating to the collection of assessments upon certain lime rock quarry corporations was referred to the Committee on Manufactures.

Petition of E G Wilson & others praying for an amendment of the law relating to the discharge of poor debtors was referred to the Committee on the Judiciary

Petition of E Hodge and others of Edgecomb & Boothbay in aid of petition of J G Hunton and others,

LLMC DIGITAL

Remonstrance of C C Atwell & 100 als against division of 275.
Lincoln County Agricultural and Horticultural Society, and of

Ephraim Weeks & 27 als

William Singer & als

Albert Johnson & als

H M. Partridge & als against same were

Referred to Committee on Agriculture.

Petition of C F Jordan and 19 als of Portland for a charter for a Mutual Fire Insurance Company was referred to the Committee on Mercantile Affairs and Insurance. Sent to Senate.

Remonstrance of George H Day & 20 others against the petition of Orren Fobes & als, was referred to the Committee on Division of Towns. Sent to the Senate.

Bill an act giving further remedy against Attorneys was read the third time and on motion of Mr Dow of Portland laid on the table.

Bill an act authorizing the extending of wharves into tide waters at Brewer

Bill an act to empower the collector of Dexter to collect school district tax in district number nine composed of parts of Dexter and Garland.

Bill an act in relation to powers of Notaries Public

Bill an act to prevent the obstruction of pickerel in the Purgatory* ponds in the towns of Litchfield and Monmouth.

Resolve in favor of John Neptune,
Resolve in favor of John M Wilson,

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The foregoing bills having each had three several readings and the resolves having each had two readings and the bills and resolves severally passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted, the resolves severally finally passed and they were signed by the Speaker & sent to the Senate

Report of the Committee on Interior Waters reporting an order of notice on petition of John Lynch &als. Read and accepted in concurrence,

Bill an act to amend section thirty four of Chapter seventy six of the Revised Statutes relating to adjournment of sales by officers in certain cases

Bill an act to provide for recording discharges of attachment on real estate,

Bill an act to incorporate the Harrison Mutual Fire Insurance Company,

Bill an act to incorporate the Androscoggin Bridge Company. The above bills having each had three several readings and each passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed they were severally passed to be enacted signed by the Speaker and sent to the Senate,

Bill an act to incorporate the Aroostook and St. Andrews Branch Railroad Company. This bill being under consideration, Mr Bell of Brewer moved to amend as per sheet A and on his motion the bill was laid on the table,

LLMC DIGITAL

Report of the Committee on Education on Bill an act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary reporting a detailed statement of facts came from the Senate that branch having recommitted the detailed statement and accepted the report. The House accepted the report in concurrence and recommitted the detailed statement in concurrence.

On motion of Mr Burbank of Lewiston it was ordered that the Judiciary Committee be instructed to enquire into the expediency of making valid the doings of School district number three in the town of Lewiston. Sent to the Senate.

Bill an act to amend Section Eighteen of Chapter Eighty-two of the revised Statutes relating to brief statements of defence was read the third time and on motion of Mr Blaine of Augusta this further consideration was indefinitely postponed. Sent to the Senate.

On motion of Mr Smart of Camden the House adjourned

Attest. George M. Wilcox Clerk.

278. Wednesday March 2.nd 1859.

Prayer by the Rev Mr Fuller of Hallowell.

The Journal of Yesterday was read and approved

Papers from the Senate.

Petition of Perl Tomah was referred to the committee on Indian Affairs in concurrence,

Report of the Committee on Interior Rates on petition of George M Ray and on remonstrance of Samuel Rogers duly reporting the petition and remonstrance and recommending the reference of the same to the committee on Fisheries was accepted in concurrence

Resolve in favor of the committee on the State Reform School was read the second time and on motion of Mr Lawrence of Whitefield it was laid upon the table,

Resolve in favor of Abagail Van Meter,

Resolve providing for the payment of Roll of Accounts number 39. The above resolves were severally read twice and each passed to be engrossed and sent to the Senate,

Report of the Committee on Education on petition of Trustees of Maine Wesleyan Seminary and Female Collegiate Institute reporting a resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute came from the Senate the resolve amended as per Sheet A & B, Report accepted in concurrence. Resolve read once and (the rule suspended) tomorrow assigned for its second reading

Mr Perkins from the Committee on Claims reported leave to withdraw on petition of Daniel Hopkins Report accepted and sent to the Senate.

Mr Clark from the Committee on County Estimates on matters referred to said committee reported a Resolve relating to county estimates, Report accepted Resolve read once and tomorrow assigned for its Second reading —

On motion of Mr Rice of Hampden it was ordered that the Committee on the Insane Hospital be instructed to enquire into the Expediency of repealing so much of chapter 143 of the revised Statutes as provides for the appointment of a Board of Trustees for the Insane Hospital and of transferring the general management and superintendence of that Institution to the Governor and Council.

On motion of Mr Sanborn of Parsonsfield it was ordered that the committee on Education be requested to enquire into the expediency of amending Sec 27 of chapt 11 of the revised Statutes, The above orders were sent to the Senate.

Petition of Benj' Pillsbury &als for a general law for the protection of pickerel in the waters of this State was referred to the Committee on Fisheries &

Petition of Silas Dan forth &als of Madison for a special act of incorporation by the name of the Free Meeting House Society in Madison was referred to the Judiciary committee & sent to the Senate.

On motion of Mr Perley of Naples it was ordered that so much of the Governors address as relates to

 the developement of the resources of the State and also a resolve passed by the Board of Agriculture relating to the same be referred to the Joint Select Committee on Internal Improvements and that said Committee be directed to enquire into the expediency of the adoption by the Legislature of some thorough and efficient system by which reliable and extensive information (statistical) can be obtained & laid before the people with the view to develope our known and unknown, active and dormant resources and by making known our facilities for all industrial pursuits to conduce to the increased prosperity, population, products, wealth and power of the State. Sent to the Senate.

Bill an act to incorporate the Aroostook and St Andrews Branch Railroad Company. This bill was amended as per sheet A on motion of Mr Wills of Freeport read the third time and passed to be Engrossed. Sent up for concurrence.

Bill an act giving further remedy against Attorneys This bill came from the Senate amended in concurrence with the House and further amended as per sheets marked D & E and as amended passed to be engrossed. The question being upon concurring with the Senate upon amendment D Mr McCrillis moved and the House ordered the Yeas and Nays to be taken thereon and being taken the House refused to concur by Yeas 15. Nays 95 as follows.

Those who voted in the affirmative were Messrs Banton Barrows. Blanchard Burbank. Chadbourne, Chadwick Gwin Heal, Hobbs, Holmes, Jay, D. T. Libbey Palmer, S A Perkins. Prince.

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Those who voted in the negative were Messrs Abbott Andrews, Balch, Bartlett, Bearce, Benjamin, Bishop Blaine, Blake, Blunt, Brann, Bucknam, Butts, Carter, Cary, Churchill, Clark, Cobb, Cole, Corson, Darling, Day, Dorr, Dunn, Dunton, Eddy Estes, Fish, Foster, L H Folsom, N Folsom, Garvin Gibbs, Goodenow, Goodrich, Greeley, Gurney, Haines Harding, Harmon, Hayford, Hill, Horton, Hunter W T Johnson, Jordan, King, Laughton, J Libbey, J S. Libbey, Lowell, Mason, Mc Crillis, Mc Daniel Mc Farland, Mitchell, Moores, Morrill, Nash, Nickerson, Otis, Payson, A Perkins, Perley Philbrook, Pierce, Piper, Porter, Prentiss, Racklift Rice, Rider, Ridley, Robie, A Sanborn, L Sanborn M G Shaw, W Shaw, Small, Smart, J Smith, Sprague Stackpole, E Stevens, Storer, Thomas, Watts, Webb Webster, Wells, Whitehouse, Williams, Woodcock.

The House also refused to concur with the Senate amendment marked E and voted to insist on the vote whereby it passed the bill to be engrossed. Sent to the Senate.

Bill an act giving salaries to the subordinate officers of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of legislative journals was read the third time amended as per sheet A. on motion of Mr Cobb of Auburn. On motion of Mr Mc Crillis of Bangor the bill was laid on the table.

Bill an act to incorporate the Trustees of West Gardiner Academy, was read the third time passed to be engrossed and sent up for concurrence

Petition of J Crosby & als in aid of petition of Pen & Ken. Railroad Co. was referred to Committee on Railroads, Ways & Bridges. Sent up—

282. Mr Pike from the Judiciary Committee on orders relating to amending the Charter of the city of Calais reported a bill entitled an act to regulate the time for electing assessors in the city of Calais Report accepted. Bill read thrice and ordered assigned for its third reading.

Report of the Committee on Division of Towns on petition of Tisdale Dean &c. came from the Senate that Branch having reconsidered the vote whereby it accepted the report and ordering the same to be recommitted. The House reconsidered the vote whereby it accepted the report and recommitted it in concurrence.

On motion of Mr Gardiner of Alfred it was ordered that the Judiciary Committee be directed to inquire into the expediency of authorizing the Secretary of State to contract for the purchase of —— copies of Virgin's digest of the Maine Reports.

Resolve in favor of Josiah S. Bean, was read thrice and passed to be engrossed.

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The above papers were sent to the Senate.

On motion of Mr Porter of Lowell the House adjourned.

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Attest George M. Wilcox Clerk.

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Thursday March 3rd 1859.

Prayer by the Rev Mr Bailey of Gardiner

The Journal of Yesterday was read and approved.

Papers from the Senate,

Report of the Committee on the Judiciary on the petition of Abel D Snyder and Albion Jones. came from the Senate that body having reconsidered its vote accepting the report and recommitting it, The House reconsidered the vote, whereby it accepted the report and recommitted the same in concurrence,

Report of the Committee on Indian Affairs on Resolve in favor of Passamaquoddy Indians report. ing the resolve and recommending its passage was accepted in concurrence. Resolve read once and Wednesday next assigned for its second reading.

Report of the Committee on Incorporation of Towns on petition of Seymour Whitmore &als reporting a bill entitled an act to incorporate the town of Presque Isle was accepted in concurrence, Bill read twice and tomorrow assigned for its third reading.

Report of the Joint Select Committee on petition of E W Jackson &als asking aid for indigent Idiotic children, On motion of Mr Mills of Freeport the report was taken up and 700 copies additional to the number heretofore ordered to be printed, be printed for the use of the Legislature,

On motion of Mr Folsom of Bloomfield it was,

ordered that the committee on State Lands and State Roads enquire as to what legislation if any is necessary to authorize the Land Agent to convey certain lots to settlers on Township No 4 Range 2. north of Bingham's Kennebec purchase which lots were entered upon while the same was in the Commonwealth of Massachusetts.

On motion of Mr Abbott of Elliotsville it was ordered that the Judiciary Committee be instructed to enquire into the necessity of a change in the Statutes so as to provide a less time for one town to pay another for supporting their paupers before notifying them of their liability. The above orders were sent to the Senate.

Mr Wells from the committee on Railroads Ways and Bridges on Bill an act to extend the time for filing locations and for constructing the York and Cumberland Railroad. reported the bill ought that it ought to pass. Report accepted. Bill read twice and tomorrow assigned for its third reading.

Mr Ridley from the same committee reported leave to withdraw on petition of George Getchell &als for a railroad from Waterville to Canaan Falls On motion of Mr Stackpole of Waterville the report was laid on the table.

Mr Mills from the same committee reported leave to withdraw on petition of J Northend, Report accepted and sent up for concurrence.

Mr Stackpole from the same committee on order relating to toll on Gardiner and Pittston bridge reported a Bill Entitled an act to amend an act additional

lined to an act incorporating the Proprietors of the Gardiner and Pittston Bridge. Report accepted bill read twice and tomorrow assigned for its third reading.

Mr Folsom from same committee on petition of Sew and Ken. and Androscoggin and Ken. Railroad companies reported leave to withdraw, On motion of Mr Folsom the report was laid upon the table.

Bill an act establishing the salaries of the Judge of Probate and of the Register of Probate for the county of Androscoggin. This bill was taken from the table on motion of Mr Barbank of Lewiston Mr Jordan of Poland moved the indefinite postponement of the bill, On motion of Mr Blaine of Augusta, the bill was laid on the table.

Bill an act to amend the fifty second section of the fortieth chapter of the revised statutes relating to fish in ponds in Kennebec and Somerset Counties.

Resolve in favor of Joseph Nicolar

The above bill was read the third time, the resolve was read the second time and they were severally passed to be engrossed, sent to the Senate

Bill an act to increase the capital stock of the Waterville Bank

Resolve in favor of the Committee on the State Reform School. The above bill was read the third time. The resolve was read the second time and they were each passed to be engrossed in concurrence.

The vote passing the order relating to selling

the Reform School which passed the House Feby 23d was reconsidered and on motion of Mr Dow of Portland the order was indefinitely postponed

Petition of Josiah Nickerson for the change of the name of John M Mc Farland was referred to the Committee on change of Names.

Remonstrance of Pardon Allen &als against annexing a part of Chelsea to Pittston and of

Tristram Moores &als

N. Cutts &als

Robert Hanley &als against same, and Petition of Eben Coughlan &als of Warren to change the line between Thomaston and Warren were referred to the Committee on Division of Towns and sent to the Senate,

Mr Mc Crillis from the Joint Select committee on the subject of the Androscoggin Railroad reported a bill entitled an act to aid the Androscoggin Railroad company increase the value and promote the sale and settlement of the public lands, Report accepted and on motion of Mr Barrows of Fryeburg the bill was laid on the table and 3000 copies ordered to be printed for the use of the Legislature.

Mr Mc Crillis from the Judiciary Committee on petition of Rufus Dwinal reported a bill entitled an act to define the liability of mill owners, Report accepted, bill read twice and on motion of Mr Butler of Portland the bill was laid on the table and three hundred and fifty copies thereof ordered to be printed for the use of the Legislature

Bill an act to make valid the doings of school district No nine in the town of Monmouth, Laid on the table by Mr Andrews of Monmouth and under the rules lies over one day for a reading

Mr Bearce from the committee on Incorporation of Towns reported reference to the next Legislature on petition of S L Boulter & al, Report accepted and sent to the Senate.

Bill an act to provide in part for the expenditures of government. This bill having had three several readings and passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted signed by the Speaker and sent to the Senate.

Resolve in favor of the Maine Wesleyan Seminary and Female collegiate Institute. came from the Senate amended as per sheets A & B. and as amended passed to be engrossed. The House amended the resolve in concurrence with the Senate and it having had two readings and being on its passage to be engrossed Mr Burbank of Lewiston moved and the House ordered the question to be taken by Yeas and Nays. and being taken the resolve was passed to be engrossed in concurrence by Yeas 59. Nays 48 as follows.

Those who voted in the affirmative were Messrs Abbott, Andrews Banton. Barrows. Benjamin, Blaine Blake Brann, Burbank. Butler. Carson. Carter, Cary Chadwick, Cobb, Cole, Corson, Cyr. Day, Dow Dunn Eddy, Estes, Fish. Jared Fuller, L H Folsom. N Folsom Garvin. Givin. Goodenow, Greeley, Haines. Heal, Horton,

288. W T Johnson, Jordan, King, Laughlin, Lowell, McCrillis, McDaniel, McFarland, Mitchell, Nash, Palmer, S A Perkins, Perley, Phillbrook, Ridley, Robie, W. Shaw, Small, J Smith, Sprague, Stackpole, Wells, Williams, Wilson, Woodman,

Those who voted in the negative were Messrs. Bartlett, Bearce, Blanchard, Blunt, E Brown, Bucknam, Churchill, Clough, Cookson, Darling, Foster, Goodrich, Green, Harding, Harmon, Hasty, Hayford, Hill, Hobbs, Holmes, Hunter, Joy, Laberee, J Libbey, Merrill, Nickerson, A Perkins, Pierce, Pike, Piper, Porter, Prince, Rackliff, Rice, Robinson, A Sanborn, Smart, L P Smith, E Stevens, Storer, Swett, Talbot, Thomas, Thomes, Watts, Webb, Whitehouse, Woodcock,

Mr Clark of Gray introduced the following order which was pending when the House adjourned,

Ordered that a joint select committee be raised consisting of seven on the part of the House with such as the Senate may join for the purpose of taking into consideration the necessity of changing or amending chapter 41 relating to fines and costs of criminal prosecutions approved March 27, 1858, so that bills of costs in criminal prosecutions originating before any municipal or Police Court or before any Justice of the Peace wherein the party accused is not found guilty and is discharged shall be paid by the town wherein said prosecution originated

On motion of Mr Blaine of Augusta the House adjourned

Attest - George W. Wilcox Clerk,

LLMC DIGITAL

Friday March 4th 1859.

No Chaplain present.

The Journal of Yesterday was read and approved.

Remonstrance of Albion Soper &c against the petitions of certain citizens of Orland for amendment of the law protecting the fisheries on Eastern river in Orland, was referred to the committee on Fisheries in concurrence.

Report of the committee on the Judiciary upon Bill entitled an act making further Equity provision, and Report of the same committee on Bill an act defining the penalty for obtaining property by representations falsely and fraudulently made, came from the Senate that branch having reconsidered the vote whereby it accepted the report and recommitted them, The House reconsidered the vote whereby it accepted the report and recommitted them in concurrence

Report of the Judiciary Committee on Bill an act relating to Evidence in Courts, On motion of Mr McCrillis of Bangor the House suspended the rules and reconsidered the vote whereby it accepted the report and recommitted it, Sent to the Senate

Mr Butler from the Judiciary Committee reported legislation inexpedient on order relating to Exceptions in criminal cases, Report accepted and sent to the Senate for concurrence.

The order in relation to yesterday by Mr Black of Gray and which was pending when the House adjourned was laid on the table on motion of Mr Butler of Portland

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290. Mr Rice from the committee on Manufactures on petition of Harvey H Spear &als reported a bill entitled an act to provide for the assessments made upon the members of the Rockland Lime Rock Company, the Tillson and Lehmen Lime Rock Company and the White Lime Rock Company,

Mr McCrillis from the committee on Banks and Banking, on bill an act additional to an act to incorporate the Lowell Bank reported the bill and that it ought to pass,

The same gentleman from the Judiciary committee on Bill an act in relation to Jurors reported the bill and that it ought to pass. The above reports were severally read and accepted, the bills read twice each and tomorrow assigned for their third reading

Bill an act to amend an act additional to an act incorporating the Proprietors of the Gardiner and Pittston Bridge, was read the third time and passed to be engrossed and sent up for concurrence,

Petition of Isaac Lincoln &als of Brunswick for aid to Maine Medical School was referred to Committee on Education

Petition of Company A. of artillery of Militia for an appropriation for a gun house in said town was referred to the Committee on the Militia

Petition of David Allen &35 als, of New Gloucester praying that the Clerk of the Courts, County Commissioners and Register of Deeds, for the County of Cumberland may be paid by a salary was referred to Cumberland Co delegation

Petition of Hiram Fullerton &als in aid of petition of A McCummings and others,

LLMC DIGITAL

Remonstrance of Charles Bailey & others against annexing a part of Chelsea to Pittston, and of

J G Clark and others

Asbury Young & others against same were severally referred to the Committee on Division of Towns and petitions and remonstrances were sent to the Senate

Mr Smith from the Committee on Military Pensions on order relating to pension of Wm H Jordan reported a resolve in favor of William H Jordan Report accepted, resolve read once and Wednesday next assigned for its second reading.

Bill an act establishing the salaries of the Judge of Probate and of the Register of Probate for the County of Androscoggin was read the third time and on motion of Mr Jordan of Poland it was indefinitely postponed and sent to the Senate.

Bill an act to increase the capital stock of the Veazie Bank.

Bill an act to incorporate the Wawenock Bank.

Resolve in favor of the committee on the State Reform School.

The forgoing bills having each had three readings and the resolve two readings and each passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly Engrossed the bills were severally passed to be Enacted. The resolve finally passed and they were signed by the Speaker sent to Senate

Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute. This resolve having had two several readings and passed to be engrossed

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292 and reported by the committee on Engrossed Bills as truly and strictly engrossed was before the House on its final passage and this question on motion of Mr Smart of Camden was ordered to be taken by Yeas and Nays. and being so taken the resolve was finally passed by Yeas 57 Nays 56 as follows,

Those who voted in the affirmative were Messrs Abbott, Andrews, Banton Barrows, Benjamin Blaine, Blake, Brann, Burbank, Butler, Carson Chadwick, Cole, Corson, Day, Dow, Dunn, Dunton Eddy, Estes, Fish, Jared Fuller, R B Fuller, L H Folsom Garvin, Gilbert, Givin, Goodwin, Greeley, Haines Heal, Hill, Horton, W T Johnson, Jordan, Laughton D T Libbey, Mason, McCrillis, McDaniel, McFarland, Millett, Otis, Palmer, S A Perkins, Philbrook, Ridley, Robie, W Shaw, Small, J Smith Stackpole, Talbot, Wells, Williams, Wilson, Woodman

Those who voted in the negative were Messrs Batch Bartlett, Bearce, Blanchard, Blunt, E Brown, Bucknam, Butts, Carter, Chadbourne, Churchill, Clough Cookson, S F Coombs, Cyr, Foster, Gibbs, Goodrich Green, Harmon, Harding, Hasty, Hayford Hobbs, Holmes, Hunter, Joy, Laborce, J Libbey J S Libbey, Lowell, Moores, Morrill, Nash, Nickerson, A Perkins, Pierce, Pike, Porter, Prince Rackliff, Rice, Robinson, A Sanborn, L Sanborn M G Shaw, Sinclair, Smart, L P Smith, E Stevens Storer, Thomas, Thomes, Watts, Webb, Woodcock and the resolve was sent to the Senate,

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Mr Gilbert from the Judiciary Committee on petition of the assessors of Phippsburg, reported a bill entitled an act relating to the collection of taxes in Phippsburg

Mr Stackpole from the committee on Railroads Ways and Bridges

on petition of Alden Blossom Sals, reported a bill entitled an act to incorporate the Campbells Cove Free Bridge Company. The foregoing reports were severally read and accepted, the bills each read twice and tomorrow assigned for their third reading.

Bill an act giving further remedy against attorneys - This bill came from the Senate that branch insisting on the vote whereby it amended the bill and proposing a conference of the two Houses on the disagreeing vote and appointing Messrs Barron, Carlton and Wells as conferees on the part of the Senate. The House agreed to the proposition for a conference and appointed Messrs Goodenow of Alfred, Wells of Freeport and McCrillis of Bangor as conferees on the part of the House

Mr Pierce from the Committee on Railroads Ways and Bridges reported leave to withdraw on petition of Selectmen of Madison Sals. Report accepted. Sent to Senate.

Resolve to promote the Education of the Penobscot Indians being under consideration was on motion of Mr Porter of Lowell laid on the table.

Bill an act to extend the time for filing locations and for constructing the York and Cumberland Railroads.

Bill an act to prescribe the time of electing assessors in the city of Calais

The above bills having each had three several readings and reported by the Committee on Third Reading were passed to be Engrossed Sent to the Senate.

LLMC DIGITAL

294. Petition of N. H. Hill & als of Augusta for aid to the Maine Medical School, was referred to the committee on Education and sent to the Senate.

On motion of Mr Butler of Portland it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of empowering County Commissioners to authorize the employment in some suitable manner of prisoners committed to county jails. Sent to the Senate.

On motion of Mr Porter of Lowell the House adjourned

Attest George M. Micoy Clerk.

LLMC DIGITAL

Prayer by the Rev Mr Sanderson of Augusta.

The Journal of yesterday was read and approved.

Papers from the Senate.

Report of the Committee on the Judiciary reporting legislation inexpedient on order relating to marriages between first cousins, and

Report of the Committee on Railroads Bridges and Bridges reporting legislation inexpedient on order relating to sale of tickets at railroad offices half an hour before the starting of trains, and

Report of same committee reporting reference to the next Legislature on Bill an act to incorporate the Augusta Free Bridge Company, were severally read and accepted in concurrence,

Report of the Committee on Division of Towns on petition of 50 Inhabitants reporting a bill entitled an act to set off certain territory from the town of Paris and annex the same to the town of Norway was accepted in concurrence bill read twice and Thursday next assigned for its third reading,

Bill an act Establishing the salaries of the Judge of Probate and of the Register of Probate for the County of Androscoggin, Mr Wilson of Brewer moved to reconsider the vote, whereby the House on yesterday indefinitely postponed this bill, On motion of Mr Hunton of Dexter. the motion of Mr Wilson was laid on the table and Thursday next assigned to consider it.

LLMC DIGITAL

296. Bill an act additional to chapter Eighty-one of the revised statutes relating to attachment of property Laid on the table by leave by Mr Rice of Hampshire and referred to Judiciary Committee. Sent to the Senate.

Bill an act additional to an act to incorporate the Lowell Bank, was read the third time and passed to be engrossed. Sent to the Senate.

Bill an act to amend chapter 79 of the revised statutes relating to the admission of attorneys at Law to practice, came from the Senate, that branch refusing to concur with the House in indefinitely postponing the bill but having passed the bill to be Engrossed. On motion of Mr Estes of Trenton the bill was laid on the table and Wednesday next assigned for its consideration

A message was received from the Governor through the Secretary of State informing the House that a vacancy Exists in the office of Major General in the Sixth Division of the Volunteer Militia of this State. Read and Sent to the Senate,

...

Bill an act providing for uniformity in the use of text-books in the common schools, Laid on the table by leave by Mr Estes of Trenton, and on his motion three hundred and fifty copies of the bill ordered to be printed for the use of the Legislature

On motion of Mr Day of Hallowell it was ordered that the committee on the Judiciary be directed to enquire what alteration if any it is expedient to make in Sec 95 of chap 81 of the Revised Statutes, Sent to Senate

On motion of Mr Pike of Calais it was ordered

that the committee on Rules and orders be requested to enquire into the expediency of adopting a rule that no member shall be allowed to vote unless he was within the Hall at the time his name was called and also as to the propriety of abrogating so much of rule 39 as provides for a motion to reconsider on the day succeeding that in which the vote was taken,

Mr Perkins from the committee on claims on petition of Ira B Delano reported a resolve in favor of Ira B Delano. Report accepted, resolve read once and Wednesday next assigned for its second reading.

Bill an act to incorporate the town of Presque Isle. was amended in concurrence with the Senate & further amended as per sheets B & C. read the third time and passed to be engrossed. Sent to the Senate

Mr Garcelon of Acton moved to reconsider the vote whereby the House yesterday finally passed the Resolve in favor of the Maine Maleyan Seminary and Female Collegiate Institute. The Speaker held that as the resolve had passed from the possession and control of the House, the motion to reconsider could not be entertained, Mr Smart of Camden moved that a message be sent to the Governor requesting him not to sign the above named resolve until the House can on Monday ask the Senate to request its return to that body, so that it may be sent here for consideration. Mr Estes of Trenton moved to lay Mr Smart's motion on the table and this was the pending question, when

On motion of Mr Greeley of Palermo the House adjourned.

Attest. George M. Wilcox Clerk.

 Monday March 7. 1859.

Prayer by the Rev Mr Bean of Augusta.

The Journal of Yesterday was read and approved

Papers from the Senate,

Report of the Committee on the Judiciary reporting legislation inexpedient on order relating to change of law concerning Notaries Public.

Report of same committee reporting legislation inexpedient on order relating to taxing personal property under mortgage.

Report of the Committee on Railroads Ways and Bridges on bill an act to authorize the town of Oldtown to purchase a bridge reporting the bill and that it ought not to pass.

Report of the committee on Agriculture reporting reference to the next Legislature on petition of J G Austin and others.

Report of the committee on Division of Counties reporting leave to withdraw on petition of John Tobey &als The above reports severally read and accepted in concurrence

Resolve in favor of Baker Preston and Ambrose Arnold came from the Senate referred to the Committee on Agriculture. The House receded from its vote passing the resolve to be engrossed and refused it in concurrence.

Resolve in favor of Abigail Bamsteter, came from the Senate amended as per sheet A and as

amended passed to be engrossed. The House receded from its vote passing the resolve to be engrossed, amended it in concurrence, and as amended passed the resolve to be engrossed in concurrence.

Bill an act to amend the fifty-second section of the fortieth chapter of the revised statutes relating to fish in ponds, in Kennebec and Somerset Counties came from the Senate amended as per sheet A and as amended passed to be engrossed. The House reconsidered & receded and concurred with the Senate amendment and voted to insist on the vote whereby it passed the bill to be engrossed. Bill returned to the Senate.

Report of the Judiciary Committee on petition of the Selectmen of the town of Somerville reporting a bill entitled an act explanatory of an act incorporating the town of Somerville.

Report of the same committee on order relating to actions of foreign attachment reporting bill an act regulating actions of foreign attachments.

Report of the Committee on Interior Waters on petition of Samuel Gibson &c reporting a bill entitled an act for furnishing pure fresh water at Getchell's corner. The above reports were severally read and accepted in concurrence, the bill read and twice and tomorrow assigned for the third reading of each.

Mr Smart by leave of the House withdrew his motion to send a message to the Governor relating to Resolve in favor of Maine Wesleyan Seminary and Female Collegiate Institute

Mr Pike from the Committee on the Judiciary on petition of the Androscoggin bar.

LLMC DIGITAL

300, reported a bill entitled an act to change the time of holding a term of the Supreme Judicial Court for the County of Androscoggin,

The same gentlemen from the Committee on Finance on petition of Stinson Hayford, reported a resolve in favor of Stinson Hayford. The above reports were severally read and accepted the bill was read twice and tomorrow assigned for its third reading the resolve was read once and Wednesday of next week assigned for its second reading,

Mr Pike from the Committee on Railroads Ways and Bridges on Bill an act relating to laying out of streets and ways in the city of Portland reported the bill and that it ought not to pass,

Mr Pike from the committee on the Judiciary on order relative to retaining a lien on personal property for the taxes assessed thereon reported Legislation inexpedient

Mr Pike from the committee on Finance reported leave to withdraw on petition of George N. Lancaster

The above reports were severally read and accepted and sent to the Senate,

Mr Blunt from the Committee on Fisheries reported leave to withdraw on petition of Geo. W Ray et als.

Mr Chadbourne from same committee reported leave to withdraw on petition of Nathan Emerson

The above reports were accepted and sent to the Senate,

Bill an act giving salaries to the subordinate officers of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of

legislative journals. This bill was taken from the table on motion of Mr Gilbert of Bath who moved to amend the bill as per sheet B, and pending the motion, the bill was laid on the table.

Bill an act to provide for the collection of assessments, made upon the members of the Rockland LimeRock Company, the Tillson and Ulmer Lime Rock Company, and the White Lime Rock Company was read the third time and passed to be engrossed Sent to the Senate for concurrence.

Petition of J B Grant &als asking for an act of incorporation was referred to the committee on Mercantile Affairs and Insurance.

Memorial of Edwin Smith &als for a law in relation to school funds in Warren, was referred to the Judiciary Committee. These papers were sent to Senate

On motion of Mr Porter of Orrell it was ordered that the petition of Charles K Miller &als for a charter of a railroad from Milford to the east line of the State which was referred by the last Legislature to the present with accompanying papers be taken from the files and referred to the committee on Railroads Bays and Bridges. Sent to the Senate.

On motion of Mr Blaine of Augusta it was ordered that the use of this Hall be granted to Charles Pappan Esq. of Boston on tuesday evening next for the purpose of delivering a lecture on the subject of West India Emancipation

On motion of Mr Gilbert of Bath it was ordered that the committee on the Judiciary be instructed to enquire into the expediency of an amend

ment of the 83rd section of the 82nd chapter of the revised statutes relating to the testimony of parties to a suit in which one of the parties is an executor, administrator or heir of a deceased party to prevent abuses of existing exemptions. Sent to the Senate.

Resolve in favor of Charles Welch, was read the second time and amended as per sheet A on motion of Mr Ridley of New Sharon and on his motion the resolve was committed to the committee on claims and sent to the Senate.

Bill an act to incorporate the Campbell's Corner Free Bridge Company, and

Bill an act in relation to the collection of taxes in the town of Phippsburg, were severally read the third time and passed to be engrossed. Sent to Senate

Bill an act in relation to ferries, was read the third time, Mr Day of Hallowell moved to amend as per sheet A. The bill was laid on the table,

Bill an act to amend chapter seventy seven of the revised statutes relating to the Reporter of Decisions of the Supreme Judicial Court was read the third time and laid on the table,

Resolve in favor of Westbrook Seminary. This resolve having had two several readings and passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly Engrossed was before the House on its final passage, Mr Smart of Camden moved and the House ordered that the question be taken by Yeas and Nays and all being so taken the resolve was finally passed by

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Yeas 51. Nays 28 as follows.

Those who voted in the affirmative were Messrs Abbott. Banton. Barrows Benjamin. Blaine. Blake. Blanchard. Burbank Butler. Carson. Carter. Chadwick. Clough. Cole. Day Dunn, Estes, Fish. Jared Fuller. Gibbs. Gilbert Goodenow. Greeley. Haines. Heal, Horton. W. T. Johnson. Laborce, Lebroke, Laughton. D. T. Libbey J Libbey. Lowell, McCrillis McDaniel. Millett Nash. Nickerson. Otis. Palmer, Philbrook Rackliff. Safford, M G Shaw, J Smith. Stackpole Talbot. Thomes. Wells, Wilson. Woodman.

Those who voted in the negative were Messrs Balch Bartlett. Bearce, Blunt. Brann. E Brown. Churchill Darling. Foster. Green. Harmon. Hobbs. Merrill. A. Perkins. Pierce. Pike. Piper, Porter. Prince. A Sanborn, L Sanborn. Sinclair. Smart. Storer. Thomas. Watts, Webb. Woodcock.

and the resolve was signed by the Speaker and sent to the Senate.

Mr Pike from the committee on the Judiciary on petition of A C Robbins & als reported a bill entitled an act to establish a court of common Pleas.

The same gentleman from the same committee on order relating to Inferior Courts reported a bill entitled an act to modify and limit the jurisdiction of the Supreme Judicial Court. The reports were accepted. Bills read twice and on motion of Mr Pike 350 copies of each bill were ordered to be printed for the use of the Legislature.

Mr Rice moved the passage of the following order, Ordered that from and after this day the House meet at nine O clock A.M. until otherwise ordered, tabled, adjourned. G.W. Wilcox Clerk.

 Tuesday March 8th 1859.

Prayer by the Rev Mr Young of Augusta.

The journal of Yesterday was read and approved.

Papers from the Senate,

The order which passed the House yesterday on motion of Mr Gilbert of Bath relating to amending the 83d Section of chap 82 of revised statutes came from the Senate indefinitely postponed. On motion of Mr Gilbert of Bath the House voted to adhere to the vote whereby it passed the order

Order relating to indentures of the children. was read and passed in concurrence.

Order relating to amending Sec 13 of chap 116 of the revised statutes was read and passed in concurrence

Bill an act additional to chapter 12 of the revised statutes relating to recording deeds of lots in burial grounds was referred to the Judiciary Committee in concurrence.

* * *

Reports of the Judiciary Committee reporting legislation inexpedient on order relating to coasting down hill
Also on order relating to the repeal of Sects 12.3. of chap 24. R.S.
Also on order relating to amending Sec 13. of Ch 6. R.S.
Also on order relating to divorce.
Also leave to withdraw on petition of Hollis Bowman
Same report on petition of D R Hastings &als relating to rights of married women.

Report of the Committee on Agriculture reporting legislation inexpedient on order relating to establishing a State Agricultural School.

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Report of the same committee reporting legislation inexpedient on order relating to authorizing towns to appropriate money to improve breeds of domestic animals

Report of the committee on Fisheries reporting leave to withdraw on petition of Noah Woodbals. The above reports were severally read and accepted in concurrence

Report of the Committee on Railroads Ways and Bridges reporting leave to withdraw on petition of J M North and J H Williams was recommitted in concurrence.

Report of the Committee on Mercantile Affairs and Insurance on petition of Nathaniel Alford dals reporting a bill Entitled an act to incorporate the Hope Mutual Fire Insurance Company.

Report of the same committee on petition of Monmouth Tuttle dals reporting a bill entitled an act to incorporate the Canaan Mutual Fire Insurance Company

Report of the same committee on petition of Levi W Adams & als reporting a bill entitled an act to incorporate the Milton Mutual Fire Insurance Company.

Report of the committee on the Judiciary on petition of John B Hayden reporting a bill entitled an act to increase the salary of the county attorney for the county of Aroostook.

Report of the committee on Railroads Ways and Bridges on petition of Timothy Lane reporting a bill entitled an act to authorize Timothy Lane of Vinalhaven in the County of Knox, to erect a free bridge over the waters from Jones Island to Vinalhaven. The foregoing reports were severally read and accepted in concurrence. Bills read once each and tomorrow assigned for the third reading of each.

LLMC DIGITAL

306. Order relating to requiring the committee on Banks and Banking to summon certain Officers of Banks upon the petition of such banks for a reduction of their capital stock came from the Senate having been read and passed On motion of Mr Smart of Camden the order was amended as per sheet A. and passed, and sent to the Senate,

Bill an act to prevent abuses of the Eighty-third section of the Eighty-second chapter of the revised Statutes relating to the testimony of parties to suits, By leave laid on the table by Mr Gilbert of Bath and ordered one day under the rules

Mr Blaine from the committee on the State Prison on the message of the Governor relating to the State Prison and on the report of the commissioners relating to the same and on sundry orders reported a Resolve in relation to the State Prison. Also reported Bill an act to suspend the powers and duties of the Inspectors of the State Prison. The report was accepted and on motion of Mr Blaine 350 copies of the resolve and bill were ordered to be printed for the use of the Legislature The resolve was read once, and the bill was read twice and thursday next was assigned for the second reading of the resolve and the third reading of the bill,

Report of the committee on Manufactures reporting bill an act to Encourage manufactures was taken up and the bill read twice and tomorrow assigned for its third reading

Mr Hill from the Select committee consisting of the delegation from the County of York on petition of William Milliken reported a bill entitled an act to change the place of holding the April term of the Supreme Judicial Court in the county of York.

Mr Pike from the committee on the Judiciary on order providing by law for the time of making certain

official reports reported a bill entitled an act relating to the time of making official reports.

The same gentleman from the same committee on orders relating to liability of stockholders of corporations reported a bill entitled an act to amend chapter forty six of the revised statutes relating to enforcing executions against stockholders of corporations

...

Mr Barrows from the committee on Education on petition of S Southier &als reported a bill entitled an act additional to an act to incorporate the Webster association of Fryeburg Academy. The foregoing reports were severally read and accepted, the bills each read twice and tomorrow assigned for their third reading

...

On motion of Mr Pike of Calais it was ordered that a message be sent to the Governor requesting him to return the bill incorporating the Androscoggin Bridge Company The clerk conveyed the message.

The order introduced yesterday by Mr Rice of Hampden relating to the time of the meeting of the House was taken from the table on motion of Mr Rice amended so as to order the House to meet at half past nine oclock A.M. and as amended the order was passed.

Mr Pike of Calais introduced the following order which on motion of Mr McCrillis of Bangor was laid on the table. Ordered that on and after Thursday next there shall be two sessions each day commencing at ten oclock in the forenoon and two and one half oclock in the afternoon

On motion of Mr McCrillis of Bangor it was or-

dered that the committee on the Judiciary be directed to enquire if any further legislation is necessary to protect the property of the Penobscot Indians from fire communicated from steamers on Penobscot River

On motion of Mr Stackpole of Waterville it was ordered that the Judiciary committee be directed to report such amendments of section 21. of chap 113 of the revised Statutes entitled Relief of poor debtors as in their opinion may be necessary to secure the rights of creditors.

On motion of Mr Barrows of Fryeburg it was ordered that the committee on the Judiciary be directed to enquire into the expediency of conferring additional powers upon municipal officers or surveyors of highways so that highways obstructed by snow may be opened and rendered passable notwithstanding the taxes may be entirely expended

The foregoing orders were sent to the Senate,

Bill an act to define the liability of mill owners was taken up and tomorrow assigned for its third reading

* * *

Bill an act for furnishing pure fresh water at Gilchell's Corner was read the third time and on motion of Mr Stackpole of Waterville it was indefinitely postponed, Sent to the Senate,

* * *

Bill an act to change the time for holding a term of the Supreme Judicial Court for the County of Androscoggin was read the third time and passed to be engrossed and sent to the Senate,

Bill an act explanatory of an act incorporating the town of Somerville

LLMC DIGITAL

Bill an act regulating actions of foreign attachments were severally read the third time and passed to be engrossed in concurrence.

Petition of Shepherd Boody for aid to construct a road to Mt Katahdin was referred to the committee on State Lands and State Roads

Petition of Cyrus King & als of Westbrook to be incorporated as a Fire Insurance Company, was referred to the committee on Mercantile Affairs and Insurance. The above petitions were sent to the Senate.

Report of the committee on State Lands and State Roads on petition of Isaac F Spaulding & al was taken up and the question being upon the acceptance of the report, Mr Mc Crillis moved and the House ordered the question to be taken by Yeas and Nays and being so taken the report was accepted by Yeas 81. Nays 2 as follows.

Those who voted in the affirmative were Messrs Abbott, Bantin, Barrows Bartlett, Bearce, Benjamin, Bishop, Blaine, Blanchard Blunt, Brann, E Brown, Burbank, Butler, Carter Chadwick, Churchill, Clough, Cole, A Coombs, Dunn Duntin, Estes, Fish, Foster, Jared Fuller, John Fuller L H Folsom, Garvin, Givin, Goodrich, Goodwin, Green, Haines, Harding, Harmon, Hayford, Heal, Hill, Hobbs N W Johnson, W T Johnson, Laberee, Lebroke, Laughton D T Libbey, J Libbey, Lowell, Mc Crillis, Mc Daniel, Mc Farland, Movers, Morrill, Nash, Nickerson, Otis, A Perkins, Philbrook, Piper, Porter, Prince, Rackliff Ridley, A Sanborn, L Sanborn, M G Shaw, Sinclair Smart, J Smith, Sprague, Springer, Stackpole, Stover Talbot Thomas, Thomes, Webb, Whitehouse Wilson Woodcock Woodman.

310 Those who voted in the negative were Messrs Horton, Watts.

Mr Goodenow of Alfred presented a report from the minority of the committee consisting of the York county delegation, on petition of William Libbitt and the same was read and laid on the table.

Bill an act additional relating to Evidence was read the third time amended as per sheet A. on motion of Mr Boone of Augusta and as amended, on motion of Mr Stackpole of Naturille the further consideration of this bill was indefinitely postponed, sent up for concurrence

On motion of Mr Fuller of Corinth the House adjourned

Attest. George M. Wilcox Clerk.

LLMC DIGITAL

Wednesday March 9.th 1859.

Prayer by the Rev Mr Tappan of Augusta

The Journal of Yesterday was read and approved

Papers from the Senate.

Order relating to appointment of commissioner to Enquire into the Expediency of the artificial breeding of fish, and

Order relating to bounty claims were severally read and hoped in concurrence

Bill an act additional to Chapter forty of the laws of 1858 relating to rivers, was referred to the Judiciary Committee in concurrence.

Report of the committee on Interior Waters granting leave to withdraw on petition of Joshua Sawyer and als was read and accepted in concurrence.

Bill an act relating to Insurance Companies came from the Senate amended as per Sheet A and as amended hoped to be engrossed. On Motion of Mr Dow of Portland the bill was laid upon the table

Report of the Judiciary Committee to which was recommitted Bill an act to provide for the commutation of the sentence of certain persons reporting the bill in a new draft and that it ought to pass

Report of the Committee on Fisheries on petition of S A Lawrence reporting a bill entitled an act in relation to weirs below low water mark in Narraguagus Bay in Cutler Washington County.

LLMC DIGITAL

312. Report of the Committee on the Judiciary on order relating to amending sec 19 of chap 82 of the revised Statutes reporting a bill entitled an act additional to chapter eighty two of the revised statutes relating to practice in courts.

Report of the Committee on State Lands and State Roads on petition of John Allen &al reporting a resolve in favor of John Allen & J Augustus Allen. The foregoing reports were severally read and accepted in concurrence bills each read twice and tomorrow assigned for their third reading, Resolve read once & wednesday of next week assigned for its second reading

Bill an act to prevent abuses of the eighty third section of the eighty second chapter of the revised statutes relating to the testimony of parties to suits,

Bill an act making valid the proceedings of school district number three in Lewiston, By leave laid on the table by Mr Burbank of Lewiston and on his motion the rules were suspended and the bill was read twice Tomorrow was assigned for the third reading of each of the foregoing bills,

Mr Butler from the Judiciary Committee on order relating to employing prisoners in jails, reported a bill entitled an act to amend section eight of chapter seventy eight of the revised statutes relating to powers of county commissioners in respect to County Jails

Mr Fuller from the Committee on the Insane Hospital on petition of Revel Williams &als reported a Resolve relating to Theodore S Brown an inmate of the Insane Hospital, The above reports were severally read and accepted, the bill was read twice, the resolve

LLMC DIGITAL

was read once, and tomorrow was assigned for the third reading of the bill, and Wednesday next assigned for the second reading of the resolve

Mr Perkins from the Committee on Claims reported leave to withdraw on petition of the town of Pittston

Mr Lebroke from the Judiciary Committee on Bill an act to incorporate the Female Orphan Asylum at Portland, reported the bill and that it ought not to pass. The above reports were severally read and accepted and sent to the Senate,

Mr Perkins from the Committee on Claims reported leave to withdraw on bills of certain claimants for watching jail in Cumberland County. On motion of Mr Barker of Windham the report was recommitted. Sent up for concurrence.

Bill an act for furnishing pure fresh water at Getchell's corner, Mr Blaine of Augusta moved to reconsider the vote whereby the House yesterday indefinitely postponed this bill and to lie the motion to reconsider on the table and assign Tuesday next for its consideration. The House so ordered.

Bill an act to incorporate the Trustees of Peck Gardiner Academy,

Bill an act to punish for intoxication

Resolve providing for the payment of Roll of Accounts number thirty seven

Resolve in favor of Joseph Nicolar
Resolve in favor of Abagail Vanmeter,

The foregoing bills having each had three several readings and the orders having each had two readings and the bills and resolves having severally been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed. The bills were severally passed to be enacted, the resolves were severally finally passed and the bills and resolves were signed by the Speaker and sent to the Senate.

Bill an act to make valid the doings of school district No 9 in the town of Monmouth was read twice and tomorrow assigned for its third reading

On motion of Mr Philbrook of Sedgwick it was ordered that the committee on Education be instructed to enquire whether further legislation is necessary regulating the admission of scholars from one district to the schools of another.

The order introduced Mar 1 by Mr Barrows of Fryeburg & tabled on motion of Mr Gilbert of Bath relating to Presidential Elections was taken up and passed. The above orders were sent to the Senate.

On motion of Mr Dow of Portland it was ordered that the Messenger be directed to procure a copy of the revised statutes to be kept in the clerk's desk for the use of the members of this House said copy to be marked "Clerks Desk" Read and passed.

On motion of Mr Burbank of Lewiston it was ordered that this House will proceed at the hour of twelve O clock this day to ballot for a Major General of Militia to fill the vacancy now existing in the Sixth Division of this State. Read, rules suspended and passed.

Petition of Charles Holt for change of name was referred to Committee on Change of Names

Resolve in favor of Arletta A Brown, came from the Senate indefinitely postponed. The House receded from the vote passing the resolve to be engrossed and postponed it indefinitely in concurrence.

Mr Woodman from the Committee on Indian Affairs on petition of John Neptune reported a resolve regulating the leasing of shores of islands belonging to Penobscot Indians. Report accepted, resolve read once and tomorrow assigned for its second reading.

Bill an act additional to an act to incorporate the Webster association of Fryeburg Academy.

Bill an act relative to the time of making official reports. The above bills were severally read the third time and passed to be engrossed and sent to the Senate.

Bill an act to incorporate the Canaan Mutual Fire Insurance Company.

Bill an act to authorize Timothy Lane of Vinalhaven in the county of Waldo to erect a free bridge over tide water from Jones' Island to Vinalhaven

Bill an act to incorporate the Hope Mutual Fire Insurance Company.

Bill an act to incorporate the Wilton Mutual Fire Insurance Company.

Resolve in favor of Passamaquoddy Indians

The above bills were severally read the third time and the resolve read the second time and they were each passed to be engrossed in concurrence.

LLMC DIGITAL

316 On motion of Mr Butler of Portland it was ordered that a committee of five on the part of the House with such as the Senate may join be raised to ascertain and report when the Legislature may finally adjourn, Read and passed and Messrs. Butler of Portland. Pike of Calais, Robie of Gorham Stackpole of Waterville and Perkins of Kennebunkport were appointed said committee on the part of the House. Sent up for concurrence

Petition of Gardner Chapman &als for a law to prevent trespasses in orchards was referred to the committee on the Judiciary. Sent to the Senate,

Mr Pike from the committee on the Judiciary on order relating to purchasing Virgin's Digest reported a resolve providing for the purchase and distribution of Virgins' Digest of the Maine Reports,

Mr Pike from same committee on petition of Silas Danforth &als reported a bill entitled an act to incorporate the Free Meeting House Society in Madison The above reports were severally read and accepted the resolve read once and the bill read twice and Wednesday next assigned for the second reading of the resolve and tomorrow assigned for the third reading of the bill.

Bill an act in relation to prisoners, By leave laid upon the table by Mr Benjamin of Winthrop, and referred to committee on State Prison, Sent to the Senate

...

Mr Pike from the Judiciary Committee reported legislation inexpedient on order relating to changing the present law of lien on vessels.

The same gentlemen from the same committee reported

legislation incorporating an order relating to amending doings of school district No 3 in Lewiston. The foregoing reports were severally read and accepted and sent to the Senate,

Bill an act regulating actions of foreign attachments

Bill an act additional to an act to incorporate the Lowell Bank

Bill an act to prescribe the time of electing assessors in the city of Calais,

Bill an act Explanatory of an act incorporating the town of Somerville,

Bill an act to extend the time for filing locations & for constructing the York and Cumberland Railroad,

Bill an act to incorporate the Brookton and St Andrews Branch Railroad Company,

Resolves in favor of training and teaching indigent idiotic children,

Resolve providing for the collection of securities in the Land Office, due the State,

The above bills having each had three several readings and the resolves having each had two several readings and the bills and resolves having each been passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed, the bills were each passed to be enacted, the resolves were severally finally passed and bills & resolves were each signed by the Speaker and sent to the Senate,

LLMC DIGITAL

318. At twelve o'clock that being the time assigned for the election of Major General of the Sixth Division. Mr Pike of Calais moved that a committee of seven be appointed to receive sort and count the votes for that Officer. The motion passed and Messrs Pike of Calais, Dunn of Portland. Porter of Lowell Millett of Norway, Carter of Belfast, Fuller of Carmel and Morrill of Strong were appointed said Committee,

Having attended to the duty assigned them the committee through its chairman Mr Pike reported the whole number of votes to be one hundred and seven 107

necessary to a choice fifty four 54

Alexander Burbank had sixty votes 60

W. W. Virgin had nineteen votes 19

J F Gibson had twenty five votes 25

Rodolphus Young had three votes 3.

The report was accepted and Alexander Burbank was declared elected on the part of the House as Major General of the Sixth Division of the Militia of Maine,

On motion of Mr Robie a message was sent to the Senate informing that branch that the House had this day on its part elected Alexander Burbank as Major General of the Sixth Division of Maine Militia Mr Robie was charged with and conveyed the message,

Bill an act relating to the admission of attorneys at Law to practice, was read the third time and on motion of Mr Day of Hallowell its further consideration was indefinitely postponed

Mr Stackpole of Waterville gave notice that on tomorrow he should move a reconsideration of the foregoing vote,

LLMC DIGITAL

Bill an act relating to Insurance Companies, was 319. taken from the table on motion of Mr Dow of Portland The House refused to amend the bill in concurrence as per sheet A, amended the bill as per sheet B and as amended passed the bill to be engrossed, sent up for concurrence,

Bill an act to Encourage Manufactures - being under consideration, Mr Dow of Portland moved to amend as per sheet A, On motion of Mr Burbank of Lewiston the bill was laid on the table,

On motion of Mr Butts of Lincoln the House adjourned

Attest George M. Wilcox Clerk,

LLMC DIGITAL

 Thursday March 10. 1859.

No chaplain present.

The Journal of Yesterday was read and approved

Papers from the Senate.

Report of the Judiciary Committee reporting legislation inexpedient in order relating to indentures of children.

Report of the same Committee on Bill an act to repeal chapter twenty nine of the public laws of 1858 relating to guardians. The above reports were accepted in concurrence

Bill an act additional relating to Evidence came from the Senate that branch insisting on the vote whereby it passed the bill to be engrossed and requesting a conference of the two Houses and appointing Messrs Goodenow, Hamlin and Gilman as conferees on the part of the Senate, The House agreed to the proposition for a conference and appointed Messrs McCrillis of Bangor, Butler of Portland & Blaine of Augusta as conferees on the part of the House.

Mr Talbot from the committee on Indian Affairs on order relating to salary of agent for Penobscot Indians reported a resolve establishing a salary for agent of Penobscot Indians

Mr Butler from the Judiciary Committee on order relating to amending section 21 of chap 83 of the revised statutes reported a bill Entitled an act to amend section twenty one of chapter Eighty three of the revised Statutes relating to certifying copies of judgments rendered by justices of the Peace,

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Mr Wells from the special committee to which was recommitted Bill an act to annex Gray surplus and the gore in the County of Cumberland to the town of Raymond reported the bill in a new draft.

Mr Dow from the committee on Mercantile Affairs and Insurance on petition of Geo Collins & als reported a bill entitled an act to incorporate the Proprietors of Megunticook Water works.

Mr Dow from same committee on petition of C O Fanning & als reported a bill entitled an act to incorporate the Penobscot Leather Manufacturing Company, The above reports were severally read and accepted the bills each read twice and tomorrow assigned for the third reading of each.

Bill an act for the assessment of a State tax for the year one thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents, this bill being before the House on its passage to be enacted, on motion of Mr Rice of Hampden it was recommitted to the committee on Finance, Sent up for concurrence.

Petition of Sewall Gross & als for the payment of certain officers of Cumberland County by salary was referred to the Cumberland County Delegation.

Petition of Alexander Webb & als for aid to build a bridge over Passadumkeag river in township No One, Bingham Penobscot purchase was referred to the Committee on State Lands and State Roads, The above petitions were sent to the Senate.

On motion of Mr Pike of Calais it was ordered that the

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committee on the Judiciary be requested to enquire into the expediency of amending Section 39. chapt 6 of the Revised Statutes so as to give proprietors of wild land notice previous to making assessments on the same Sent to Senate

On motion of Mr Balch of Waldoborough it was ordered that a message be sent to the Governor requesting him to lay before the House of Representatives a statement of the amount of Expenses incurred under a resolve of the last Legislature providing for an investigation of the affairs of the State Prison. The clerk conveyed the message

Mr Wilson from the committee on Indian Affairs on affairs of the Penobscot Indians reported a resolve in favor of the Penobscot Indians. Report accepted resolve read once and Wednesday next assigned for its second reading.

Bill an act to provide for the commutation of the Sentence of certain persons, was read the third time and on motion of Mr Burton of Unity, laid on the table.

Bill an act additional to chapter Eighty-two of the Revised Statutes relating to practice in Courts. was read the third time and on motion of Mr Blaine of Augusta the bill was laid on the table.

Bill an act to amend Section Eight of chapter Seventy Eight of the Revised Statutes relating to powers of county commissioners in respect to County jails

Bill an act to make valid the proceedings of School district Number three in Lewiston.

Bill an act to incorporate the Free meeting House Society in Madison

Bill an act to make valid the doings of school district number Nine in the town of Monmouth,

Resolve in favor of Charles Welch.

Resolve regulating the leasing of shores of islands belonging to Penobscot indians

Resolve to promote the education of the Penobscot indians

The above bills were each read the third time and the resolves were each read the second time and bills and resolves were severally passed to be engrossed and sent up for concurrence.

Bill an act in relation to weirs below low water mark in Jonesboro bay in Lubec Washington County, was read the third time and passed to be Engrossed in Concurrence.

Petition of Bangor, Old town and Milford Railroad company for authority to extend its track was referred to the Committee on Railroads Ways and Bridges.

Petition of J W Knowlton &als in aid of petition of Hiram Knowlton was referred to the committee on Militia

The above petitions were sent to the Senate.

Mr Butts from the committee on Education on petition of Clement Mayfield &als reported a bill Entitled an act to incorporate the Trustees of Harpswell academy,

Mr Smart from the Judiciary committee on the memorial of Edwin Smith &als reported a bill entitled an act to amend an act to authorize the raising a fund for the support of public schools in the town of Warren in the County of Lincoln. The foregoing reports were severally read and accepted, the bills Each,

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 read twice and tomorrow assigned for their third reading

Bill an act relating to the admission of attorneys at law to practice, On motion of Mr Slackpole of Waterville, the House reconsidered the vote whereby it yesterday indefinitely postponed the bill, The Speaker held that the question pending was on the indefinite postponement of the bill, and on this motion or question Mr Smart of Camden asked and the House ordered the Yeas and Nays and being taken the House refused to indefinitely postpone the bill by Yeas 54 Nays 62 as follows.

Those who voted in the affirmative were Messrs Abbott, Bantum, Bartlett, Bishop, Blanchard, Blunt, Buckman, Butts, Carey Clough, Cole, Cookson, A Coombs, Corson, Cyr, Day, Dow Foster, Jared Fuller, John Fuller, R B Fuller, N Folsom Gibbs, Goodrich, Goodwin, Greeley, Greene, Gurney Harding, Holmes, A W Johnson, Lowell, Mason Mc Farland, Moores, Morrill, Nickerson, Pierce Piper, Rice, A Sanborn, Smart, J Smith, L P Smith Spring, Stackpole, Starr, Talbot, Thomas, Walker Watts, Webb, Whitehouse Woodcock,

Those who voted in the negative were Messrs Baker, Balch, Barrows Bearce, Benjamin, Blake, Brann, E Brown, G H Brown, Burbank, Butler, Carr, Carlin, Chadwick Cobb, Darling, Dunn, Estes, Fish, Garvin, Gilpin, Goodenow, Haines, Harmon, Hasty, Heal, Hill, Hobbs, Hinkley Hayford, N Johnson, Laberee, D Libby, J Libby McCrillis, McDaniel, Millett, Mitchell, Moore Nash, Parker, Payson, A Perkins, S A Perkins, Pike Porter, Prentiss, Rolfe, Ridley, Robie, Robinson Safford, L Sanborn, M G Shaw, Small, Sprague Thomes, Wells, Williams Wilson, Wortman and the bill having been read the third time was passed to be engrossed in concurrence

A message was received from the Senate through its Secretary informing the House that the Senate had on its part elected William W. Virgin as Major General of the Sixth Division of Maine Militia

Bill an act to change the place of holding the April term of the Supreme Judicial Court in the County of York. This bill was read the third time. Mr Goodenow of Alfred moved the indefinite postponement of the bill. Mr Stackpole of Waterville moved and the House ordered the question to be taken by Yeas and Nays and being so taken the House refused to indefinitely postpone the bill by Yeas 39. Nays 68 as follows,

Those who voted in the affirmative were Messrs Balch, Bantin, Benjamin Blaine, Blake, Blunt, Brann, Burbank, Butts, Carey, Chadwick, Cobb, Dunton, Estes, John Fuller Garvin, Given, Goodenow, Goodrich, Haines, Hayford Hobbs, W J Johnson, McCrillis, Mitchell, Morse Palmer, Parker, Pierce, Pike, Rice, Ridley, Sanborn M G Shaw, Sinclair, Small, Thomas, Watts, Whitehouse

Those who voted in the negative were Messrs Baker, Bannon, Beane, Bishop, Blanchard E Brown, G H Brown, Buckman, Carr, Carter, Clough, Cole, Corson, A Coombs, Cram, Darling, Day, Dow Dunn, Fish, Foster, R B Fuller, L N Folsom, N Folsom, Gibbs, Gordon, Greely, Greene, Gurney Harmon, Head, Hill, Holmes, Hunton, Lebroke A K Libbey, J Libbey, Lowell, McDaniel, McFarland Millett, Moore, Morrill, Nash, Nickerson, A Perkins, Piper, Porter, Prentiss, Prince, Robie Robinson, Safford, J Smith, L P Smith, Sprague, Spring Stackpole, Stone, Talbot Thomas, Walker Webb Wells, Williams, Wilson, Woodcock Woodman,

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326. Mr Dunn of Portland moved the previous question and the House seconded the motion and the bill being on its passage to be engrossed, the main question was ordered to be put now, and on this question Mr Goodenow of Alfred asked and the House ordered the Yeas and Nays, and being taken the bill was passed to be engrossed by Yeas 70 Nays 42 as follows,

Those who voted in the affirmative were Messrs Abbott, Baker, Barrows, Bearce, Bishop, Blanchard, Blunt, E Brown, G H Brown, Bucknam, Carr, Carson, Carter, Clough, Cole, Cookson, A Coombs, Corson, Darling, Dow, Dunn, Fish, R B Fuller, L H Folsom, N Folsom, Goodwin, Greeley, Green, Gurney, Harmon, Heal, Hill Holmes, Horton, N W Johnson, Lebroke, D T Libbey, J Libbey, Lowell, Mc Daniel, Mc Farland, Millett, Movers, Merrill, Nash, Nickerson, A Perkins, S, A Perkins, Piper, Porter, Prentiss, Prince, Robie, Robinson, Safford, J Smith, L P Smith, Sprague, Spring, Stackpole, Storer, Talbot, Thomas, Walker, Webb, Wells, Williams, Wilson, Woodcock, Woodman

Those who voted in the negative were Messrs Balch, Banton, Benjamin, Blaine Blake, Brann, Burbank, Butler, Butts, Carey, Chadwick, Cobb, Dunton, Estes, John Fuller, Garvin, Gibbs, Givin, Goodenow, Goodrich, Haines, Harding, Hasty and Hobbs, W T Johnson, Mc Crillis, Mitchell Morse, Palmer, Parker, Philbrook, Pierce, Pike, Rice Ridley, L Sanborn, M G Shaw, Sinclair, Small, Thomas, Watts, Whitehouse,

The bill was sent to the Senate,

Bill an act to incorporate the Androscoggin Bridge Company, came from the senate that Branch having reconsidered the votes whereby it passed

the bill to be enacted and engrossed, and amended the bill as per sheet A and as amended passed to be engrossed. The House reconsidered the votes whereby it passed the bill to be enacted and whereby it passed the bill to be engrossed amended the bill in concurrence with the Senate and as amended passed the bill to be engrossed in concurrence

Report of the Committee on the Judiciary on bill an act to repeal an act approved March 27. 1858 regulating costs. This report was taken from the table on motion of Mr Rice of Hampden and recommitted. Sent up for concurrence.

On motion of Mr Carey of Hartford the House adjourned.

Attest George N. Wilcox Clerk.

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Friday March 11, 1859.

Prayer by the Rev Mr Webb of Augusta,

The Journal of Yesterday was read and approved

Papers from the Senate,

Report of the Committee on Agriculture respecting leave to withdraw on petition of A J M Stevens dec.

Report of Judiciary Committee reporting legislation inexpedient on order relating to granting additional powers to surveyors of roads, The above reports were severally read and accepted in concurrence,

Report of the Committee on Claims reporting leave to withdraw on sundry bills for maintaining jail in Cumberland County came from the Senate accepted, The House receded from its vote recommitting the report and accepted it in concurrence,

Report of the Committee on Indian Affairs on petition of George W Dyer, reported asking to be discharged from the further consideration of said petition, and recommending its reference to the committee on State Lands and State Roads This report came from the Senate having been read and accepted, Read and accepted in concurrence,

Report of the Committee on Division of Towns on petition of B. B. Dudley dec, reporting a bill entitled an act to set off certain territory from the town of Mt Vernon and annex the same to the town of Readfield, This report came from the Senate committed, Recommitted in concurrence,

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Report of the Committee on Manufactures on petition of Thomas Colson &c. reporting a bill entitled an act relating to the branding of lime,

Report of the Judiciary Committee on order relating to amending chapter 75 of the revised statutes reporting a bill entitled an act additional to chapter Seventy Eight of the revised Statutes

Report of the Committee on Mercantile Affairs & Insurance on bill an act giving additional powers to the Thomaston Mutual Fire Insurance Company,

Report of same committee on petition of Penobscot Mutual Fire Insurance Company, reporting a bill entitled an act giving additional powers to the Penobscot Mutual Fire Insurance Company,

Report of the Committee on Banks and Banking on petition of the Directors of the Long Reach Bank reporting a bill entitled an act to increase the capital stock of the Long Reach Bank,

Report of the Committee on Indian Affairs on petition of Peol Tomah, reporting a resolve in favor of Passamaquoddy Indians. The foregoing reports were severally accepted in concurrence, Bills each read twice and tomorrow assigned for their third reading. Resolve read once and Wednesday next assigned for its second reading,

Mr Wilson from the Committee on Indian Affairs on affairs of the Penobscot Indians reported a resolve in favor of Penobscot Indians at Indian school in town of Greenbush,

Mr Palmer from the Committee

330, on Education on sundry petitions for aid to the Maine Medical School, reported a resolve in favor of the Maine Medical School,

Mr Smart from the Committee on Judiciary on petition of Abel D Tyler et al reported a resolve in favor of Abel D Tyler and Albion Jones.

Mr Mitchell from the committee on State Lands and State Roads on resolve authorizing the sale of certain lots of land in the county of Aroostook which were formerly mortgaged to the State, reported the resolve and that it ought to pass, The foregoing reports were severally read and accepted the resolves each read once, and Wednesday next assigned for their second reading Except the last resolve which was assigned for tomorrow for its second reading,

Mr Gilbert asked and obtained leave of the House to withdraw Bill an act to prevent abuses of the 83 section of the 82nd chapter of the revised statutes relating to the testimony of parties to suits, The bill was withdrawn,

* * *

Mr Cobb from the Committee on Incorporation of Towns on petition of Amos Dimond et als reported a bill entitled an act to incorporate the town of Lyndon,

Mr Estes from the Committee on Education on petition of W B Lapham et als, reported a bill entitled an act to incorporate the Trustees of the Bryant & Pond High school

Mr Butler from the Cumberland County delegation an order relating to pay of certain county officers of that county reported three bills as follows, Bill an act to repeal an act approved March 29, 1859 Entitled an act to create and Estab

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lish the office of auditor in the county of Cumberland,

Bill an act to establish the compensation of the clerk of the Supreme Judicial Court for the county of Cumberland,

Bill an act to establish the compensation of the county commissioners for the county of Cumberland,

The same gentleman from the Judiciary committee on order relating to the attestation of wills reported a bill entitled an act to amend section one of chapter seventy four of revised statutes relating to the attestation of Wills,

Mr Pierce from the committee on Railroads Ways and Bridges on Bill an act to amend an act entitled an act to incorporate the Proprietors of the Hallowell and Chelsea Bridge, reported the bill in a new draft. The foregoing reports were severally read and accepted, ~~the bills~~ each read twice and tomorrow assigned for their third reading,

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken from the table on motion of Mr McCrillis of Bangor read twice and Wednesday next assigned for its third reading

Resolve in favor of Baker Nelson and Ambrose Arnold, was read the second time and passed to be engrossed in concurrence,

Bill an act to incorporate the Proprietors of Megunticook Water Works,

Bill an act to incorporate the Penobscot Leather Manufacturing Company,

332. Bill an act to annex Gray surplus and the gore on the cape between Raymond and Standish to the town of Raymond,

Bill an act to amend section twenty-one of chapter Eighty-three of the revised statutes relating to certifying copies of judgments rendered by justices of the peace,

Bill an act to amend an act to authorize the raising a fund for the support of schools in the town of Warren in the county of Lincoln. The forgoing bills having severally been read the third time were Each passed to be engrossed, sent up for concurrence

Bill an act to amend the fifty second section of the fortieth chapter of the revised statutes relating to fish in ponds in Kennebec and Somerset counties,

Bill an act to incorporate the Belfast Mutual Fire Insurance Company,

Bill an act to authorize Timothy Lane of Vinalhaven in the county of Waldo to erect a free bridge over the waters from Lane's island to Vinalhaven,

Bill an act to incorporate the Hope Mutual Fire Insurance Company,

Bill an act to incorporate the Canaan Mutual Fire Insurance Company,

Resolve in favor of Passamaquoddy Indians The forgoing bills having each had three several readings and the resolve read twice and bills and resolve severally been passed to be engrossed and reported by the committee on Engrossed Bills as truly and

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strictly engrossed, the bills were severally passed to be enacted, the resolve finally passed and they were signed by the Speaker and sent to the Senate,

Petition of C A Everett & als for increase of salary of the County Attorney for Piscataquis County and petition of J H Rice & als for same were referred to the delegation from Piscataquis County and sent to the Senate,

Mr Butler from the Judiciary Committee on petition of Daniel Holland & als reported a bill entitled an act to establish a municipal Court in the town of Lewiston, Report accepted, bill read twice & tomorrow assigned for its third reading,

Mr Leborthe from the Judiciary Committee reported legislative inexpedient on order relating to debts of married women,

Mr Palmer from the Committee on Education reported legislation inexpedient on order relating to duties of school teachers,

Mr Talbot from same Committee reported legislation inexpedient on order relating to purchase by towns of libraries,

Mr Butler from the Judiciary Committee reported legislation inexpedient on order relating to proceedings of school district No 14 in the town of Troy,

Mr Leborthe from same Committee reported leave to withdraw on petition of the Grand Jury of Penobscot County for an additional term of the Criminal Court in that County,

Mr Gerrish from same Committee reported "Ought not to pass" on Bill an act additional to chapter forty of the laws of Eighteen hundred and fifty Eight relating to reviews,

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The same gentleman from the same committee reported legislation inexpedient on order relating to revising the forms of judicial process and probate forms,

Mr Butler from the same committee reported reference to the next Legislature on Bill an act relating to powers of sale contained in mortgages of real estate,

Mr Leblanc from same committee on Bill an act to aid in the settlement of claims arising from the division of towns reported the bill and that it ought not to pass. The foregoing reports were severally read and accepted and sent to the Senate,

Bill an act relating to Embezzlement, By leave laid on the table by Mr Dow of Portland and referred to the Judiciary Committee. Sent to the Senate,

Mr Talbot from the committee on Education on petition of Thomas H Talbot &als reported a bill entitled an act to incorporate the Portland Turnverein the report was accepted. The bill was read once and on motion of Mr Stackpole it was laid on the table,

* * *

Bill an act to incorporate the Trustees of Hampden academy, was read the third time and on motion of Mr Gilbert of Bath laid on the table,

* *

On motion of Mr Talbot of East Machias it was ordered that the Committee on Fisheries be directed to enquire into the expediency of amending section seven of chapter 320 of the special laws of Maine relating to fish in East Machias river, Sent to the Senate,

Mr Stackpole of Waterville introduced the following order, Which on Mr Berrans motion was,

laid on the table, Ordered that on Saturday next this House meet at nine oclock A.M. and afterwards will hold two sessions each day. the forenoon session to commence at eleven oclock A.M. and close at one oclock P.M. The afternoon session to commence at half past two oclock P.M. till otherwise ordered. This order was subsequently taken up and passed.

On motion of Mr Robie of Gorham the House voted that twelve oclock at noon this day be assigned as the time when this House will proceed to the election of a major General of the 6th Div of Maine Militia

Bill an act for the assessment of a state tax for the Year one thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents. On motion of Mr Blaine of Augusta the House reconsidered the vote whereby it on yesterday recommitted this bill to the Committee on Finance and on motion of Mr Rice of Hampden the bill was laid on the table.

On motion of Mr Prentiss of Bangor the House voted to suspend its proceedings under the order by which it assigned to day at twelve oclock to proceed to the election of a major General of the sixth Division of Maine Militia until otherwise ordered.

Bill an act to set off certain territory from the town of Paris and annex the same to the town of Norway. This bill having been read three times and being on its passage to be engrossed Mr Robie of Gorham moved to amend the bill as per sheet A. Mr Horton of Dexter moved the previous question and the House seconded the motion and the main question was ordered to be put now.

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336. Mr Libbey moved and the House ordered the question to be taken by Yeas and Nays and being so taken and the first question being under the rules on the proposed amendment it was rejected by Yeas 40. Nays 74 as follows.

Those who voted in the affirmative were Messrs Balch. Bartlett, Bearce, Benjamin Bishop. E Brown. Carter. Churchill. Clough. Cobb. Cole. Darling. Dunn. Garvin. Gilbert, Goodenow Hayford. W T. Johnson. Lowell. Mason. Mitchell. Morrill. Morse. Nickerson. Perley. Pike. Prentiss Rice. Robie. Safford. L Sanborn. M G Shaw, Sinclair J Smith. Spring. J F Stevens. Storer. Whitehouse Williams. Wilson.

Those who voted in the negative were Messrs Abbott, Baker. Banton. Barrows, Blaine Blake. Blunt. G H Brown. Bucknam. Burbank. Butts, Carey. Chadbourne, Chadwick. Clark. Cookson. A Coombs. Corson. Day. Dunton, Estes. Fish. Jared Fuller. John Fuller. R B Fuller. N Folsom. Gibbs. Givin. Goodrich. Goodwin. Greeley. Gurney. Harmon. Hasty. Heal. Hill. Holmes. Horton. Laberce. Lebroke. D T. Libbey. J Libbey. McCrillis. McDaniel. McFarland Millett. Moores. Nash Palmer. Parker. Payson A Perkins. S A Perkins. Philbrook. Pierce. Porter Prince. Rider. Ridley. Robinson. Small. Smart L P Smith. Sprague. Stackpole. Talbot. Thomas Thomes. Walker. Watts. Webb. Wells. Woodcock. Woodman.

The bill was then passed to be engrossed in concurrence.

At fifteen minutes before one oclock the House on motion of Mr Wells of Freeport voted to proceed forthwith to the election of a Major General of the sixth Division of Maine Militia. On motion of Mr Robie of Gorham, Messrs Robie, Dunn of Portland

Porter of Lowell. Millett of Nassau, and Laberee of Whitefield were appointed a Committee to receive sort and count the votes for that office.

Having attended to the duty assigned them the Committee through Mr Robie reported the Whole number of votes to be one hundred and Eight 108.

necessary to a choice fifty five 55

Alexander Barbank had Sixty Eight 68

W W Virgin had thirty five 35

S F Gibson had five 5

The report was accepted and Alexander Barbank was declared Elected on the part of the House as Major General of the Sixth Division of Maine Militia

Mr Robie of Gorham was charged with and conveyed a message to the Senate informing that branch of the foregoing action of the House,

Petition of John Porter &als for leave to extend a wharf into tide waters at Sedgwick was referred to the Judiciary Committee & sent to the Senate,

A communication was received from the Governor signifying his inability from want of information to comply with the order which passed the House March 11. 1859.

Bill an act to change the time of holding a term of the Supreme Judicial Court for the County of Androscoggin

Bill an act relating to Insurance Companies

The above bills were severally read the third time & passed to be Engrossed and sent to the Senate, and reported by the committee on Engrossed Bills as truly and Strictly Engrossed were passed severally to be Enacted Signed by the Speaker and sent to the Senate,

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338 Mr Pike from the Judiciary Committee reported legislation, inexpedient on order relating to common carriers, also on order relating to establishing third term of criminal court in Penobscot County, and on order relating to collecting taxes, Reports accepted and sent to the Senate.

Mr Gilbert from the Judiciary Committee on petition of E G Wilson & als and on order relating to amending chapter 113 of R S. reported a bill entitled an act to amend chapter one hundred and thirteen of the revised statutes relating to the relief of poor debtors, Report accepted, Bill read twice and laid on the table on motion of Mr Porter of Lowell.

Mr Pike from the Judiciary Committee on petition of E P Wood & als, & S W Leighton & als reported a bill entitled an act to make valid the proceedings of Drew and Webster plantations, Report accepted, bill read twice and on motion of Mr Porter of Lowell it was laid on the table.

The same gentleman from same committee on Bill an act additional to chapter Eighty-one of the revised statutes relating to attachments of property reported the bill and that it ought to pass.

He also from the same committee on petition of N A Jay & als reported a bill entitled an act authorizing the sale of the Baptist meeting House and lot in the town of Ellsworth.

Mr Gilbert from the same Committee on order relating to amending the Eighty third section of the Eighty second chapter of the revised statutes reported a bill entitled an act to prevent abuses

of the statute relating to the testimony of parties in
to suits at law,

The foregoing reports were severally read and
accepted. The bills were each read three and
ordered assigned for their third reading

On motion of Mr Philbrick of Sedgwick the House
adjourned

Attest— George M. Wilcox Clerk.

LLMC DIGITAL

Saturday March 12. 1859.

Prayer by the Revd Mr Ballou of Augusta.

The Journal of Yesterday was read and approved.

Papers from the Senate.

Report of the committee on Banks and Banking reporting leave to withdraw on petition of J Adams et als for a bank at Farmington

Report of same committee reporting leave to withdraw on petition of Samuel Cunningham for a new bank at Hallowell.

Report of the Judiciary Committee reporting leave to withdraw on petition of N. M. Millard et als,

Report of same committee reporting legislation inexpedient on order relating to votes at Presidential elections

Report of the committee on Education to which was recommitted Bill an act relating to Supervisors of Schools The bill was amended and again recommitted by the Senate. The above reports were accepted in concurrence

Report of the Judiciary Committee on order relating to amending Sec 76 of chapter 81. of RS. reporting a bill entitled an act additional to chapter 81 of the revised Statutes was accepted in concurrence. Bill read three times and Monday next assigned for its third reading

Petition of Louis Cormier and others to have paid the bill of J F Fournier was referred to the committee on Claims and sent to the Senate,

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On motion of Mr Day of Hallowell it was ordered that the Committee on Mercantile Affairs and Insurance be instructed to enquire into the expediency of enacting a general law empowering the citizens of cities and towns of this State to form mutual fire insurance companies to insure the property of the citizens of their respective cities and towns against loss by fire,

On motion of Mr Baker of Windham it was ordered that the Committee on the Judiciary be instructed to Enquire into the expediency of allowing Registers of Probate compensation for services for entering and filing and recording orders and decrees relating to estates of persons deceased out of this State or of minors not resident therein The above orders were sent to the Senate,

Bill an act to set off certain territory from the town of Paris and annex the same to the town of Norway. This bill having had three several readings and been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed was passed to be Enacted Signed by the Speaker and sent to the Senate,

Bill an act to incorporate the Trustees of the Bryant's Pond High School,

Bill an act to incorporate the town of Lyndon,

Resolve in favor of Ira B. Delano,

Resolve Establishing a salary for the agent of the Penobscot Indians. The above bills were severally read the third time, the resolves were each read the second time and the bills and resolves

342 were each passed to be engrossed & sent to the Senate.

Bill an act to increase the salary of the county attorney for the county of Hancock

Bill an act giving additional power to the Thomaston Mutual Fire Insurance Company

Bill an act to increase the capital stock of the Long Reach Bank.

Bill an act relating to the branding of lime

Bill an act giving additional power to the Penobscot Mutual Fire Insurance Company.

Bill an act to provide for the commutation of the sentence of certain persons.

Resolve in favor of John Allen and J Augustus Allen.

Resolve in favor of Justus Gray.

Resolve in favor of Ebenezer Dunlap.

The foregoing bills were severally read the third time. The resolves severally read the second time and the bills and resolves were each passed to be Engrossed in concurrence.

Mr Estes from the committee on Education on order relating to distribution of school money reported a bill entitled an act in relation to the distribution of school money among the smaller districts. Report accepted bill read twice and Tuesday next assigned for its third reading

A message was received from the Senate through its

Secretary informing the House that the Senate had on its part elected Wm M. Virgin as Major General of the Sixth Division of Maine Militia

Mr Prentiss of Bangor moved to reconsider the vote whereby the House passed the bill entitled an act to set off certain territory from the town of Paris and annex the same to the town of Norway. The House refused to reconsider said vote,.

Mr Estes from the Committee on Education on sundry petitions asking for aid to the Portland Society of Natural History reported a Resolve in favor of the Portland Society of Natural History. Report accepted, Resolve read once and Wednesday next assigned for its second reading.

Bill an act to repeal an act approved March 29. 1858. entitled an act to create and establish the office of Auditor in the county of Cumberland, was read the third time and on motion of Mr Perley of Naples the bill was laid on the table.

Mr Robie from the committee on Division of Towns reported an order of notice on petition of the selectmen of Whitefield and Selectmen of Alna, and leave to withdraw on petition of Ebenezer S Hutchinson. Also leave to withdraw on petition of George Lermond Said Reports accepted and sent to the Senate.

Bill an act additional to chapter seventy Eight of the revised Statutes was read the third time on motion of Mr Perlin of Lowell it was laid on the table.

Resolve rescinding a part of resolve entitled a resolve in favor of training and teaching independent idiotic

children. Laid on the table by Mr Smart of Camden. Rules suspended, read three times and passed to be Engrossed. Sent up for concurrence.

Bill an act to amend section 1. of chapter 74 of the revised statutes relating to the attachment of mills was amended as per sheet A. on motion of Mr Prentiss of Bangor. The bill was read the third time and on motion of Mr Cobb of Auburn laid on the table

Bill an act authorizing the sale of the Baptist meeting House and lot in the town of Ellsworth.

Bill an act to prevent abuses of the Statute relating to the testimony of parties to suits at law.

Bill an act to establish the compensation of the County commissioners for the county of Cumberland.

Bill an act to establish the compensation of the Clerk of the Supreme Judicial Court for the county of Cumberland.

Bill an act additional to chapter eighty one of revised statutes relating to attachment of property.

Bill an act to amend chapter forty six of the revised Statutes relating to enforcing executions against stockholders of corporations.

The above bills having each had three several readings were severally passed to be Engrossed and sent to the Senate.

Bill an act to amend an act additional to an act incorporating the Proprietors of the Gardiner and Pittston Bridge. This bill having had three

several readings and been passed to be engrossed and reported by the Committee on Engrossed Bills, as truly and strictly Engrossed, was passed to be Enacted signed by the Speaker and sent to the Senate.

Bill an act in relation to reviews was taken from the table read the third time and was pending when

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On motion of Mr Smart of Camden the House adjourned

Attest George M. Miles Clerk.

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 Monday March 14 1859.

Prayer by the Rev Mr Armitage of Augusta

The journal of Yesterday was read and approved

Papers from the Senate.

Petition of John P Carter &als. for leave to extend a wharf into tide waters at Seapoick came from the Senate, that branch nonconcurring with the House in referring the petition to the Judiciary Committee and referring the same to the Committee on Interior Waters, The House receded and concurred in concurrence.

Petition of B H Gilbreth to have money refunded to him which he has paid into the treasury by mistake was referred in concurrence to the Committee on Claims

Bill an act to make valid the doings of School district No nine in the town of Monmouth, came from the Senate referred to the Judiciary Committee. The House receded from its vote passing the bill to be Enacted and referred it in concurrence.

Report of the committee on Education reporting legislation inexpedient on petition relating to granting authority to towns to raise money to pay for publishing their histories

Report of the same committee reporting reference to the next Legislature on petition of inhabitants of School district No 11 in Orland and No 12 in Ellsworth. The above reports were severally accepted in concurrence.

Bill an act to make valid the proceedings of School

district number three in Lewiston, came from the Senate referred to the Judiciary Committee. The House receded from the vote whereby it passed the bill to be engrossed and referred it in concurrence.

Bill an act to amend chapter nineteen of the revised Statutes respecting the law of the roads came from the Senate amended as per sheet A. and as amended passed to be engrossed. Pending the question upon the amendment, on motion of Mr Gilbert of Bath the bill was laid upon the table.

Bill an act additional to chapter eighty-one of the revised Statutes was read the third time and on motion of Mr Porter of Lowell the bill was re-committed to the Judiciary Committee. Sent to Senate.

Report of the Committee on Banks and Banking on petition of Oliver P Tuckerman & als reporting a bill entitled an act to incorporate the Portland Five cents Savings Institution

Report of the same Committee on petition of St John Smith & als reporting a bill entitled an act to incorporate the International Bank. The above reports were severally read and accepted in concurrence. Bills each read twice and tomorrow assigned for their third reading

Bill an act to incorporate the Gray Mutual Fire Insurance Company. Laid on the table by Mr Clark of Gray. Referred to Committee on Mercantile Affairs & Insurance &

Bill an act relating to prisoners in the county of Sagadahoc. Laid on the table by Mr Gilbert of Bath. Referred to Judiciary Committee were sent to Senate for concurrence.

LLMC DIGITAL

348. Resolves providing for amendments to the constitution in relation to the meeting of the Legislature and the term of office of its members and of Governor and other state officers and the time of electing such officers, On motion of Mr Pendleton of Bangor Resolves were taken up and Thursday next assigned for their consideration

Bill an act to make valid the proceedings of Brewer and Webster plantations were read the third time and on motion of Mr Pendleton of Bangor it was laid on the table and Friday next assigned for its consideration

Mr Palmer from the committee on Education on papers relating to a normal school referred by the last legislature to this reported a bill entitled an act for the establishment of a State Normal School. Report accepted, bill read twice and Friday next assigned for its third reading On motion of Mr Smart of Camden the bill was laid on the table and 350 copies ordered to be printed for the use of the Legislature.

...

Bill an act to repeal an act approved March 29, 1858 entitled an act to create and establish the office of Auditor in the county of Cumberland was read the third time and recommitted to the delegation from Cumberland County, Sent to the Senate.

Mr Perkins from the committee on Claims on order relating to a fence around the monument to the late Governor King reported a Resolve in favor of John Patten, Report accepted Resolve read once and Wednesday next assigned for its second reading.

LLMC DIGITAL

On motion of Mr Dow of Portland it was ordered that the Governor be requested to ascertain if there are any books in the agency of International exchanges at Paris which are designed as presents from the city of Geneva to the State of Maine, Also whether there are at said agency any other valuable works which are designed for the library of this State and if so, that he be and hereby is authorized to cause the same to be forwarded to this country and to be deposited in the Library.

On motion of Mr Foster of Presque Isle it was ordered that the attention of the Committee on State Lands and State Roads be called to that part of the Land Agents report in relation to the protection of the public lands, Also to the expediency of permitting stumpage on the State lands in the St John Waters the ensuing Year.

On motion of Mr Barrows of Fryeburg it was ordered that the Committee on Education be requested to enquire into the expediency of providing by law that in towns where the superintending school committee consists of three or where a Supervisor of Schools has been chosen no change shall be made in the text books of the schools unless approved by vote of said town at their annual meeting and that in cities and towns where the superintending school committee consists of more than three no change in text books shall be made unless by a vote of two thirds of said Committee, The above orders were sent to the Senate.

Mr Porter of Lowell introduced the following order Ordered that hereafter this House will hold two sessions a day the forenoon session to commence at ten o'clock A.M. and close at half past twelve

Oclock P.M. The afternoon session to commence at half past two P.M. until otherwise ordered. Mr Pike of Calais moved to amend the order on the sheet marked A. The order was laid on the table.

Petition of S Wallerill & 21 others for a division of the town of Frankfort and twenty other petitions for same numbered 1 to 7 inclusive were referred to the Committee on Division of Towns, and sent to the Senate.

Bill an act in relation to reviews was amended as per sheet A on motion of Mr Dam of Hallowell and having been read the third time was passed to be engrossed and sent to the Senate.

On motion of Mr Pike of Calais the House adjourned to two and one half oclock P.M. The House met according to adjournment.

Bill an act to amend section one of chapter seventy four of the revised Statutes relating to the attestation of Wills, was taken up read the third time and on motion of Mr Cobb of Auburn laid on the table.

On motion of Mr Braun of Mason it was ordered that the Committee on the Library be instructed to enquire into the expediency of purchasing such interesting and important historical relating to the Early discovery and Settlement of Maine as are not found in the State Library Sent to the Senate.

Bill an act additional to chapter Eighty two of the revised Statutes relating to practice in Courts, was read third time passed to be engrossed in concurrence.

LLMC DIGITAL

Bill an act to amend chapter one hundred and thirteen of the revised Statutes relating to the relief of poor debtors was taken from the table on motion of Mr Pike of Calais and tomorrow assigned for its third reading.

Mr Balch of Paddobenagh introduced the following order, which on motion of Mr Smart of Camden was laid on the table, Ordered that after this day this House will hold one session per day commencing at nine o'clock A.M. and adjourning at ten minutes before one o'clock P.M.

On motion of Mr Dow of Portland it was ordered that all committees be requested or instructed to report finally on or before Thursday of this week or as soon thereafter as may consist with the proper discharge of their duty, Sent to the Senate.

Bill an act to repeal an act amending the charter of the Piscataquis Mutual Insurance Company By leave laid on the table by Mr Libbey of Foxcroft. Rules suspended, Bill read three times and passed to be Engrossed and sent to the Senate

On motion of Mr Pike of Calais the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

352. Tuesday March 15th 1859.

Prayer by the Rev Mr Ingraham of Augusta.

The journal of Yesterday was read and approved.

Papers from the Senate.

Order relating to amending section 55 of Chap 86 of the revised Statutes was passed in concurrence.

Petition of the selectmen of the town of Unity to make valid the doings of that town was referred to the committee on the Judiciary in concurrence.

Report of the committee on Mercantile Affairs and Insurance reporting legislation inexpedient on order relating to towns insuring their buildings

Report of same committee reporting leave to withdraw on petition of T M Hayes & als The above reports were severally read and accepted in concurrence.

Report of the Committee on Mercantile Affairs and Insurance on petition of Cyrus King & als, reporting a bill entitled an act to incorporate the Westbrook Mutual Fire Insurance Company.

Report of the same committee on petition of C F Jordan & als reporting a bill entitled an act to incorporate the Poland Mutual Fire Insurance Company.

Report of the committee on Fisheries on order relating to amending Sec 7 of chap 320 of special laws reporting a bill entitled an act to amend chapter three hundred & twenty of the special laws of Maine.

LLMC DIGITAL

The foregoing reports were severally read and accepted, in concurrence, Bills each read twice and to-morrow assigned for their third reading,

Mr Dunn from the committee on the Militia on petition of all P Wentworth 2d, reported a Resolve providing for the erection of a gun house in Kittery, Report accepted Resolve read once and to-morrow next assigned for its second reading,

Bill an act to amend chapter nineteen of the revised statutes respecting the law of the road This bill was taken from the table on motion of the Gentleman of Bath, and amended in concurrence,

Bill an act to incorporate the International Bank,

The above bills were severally read the third time and passed to be Engrossed in concurrence,

Mr Woodcock from the committee on Interior Waters reported reference to the next Legislature on petition of James S Hall dals, Report accepted, Sent to Senate,

Petition of Joseph Mc Keen dal for a act to Maine Medical School, Presented by the Penobscot of Topsham and laid on the table, ...

Petition of Mr Jewett dals for additional law relating to parishes was referred to the committee on the Judiciary and sent to the Senate,

Mr Rents of Bangor introduced the following orders which on his motion was laid on the table,

Ordered that the Retrenchment and Economy Committee be instructed to enquire whether section four of chapter 116 of the revised statutes requiring

...

amendament to an act declaratory of its meaning so as to prevent clerks of the judicial courts from charging in addition to the fees named in the statute three dollars a day for attending the Supreme Court, nine shillings a day for attending the court of county commissioners, and large sums for making up their dockets and filing their papers

The same gentleman introduced the following order which was laid on the table in motion of Mr Burbank of Lewiston,

...

Ordered that the committee on Retrenchment and Economy be instructed to Enquire whether section 19 of chap 116 of the revised statutes should be amended so as to reduce the fees of Registers of Deeds or give a portion of those fees to the counties after the net income of the Register has reached the sum of one thousand dollars and to dispense with the alphabet of each volume and require a general index.

Bill an act to increase the salary of the County attorney for the county of Aroostook.

...

Bill an act additional to an act to incorporate the Webster association of Foxcroft Academy.

Bill an act giving additional powers to the Thomaston Mutual Fire Insurance Company.

Bill an act to incorporate the Androscoggin Bridge Company.

Bill an act to incorporate the Campobello Free Bridge Company.

Bill an act relating to the branding of lime

Bill an act relating to the admission of atter neys at law to practice,

Bill an act in relation to weirs below low water mark in Jonesboro bay in Lubec Washington County

Bill an act relative to the time of making official reports.

Bill an act relating to the collection of taxes in Phippsburg.

Bill an act to provide for the commutation of the sentence of certain persons.

Bill an act to increase the capital stock of the Long Reach Bank.

Resolve regulating the leasing of shores of islands belonging to Penobscot indians

Resolve in favor of Ebenezer Dunlap.

Resolve to promote the education of the Penobscot indians

Resolve in favor of Baker Nesting and Ambrose Arnold

Resolve in favor of Charles Welch.

Resolve in favor of John Allen & Augustus Allen

Resolve in favor of Justus Gray.

The foregoing bills having each had three several readings and the resolves having each been read three and bills and resolves having severally been passed to be engrossed and re-

- ported by the Committee on Engrossed Bills as truly and strictly engrossed the bills were severally passed to be enacted, the resolves were severally finally passed and the bills and resolves were each signed by the Speaker and sent to the Senate,

On motion of Mr Fuller of Lincoln the House adjourned until afternoon.

Met in the afternoon at half past two o. clock.

Resolve in relation to the State Prison, was read the second time and was pending on its passage to be engrossed, when

On motion of Mr Blaine of Augusta. the House adjourned

Attest George M. Micoy Clerk.

LLMC DIGITAL

Wednesday March 16. 1859.

Prayer by the Rev Mr Drew of Augusta.

The Journal of Yesterday was read and approved

Papers from the Senate.

Report of the committee on Banks and Banking on petition of the Directors of the Sandy River Bank reporting a bill entitled an act to increase the capital stock of the Sandy River Bank,

Report of same committee on petition of Samuel Wheeler and others reporting a bill entitled an act to incorporate the Franklin Bank, The above reports were accepted in concurrence, Bills read twice and tomorrow assigned for their third reading

Resolve in favor of the Maine Medical School was taken up and Tuesday next assigned for its consideration

Resolve in relation to the State Prison. The consideration of this resolve was resumed and on motion of the Hon of Augusta the resolve was laid on the table and tomorrow afternoon assigned for its consideration

Remonstrance of Stephen Ide & 55 others against dividing the town of Frankfort and of

A J Curtis & 11 others,
C H Pierce & 19 others
Amos Goodwin & 32 others,
C T Seavey & 14 others,
G R Stubbert & 9 others

The above remonstrances were referred to the Committee on Division of Towns, in concurrence,

358, On motion of Mr Robie of Gorham it was ordered that the Committee on Education enquire into the expediency of adding to chapter 11 of the Rev. Statutes an additional section so that school districts may have some remedy where there is an unpleasant necessity of enlarging their school lots and the owner adjoining refuses to sell on a reasonable price Sent to the Senate,

Adjourned until afternoon,

Met in the afternoon according to the order of the House,

Bill an act to incorporate the town of Presque Isle, This bill came from the Senate that Branch refusing to concur with the House in Amendments Branch C and insisting on the vote passing the bill to be engrossed as amended by sheet A. On motion of Mr Porter of Presque Isle the bill was laid on the table,

Report of the Committee on the Judiciary on order relating to amending section 7 of chapter 30 of the revised Statutes reporting a bill entitled an act to amend section Seven of chapter thirty of the revised Statutes relating to bounds on waters and bears, This report was accepted in concurrence, Bill read twice and on motion of Mr Porter of Lowell it was laid on the table,

Report of the same Committee reporting ought to pass on Bill an act additional to chapter one hundred of the revised Statutes relating to recording of deeds of lots in burial grounds,

The above report was accepted in concurrence, Bill read twice and tomorrow assigned for its third reading,

LLMC DIGITAL

Report of the committee on Interior Waters reporting reference to the next Legislature on petition of John Covill & als was read and accepted in concurrence.

Report of the Committee on Interior Waters on peti.

Petition of William Pitcher & als of Belfast asking for an alteration in the law of limitation was referred to the Judiciary Committee in concurrence.

Bill an act to incorporate the town of Lyndon was amended in concurrence, and read the third time and passed to be engrossed in concurrence.

Mr Thomas from the Committee on Interior Waters to which was recommitted Bill an act to incorporate the Skitticook Dam Company reported the bill in a new draft. Report accepted, bill read twice and tomorrow assigned for its third reading.

Mr Shaw from same committee reported reference to next Legislature on petition of R S Porter & als.

Mr Perkins from the Committee on Claims reported leave to withdraw on petition of A S Stimpson & als. Report accepted and sent to the Senate.

Mr Prentiss from the Committee on State Lands and State Roads on Bill an act for the protection of the Houlton and Baring road, reported the bill in a new draft and that it ought to pass. Report accepted, bill read twice and laid on the table on motion of Mr Burbank of Lewiston.

Resolve relating to certain polls and the state valuation of the town of Danville, Laid on the table by Mr Cobb of Auburn. Rules suspended. Resolve read.

once and lomenon assigned for its second reading.

Bill an act to aid the Aroostook Railroad Company, to increase the value and promote the sale and settlement of the public lands, was taken up and read the third time and on motion of Mr McGillis of Bangor the bill was laid on the table and tomorrow morning assigned for its further consideration

Mr Perkins from the Committee on Division of Counties reported leave to withdraw on petition of James Bell &als relating to Shire town of Somerset county. On motion of Mr Burbank of Lewiston the report was accepted, sent to the Senate,

On motion of Mr Bairnes of Fryeburg it was ordered, that when this House adjourns it adjourn to meet tomorrow at ten o'clock A.M.

Bill an act to incorporate the town of Presque Isle, was taken up on motion of Mr Gilbert of Bath and recommitted to the Committee on Incorporation of Towns. Sent to the Senate.

Bill an act to incorporate the Bryants Pond High School, being on its passage to be enacted was laid on the table on motion of Mr Gilbert of Bath.

Bill an act additional to chapter Eighty one of the revised Statutes relating to attachment of property

Bill an act to amend an act to authorize the raising of a fund for the support of public schools in the town of Newcastle in the County of Lincoln.

Bill an act to amend section twenty-six of chapter Eighty-three of the revised Statutes relating to certifying copies of judgments rendered by justices of the peace.

Bill an act to annex Gray surplus and the gore on the cape between Raymond and Standish in the town of Raymond.

Bill an act to amend chapter forty six of the revised Statutes relating to enforcing executions against Stockholders of corporations.

Bill an act to incorporate the Free meeting House Society in Madison.

Bill an act giving additional power to the Penobscot Mutual Fire Insurance Company.

Bill an act to incorporate the Proprietors of Algonquin Water Works.

Bill an act authorizing the sale of the Baptist meeting House and lot in the town of Ellsworth.

Resolve in favor of Sen B. Delano.

Resolve establishing a salary for the agent of the Penobscot Indians. The above bills having severally been read the third time and the resolves having severally been read twice and bills and resolves each passed to be Engrossed, and reported by the committee on Engrossed Bills as truly and strictly engrossed. The bills were each passed to be enacted, the resolves were severally finally passed and the bills and resolves were signed by the Speaker & sent to the Senate.

Adjourned. Attest George M. Wilcox Clerk.

LLMC DIGITAL

362. Thursday March 17. 1859.

Prayer by the Rev Mr Dexter of Augusta.

The journal of yesterday was read and approved

Papers from the Senate.

Petition of Arthur S Grant for pension was referred to the Committee on Military Pensions in concurrence.

Report of the committee on Interior Waters in petition of J P Carter & als reporting a bill entitled an act to authorize John P. Carter to extend a wharf into tide waters at Sedgwick

Report of the Committee on Banks and Banking on petition of the Directors of the Northern Bank reporting a bill entitled an act to reduce the capital stock and to amend the charter of the Northern Bank. The above reports were accepted in concurrence. Bills each read twice and tomorrow assigned for their third reading.

Resolve in favor of Abel D Tyler and Albion Jones, and

Resolve relating to certain polls and the State valuation of the town of Danville were each read the second time and passed to be engrossed and sent to the Senate.

Bill an act to amend chapter three hundred and twenty of the special laws of Maine relating to the destruction of fish in East Machias

Bill an act to incorporate the Franklin Bank.

Bill an act to increase the capital stock of the Sandy River Bank.

LLMC DIGITAL

Bill an act additional to chapter twelve of the revised Statutes relating to recording deeds of lots in burial grounds The foregoing bills were severally read the third time and passed to be engrossed in concurrence.

On motion of Mr Smart of Camden it was ordered that the Governor be requested to communicate to this House at an early day the amount paid each member of the Executive Council for the year ending December 1858 and specify for what service the same has been paid to Each member.

Bill an act to incorporate the Penobscot Leather Manufacturing Company. This bill having been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed. was passed to be enacted. Signed by the Speaker and sent to the Senate.

Bill an act to incorporate the Trustees of Harpswell academy. was read the third time and on motion of Mr Gilbert of Bath indefinitely, non-concurred. Sent to Senate.

Bill an act to incorporate the Bryant's Pond High School was taken from the table, on motion of Mr Gilbert of Bath moved to indefinitely postponement and pending this motion the bill was tabled on motion of Mr Fish of Patten

Petition of John McNulty & others, for aid to the Aroostook Railroad Company, was received and ordered to be filed with the papers relating to that subject.

Petition of Elvira K. Briscall for change of name was referred to the committee on Changes of names.

Mr Stackpole from the Committee on Railroads Ways and Bridges reported an order of notice on petition

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 of the Bangor Oldtown and Milford Railroad Company Report accepted, Sent to the Senate,

Bill an act to aid the Arrowlook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken from the table and considered, and on motion of Mr Pike of Calais the bill was laid on the table and to morrow at half past ten oclock A.M. assigned for its further consideration.

On motion of Mr Blaine of Augusta the House reconsidered the vote whereby it passed the order introduced by Mr Smart of Camden this day relating to the pay of the Executive Council of 1858 and amended the order as per sheet A and as amended passed it.

Resolve relating to certain polls and the State valuation of the town of Danville. This resolve having had two readings and been passed to be Engrossed and reported by the committee on Engrossed Bills, as truly and strictly Engrossed was finally passed signed by the Speaker and sent to the Senate,

Mr Goodenow from the Judiciary Committee on order relating to giving married women the right to testify in certain cases, reported a bill entitled an act in relation to the competency of witnesses. Report accepted, Bill read twice. Mr Gilbert moved its indefinite postponement and pending this motion the bill was tabled

Mr Lebroke from the Judiciary Committee on petition of Joseph Barrett and another reported a bill entitled an act concerning prisoners and debtors in the county of Somerset. Report accepted bill read twice and tomorrow assigned for its third reading,

LLMC DIGITAL

Adjourned until two and one half o'clock P.M.

Met according to adjournment.

Bill an act for the limitations of certain actions and to regulate proceedings therein, and

Bill an act concerning allowances to widows were referred in concurrence to the Judiciary Committee

Report of the Judiciary Committee reporting leave to withdraw on petition of the selectmen of the town of Unity, was recommitted in concurrence.

Bill an act to provide for the collection of assessments made upon the members of the Rockland Lime Rock Company, the Tillson and Ulmer Lime Rock Company and the White Lime Rock Company, came from the Senate amended as per sheet A. and as amended passed to be engrossed. The House receded from the vote whereby it passed the bill to be engrossed amended the bill in concurrence and as amended passed the bill to be engrossed in concurrence.

Bill an act providing for uniformity in the use of text books in the common schools, was taken from the table on motion of Mr Estes of Trenton. Read once. Mr Porter of Lowell moved to indefinitely postpone the bill and pending this motion the bill was laid on the table.

Resolve relating to Theodore S. Brown an inmate of the Insane Hospital.

Bill an act to incorporate the Poland Mutual Fire Insurance Company.

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366 Bill an act to incorporate the Skitticook Dam Company.

Resolve in favor of William M Jordan

Resolve in favor of Penobscot indians attending school in town of Greenbush.

Resolve in favor of Arvida Hayford. The foregoing bills were severally read the third time and the resolves each read the second time and the bills & resolves were severally passed to be engrossed and sent to the Senate.

Bill an act to incorporate the Westbrook Mutual Fire Insurance Company was read the third time and passed to be engrossed in concurrence

Mr Perkins from the Committee on Claims on petition of Silas P Somes & als, reported a resolve in favor of Silas P Somes. Report accepted, Resolve read once and the rules being suspended tomorrow was assigned for its second reading.

Bill an act to establish a municipal Court in the town of Lewiston in the county of Androscoggin was read the third time and on motion of Mr Burbank of Lewiston laid on the table,

Bill an act in relation to the distribution of school money among the smaller districts was read the third time and on motion of Mr Brann of West Gardiner its further consideration was indefinitely postponed. Sent to the Senate

Bill an act additional to chapter Eighty two of the revised statutes relating to practice in courts,

LLMC DIGITAL

The foregoing bills having each had three several readings and each passed to be engrossed and respectively by the Committee on Engrossed Bills as truly and strictly engrossed they were severally passed to be Enacted, signed by the Speaker and sent to the Senate.

Resolve in relation to the State Prison was taken from the table on motion of Mr Blaine of Augusta and was pending on its passage to be engrossed when

On motion of Mr Dow of Portland the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

368. Friday March 18th 1859.

Prayer by the Rev Mr Sanderson of Augusta,

The journal of Yesterday was read and approved,

Papers from the Senate,

Report of the Judiciary Committee on Bill an act to make valid the doings of School district No nine in the town of Monmouth, that it ought not to pass,

Report of same committee on Bill an act to make valid the proceedings of school district number three in Lewiston, that it ought not to pass.

Report of the Committee on Claims reporting reference to the next Legislature on petition of Edwin A Whitten,

Report of the Judiciary Committee reporting leave to withdraw on petition of J. O Gilman Sals,
The above reports were severally accepted in concurrence

Bill an act to incorporate the American Telegraph Company, was referred in concurrence to the Committee on Mercantile Affairs and Insurance,

Report of the Committee on Interior Waters on petition of John R Libbey Sals, reporting a bill entitled an act additional relating to the Kennebec Dam, Report accepted in concurrence, Bill read twice and on motion of Mr Blaine of Augusta Wednesday next was assigned for its third reading.

Report of the Committee on Education to which was recommitted the report and statement of facts rela

LLMC DIGITAL

ting to the bill repealing the act of 1858 concerning the Maine State Seminary, reporting a bill entitled an act to repeal an act Entitled an act additional to an act to incorporate the Maine State Seminary Report accepted in concurrence, Bill read twice & Wednesday next assigned for its third reading.

Mr Wilson from the Committee on Indian Affairs reported legislation inexpedient on memorial of J A Leeds, On motion of Mr Bearce of Reddy bemps the report was laid on the table,

Mr Stevens from the Committee on Fisheries on bill an act to regulate the taking of fish on the coast of Maine reported the bill and that it ought to pass. Report accepted, Bill read twice and on motion of Mr Cole of Gardiner boro'gh it was laid on the table and 350 copies of the bill ordered to be printed for the use of the Legislature

Mr Mitchell from the Committee on State Lands and State Roads on petition of Sylvester Rollins &c reported a resolve in favor of Marcellus L Foster Report accepted, resolve read once and laid on the table on motion of Mr Bearce of Reddy bemps,

Mr Cushing from the same committee reported leave to withdraw on petition of A S Moore &c to repair Abbajonah road, Report accepted & sent to Senate,

Resolve in relation to the State Prison, was on motion of Mr Blaine of Augusta laid on the table,

Mr Goodenow from the Judiciary Committee on petition of William Jewett &c reported a bill entitled an act additional to chapter twelve of the

370. revised statutes relating to fisheries. Report accepted bill read, time & [illegible] assigned for its third reading

Mr Webb from the committee on Mercantile Affairs & Insurance on Bill an act to incorporate the Grey Mutual Fire Insurance Company reported the bill and that it ought to pass. Report accepted. Rule suspended, bill read three times and passed to be engrossed

Bill an act to establish a Municipal Court in the town of Lewiston in the county of Androscoggin was read the third time and passed to be engrossed, the above bills were sent to the Senate,

Mr Wilson from the committee on Indian Affairs made a final report and asked to be discharged,

Mr Clough from the committee on State Lands and State Roads reported leave to withdraw on petition of Thomas Skinner,

Mr Folsom from same committee reported leave to withdraw on petition of Selectmen of Littleton,

Mr Seamon from the Committee on the Insane Hospital on order relating to Board of Trustees of that Institution reported legislation inexpedient, The above reports were severally accepted sent to the Senate.

Adjourned until half past two o'clock P.M.

Met in the afternoon according to adjournment.

The Clerk announced the absence of the Speaker and presided during the organization of the House.

On motion of Mr Benjamin of Winthrop it was

ordered that during the absence of the Speaker Henry E Prentiss Esq of Bangor be declared elected Speaker pro tem. The order was passed.

A message was sent to the Senate by Mr Blaine of Augusta and a similar message to the Governor and Council by Mr Benjamin of Winthrop that the House had in the absence of the Speaker elected Henry E Prentiss Esq as Speaker pro tem.

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken up and considered and on motion of Mr McCrillis of Bangor the bill was laid on the table and tomorrow morning at half past ten o'clock assigned for its further consideration

Report of the Committee on the Judiciary reporting legislation inexpedient on order in relation to the Reporter of Judicial decisions.

Report of the Committee on State Lands & State Roads reporting leave to withdraw on petition of M L Gerry tals, The above reports were accepted in concurrence.

Report of the Committee on the Militia on petition of Hiram Knowlton reporting a resolve in favor of Hiram Knowlton, Report accepted in concurrence resolve read once and tomorrow assigned for its second reading.

Mr Butler from the Judiciary Committee on order relating to fees of Registers of Probate in certain cases reported a bill entitled an act respecting the compensation of Registers of Probate in certain cases, Report accepted. bill read twice and tomorrow assigned for its third reading.

LLMC DIGITAL

372. Mr Butler from the same committee reported leave to withdraw on petition of Wm Pitkin &c Report accepted and sent to the Senate,

Bill an act to incorporate the Portland Five Cents Savings Institution was read the third time and passed to be Engrossed in concurrence.

On motion of Mr Burbank of Lewiston it was ordered that when this House adjourns it adjourn to meet tomorrow morning at ten o'clock

On motion of Mr Smart of Camden the House adjourned

Attest— George M. Wilcox Clerk.

LLMC DIGITAL

Prayer by the Rev Mr Fitch of Hallowell,

The Journal of Yesterday was read and approved.

Mr Cobb from the Committee on Incorporation of Towns on petition of W J Armstrong, &c reported a Bill entitled an act to incorporate the Town of Dinsdale.

Mr Sanborn from the same Committee on petition of Moses Rowe &c reported a Bill Entitled an act to incorporate the Town of Presque Isle. Reports accepted, Rules suspended, Bills each read three times and severally passed to be Engrossed and sent to the Senate.

Bill an act to amend Chapter one hundred and thirteen of the revised statutes relating to the relief of poor debtors was read the third time and on motion of Mr Philbrook of Sedgwick the bill was laid on the table.

A message was received from the Governor through the Secretary of State in reply to the order of Enquiry which passed the House on Thursday last relating to pay of Executive Councillors for the Years 1856, 1857 and 1858, The same was read and on motion of Mr Smart of Camden it was laid on the table and 350 copies ordered to be printed for the use of the Legislature

Mr Smart from the Committee on the Judiciary on Bill an act relating to Insolvent process, reported the bill and that it ought not to pass,

Mr Sanborn from the Committee on Incorporation

of Towns reported finally and asked to be discharged
The foregoing reports were accepted and sent to the Senate,

...

Resolves in relation to the share of Maine of the Massachusetts militia claims against the government of the United States. Laid on the table by Mr Dow of Portland.
Rules suspended, Resolves read twice and passed to be Engrossed and sent to the Senate,

Claim of Thomas H Brown &c, against the State was referred to the Committee on Claims and sent to the Senate,

...

Bill an act to make valid the doings of the annual Town meeting in Penn. By leave laid upon the table by Mr Holmes of Penn. Rules suspended bill read twice and Monday next assigned for its third reading,

Bill an act to authorize the inhabitants of the town of Ripley to purchase and hold certain real estate. By leave laid on the table by Mr Loughlin of Ripley Rules suspended, bill read twice and Monday next assigned for its third reading,

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Mr Butts of Canaan introduced the following order, which on motion of Mr Cobb of Auburn was laid on the table, Ordered that when this House adjourns it adjourn to meet on Monday morning at eleven o'clock. The order was subsequently taken up and passed,

Mr Jordan from the Committee on Division of Towns reported leave to withdraw on petition of Mr Cummings &c. Report accepted and sent to the Senate,

Bill an act to reduce the capital stock and to amend the charter of the Northern Bank at Hallowell,

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Bill an act to authorise John P. Carter to extend a wharf into tide waters in Sedgwick

Resolve in favor of Passamaquoddy indians

Resolve in favor of Hiram Knowlton. The foregoing, bills were each read the third time, the resolves were each read the second time and the bills and resolves were severally passed to be engrossed in concurrence.

Bill an act additional to chapter twelve of the revised statutes relating to parishes.

Bill an act respecting the compensation of Registers of Probate in certain cases.

Bill an act to amend an act entitled an act to incorporate the Proprietors of the Hallowell and Chelsea Bridge Company.

Bill an act concerning prisoners and debtors in the County of Somerset.

Resolve in favor of Silas P. Somes. The above bills were severally read the third time, the resolve was read the second time and they were severally passed to be engrossed and sent to the Senate.

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands was taken up and considered and again laid on the table.

Bill an act in relation to the auditing and settlement of accounts and claims against the state. By leave laid on the table by Mr. Dorr of Portland and on his mo-

* 376. tion referred to the Committee on Mercantile Affairs and Insurance and sent to the Senate.

Bill an act to increase the stock of the Sandy River Bank.

Bill an act to amend chapter three hundred and twenty of the special laws of Maine relating to the destruction of fish in East Machias waters.

Bill an act to incorporate the Franklin Bank.

Bill an act additional to chapter twelve of the Revised Statutes relating to the recording deeds of lots in burial grounds

Bill an act to prevent abuses of the statute relating to the testimony of parties to suits at law.

Bill an act to amend chapter nineteen of the revised statutes respecting the law of the roads.

Resolve authorizing the sale of certain lots of land in the county of Aroostook which were formerly mortgaged to the State

The foregoing bills having each had three several readings and the resolve had two readings and the bills and resolves having severally been passed to be Engrossed and reported by the committee on Engrossed Bills as truly and strictly Engrossed, the bills were severally passed to be enacted, the resolve was finally passed and the bills and resolve were signed by the Speaker and sent to the Senate.

On motion of Mr Fish of Patten the House adjourned

Attest. George W. Wilcox Clerk.

LLMC DIGITAL

Monday March 21. 1859.

Prayer by the Rev Mr Butterfield of Hallowell.

The journal of Yesterday was read and approved.

Bill an act to establish a Court of Common Pleas.

Bill an act to modify and limit the jurisdiction of the Supreme Judicial Court. The above bills were taken from the table on motion of Mr Butler of Portland and Wednesday next was assigned for the third reading of each.

Bill an act to encourage Manufactures was taken from the table on motion of Mr Burbank of Lewiston & tomorrow at 11½ o'clock assigned for its consideration

On motion of Mr Buckman of Aldenot it was ordered that this House proceed to ballot for Major General of the Sixth Division of the Maine Militia this day at 11½ o'clock.

Resolve relating to County Estimates was read the second time, amended as per sheets A. 1346 and as amended passed to be engrossed and sent to the Senate.

Bill an act relating to attachments of mortgaged personal property. By leave laid on the table by Mr Gilbert of Bath and referred to the Committee on the Judiciary and sent to the Senate.

Mr Cushing from the Committee on State Lands and State Roads on petition of Hector Southerland reported a resolve in favor of Hector Southerland. Report accepted, resolve read once and tomorrow assigned for its second reading.

378. Mr Dorr from the Committee on Finance on order relating to state valuation reported, Resolves to provide for a state valuation and also reported bill an act in relation to the state valuation. The report was accepted and on motion of Mr Dorr 350 copies of the bill and resolves were ordered to be printed for the use of the Legislature.

Bill an act in relation to taxes in the town of Kingsbury in the County of Piscataquis. By leave laid on the table by Mr Bishop of Sangerville and referred to Judiciary Committee. Sent to the Senate.

At eleven and one half o'clock the House proceeded to the election of a Major General of the Sixth Division of the Maine Militia. Messrs Sanborn of Parsonsfield, Woodman of Oldtown, Holmes of Peru, Cobb of Auburn, Fuller of Carmel, Robie of Gorham and Horton of Dexter were appointed a committee to receive, sort and count the votes for that officer. Having attended to the duty assigned them the Committee reported the whole number of votes to be one hundred Six 106.
necessary to a choice fifty four 54
William W Virgin had sixty-eight 68.
A Burbank had Eleven 11.
John H Spring had twenty one 21
Wm B Lapham had six 6.

The report was accepted and Wm W Virgin was declared elected by the House on its part as Major General of the Sixth Division of the Militia of Maine.

On motion of Mr Burbank of Lewiston Mr Horton of Dexter was charged with and conveyed a message to the Senate of the foregoing action of the House relating to the Election of Mr Virgin

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Resolve relating to County Estimates. On motion of Mr Blaine of Augusta the House reconsidered the vote whereby it today passed the resolve to be engrossed.

Bill an act to aid the Aroostook Railroad Company increase the values and promote the sale and settlement of the public lands. This bill was taken from the table on motion of Mr Smart of Camden who moved to amend the bill as per sheet A. On motion of Mr Fish of Patten the bill was laid on the table and one thousand copies of the amendment ordered to be printed for the use of the Legislature and Wednesday next at half past ten o'clock A.M. was assigned for the consideration of the amendment, as proposed.

Resolves to facilitate emigration to Aroostook County By leave laid on the table by Mr Smart of Camden and on his motion 350 copies of the resolves were ordered to be printed for the use of the Legislature

Mr Goodenow from the Joint Select committee on order relating to the Expediency of the election of certain officers Secretary of State &c. by the people, reported referring the same to the next Legislature, Report accepted and sent to the Senate.

Report of the committee on the State Reform School on order relating to visiting said institution reporting a bill entitled an act relating to the Reform School, This report was accepted in concurrence. Bill read three times and tomorrow assigned for its third reading.

Mr Mitchell from the committee on State Lands and State Roads reported leave to withdraw on petition of Wm A Gould, Report accepted and sent to the Senate for concurrence.

380. Mr Robie from the committee on Division of Towns reported leave to withdraw on petition of Tisdale Dean sals, to divide Frankfort,

Mr Jordan from the same committee made a minority report on said petition reporting a bill entitled an act to set off certain territory from the town of Frankfort and incorporating the same into a town by the name of Winterport. On motion of Mr Gilbert of Bath, the foregoing papers were laid on the table and half past two oclock this afternoon assigned for their consideration.

Mr Robie from same committee on petition of Orren Irish reported a bill entitled an act to set off certain described land owned by Orren Irish from the town of Canton and annex the same to Peru. Report accepted, bill read twice and tomorrow assigned for its third reading.

The same gentleman from same committee reported leave to withdraw on petition of Samuel Longfellow sals and

Mr Clough from the committee on State Lands and State Roads reported leave to withdraw on petition of Geo. W Dyer sals. Reports accepted and sent to the Senate.

Bill an act to provide for the collection of assessments made upon the members of the Rockland Lime Rock Company, the Tillson and Ulmer Lime Rock Company and the White Lime Rock Company. This bill having had three several readings and been passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted signed by the Speaker and sent to the Senate.

Mr Butler from the committee composed of the Cumber

land delegation on Bill an act relating to the repeal of the act creating the office of Auditor for the County of Cumberland which was recommitted to said Committee reported the bill in a new draft entitled an act to repeal an act approved March 29. 1858 entitled an act to create and establish the office of Auditor in the County of Cumberland, Report accepted, rules suspended and the bill having been read three several times was passed to be engrossed and sent to the Senate.

Report of the Committee on Railroads Ways and Bridges reporting legislation inexpedient on order relating to the protection of toll bridges, and

Report of the Committee on Military Pensions reporting leave to withdraw on petition of Thomas J Page, were severally accepted in concurrence.

Bill an act to establish the compensation of the Clerk of the Judicial Courts for the County of Cumberland came from the Senate amended as per sheet A and as amended passed to be engrossed. The House receded amended in concurrence and as amended passed the bill to be engrossed in concurrence.

Bill an act to make valid the doings at the annual town meeting in Peru.

Bill an act to authorize the inhabitants of Ripley to purchase and hold real estate. The above bills were severally read the third time and passed to be engrossed and sent up for concurrence.

Adjourned until half past two oclock P.M.

Afternoon. Met according to adjournment,

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382. Resolve in aid of the school fund in the town of Littleton Laid on the table by Mr Cushing of Frankfort and under the rule lies over until tomorrow.

Mr Goodenow from the Judiciary Committee on order relating to Expenses of the Judiciary system reported legislation inexpedient.

Mr Robie from the committee on Division of Towns reported leave to withdraw on petition of C B Hunter & als. to divide Chelsea. The above reports were severally read and accepted and sent to the Senate.

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition of E Stackpole & als was accepted in concurrence

Petition of the Trustees of the East Maine Conference Seminary asking for an extension of time to raise funds was referred to the committee on Education in concurrence

Mr Goodenow from the Judiciary Committee on order relating to amending chapter 86 of the revised statutes reported a bill entitled an act additional to chapter Eighty six of the revised statutes relating to trustee process. Report accepted. bill read twice and tomorrow assigned for its third reading

Report of the Committee on Banks and Banking on petition of David Talbot & als reporting a bill entitled an act to incorporate the Camden Bank.

Report of the Committee on Incorporation of Towns on petition of Joseph Leslie & als reporting a bill entitled an act to incorporate the town of Danforth.

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Report of the committee on Fisheries on petition of the Selectmen of the town of Fryeburg reporting a bill entitled an act additional to chapter forty of the revised Statutes relating to the taking of fish. The foregoing reports were severally accepted in concurrence, bills each read twice and tomorrow assigned for the third reading of each.

Report of the Committee on Division of Towns on petition of the United Society of Shakers, reporting leave to withdraw, came from the Senate that branch non concurring with the House in referring it to the next Legislature and accepting the report. The House reconsidered the vote whereby it referred the report to the next Legislature, non concurred with the Senate in accepting the report and recommitted it to the committee with instructions to report reference to the next Legislature. Sent to the Senate.

Report of same committee reporting leave to withdraw on petition of Tisdale Dean Sals was taken up and on motion of Mr Day of Hallowell the report was recommitted with instructions to report the bill reported by Mr Jordan from said Committee which said bill was so reported to the House today. Sent to the Senate.

Report of the Committee on the Judiciary on order relating to amending section 13 of chap 116 of the revised statutes reporting a bill entitled an act regulating witnesses fees, came from the Senate accepted and the bill indefinitely postponed. Report accepted in concurrence and bill read twice and postponed indefinitely in concurrence.

Bill an act providing for uniformity in the use of text-books in the common schools was read the third

 time and on motion of Mr Estes of Trenton the bill was referred to the next Legislature, sent to the Senate,

Petition of Daniel H Brown Sals for toll bridge in Benton was referred to Committee on Railroads Ways and Bridges and sent to the Senate.

Bill an act establishing the salaries of the Judge of Probate and of the Register of Probate for the county of Androscoggin, was taken from the table on motion of Mr Gilbert of Bath, and the question pending being to reconsider the vote whereby the House indefinitely postponed the bill. The House refused to reconsider said vote and the bill was sent to the senate,

Resolves providing for amendments to the Constitution in relation to the meeting of the Legislature and the term of office of its members and of Governor and other State officers and the time of electing county officers, was taken from the table on motion of Mr Wells of Freeport and on his motion laid on the table and tomorrow at twelve o'clock M. assigned as the time to take the question of their passage to be engrossed,

* * *

Mr Prentiss from the Committee on State Lands and State Roads on petition of John McCluskey reported a resolve in favor of John McCluskey, Report accepted, resolve read once, rules suspended and tomorrow assigned for the second reading of the resolve.

Resolve providing for the purchase and distribution of Virgin's Digest of the Maine Reports, Taken from the table, read the second time and passed to be engrossed and sent to the Senate

Mr Prentiss from the committee on State Lands and

State Roads reported leave to withdraw on petition of David F. Adams &als, Also leave to withdraw on petition of Alfred Cushman &als, The foregoing reports were severally read and accepted and sent to the Senate,

On motion of Mr Butts of Caribou it was ordered that the Committee on Education be instructed to enquire into the Expediency of so amending Sec 22 of Chap 11 of the revised Statutes as to give to school districts the power to determine by majority vote, at what time the teacher may exclude truant or belated scholars. Sent to the Senate,

On motion of Mr Pike of Calais the forty seventh rule of the rules and orders of the House, was suspended for the remainder of the present session,

Order relating to fees of clerks, taken from the table on motion of Mr Prentiss of Bangor, Mr Gilbert of Bath moved the indefinite postponement of the same, pending this question,

On motion of Mr Holmes of Penn the House adjourned

Attest. George M. Wilcox Clerk.

LLMC DIGITAL

 Tuesday March 22nd 1859.

Prayer by the Revd Mr Fuller of Hallowell,

The journal of Yesterday was read and approved,

Petition of Freeman Tuttle & als of Gardiner for a mutual fire insurance company, was referred to the committee on Mercantile Affairs and Insurance and sent to Senate,

Resolve in aid of the school fund in the town of Littleton was read once and laid on the table,

Mr Estes from the committee on Educational Legislation inexpedient an order relating to the admission of scholars to the schools of other districts. Report accepted and sent to the Senate,

Mr Dow from the committee on Mercantile Affairs and Insurance on Bill an act in relation to the auditing and settlement of accounts and claims against the State reported the bill and that it ought to pass. Report accepted, bill read thrice and to-morrow assigned for its third reading,

The order relating to fees of clerks of courts, and the order relating to fees of Registers of Deeds, introduced March 15th by Mr Prentiss of Bangor were taken up and the last order amended by striking out the words "Retrenchment and Economy" and inserting instead the words "the Judiciary" and as amended passed and the first order was passed. They were sent to the Senate,

Resolves providing for amendments to the constitution in relation to the meeting of the Legislature and the term of office of its members and of Governor &

other State Officers and the time of electing County Officers. At twelve o'clock at noon that being the time assigned the House proceeded to vote on the foregoing resolves, they being upon their passage, and the Yeas and Nays having been taken as required by the constitution the resolves were refused a passage by Yeas 66 Nays 61 as follows.

Those who voted in the affirmative were Messrs Abbott, Bolton, Boulter Bartlett, Bearce, Blake, Blanchard, E Brown, S P. Brown, Buchanan, Burbank, Carr, Carson, Carter, Casey, Chadbourne, Clark, Clough, Cobb, Cole, A Coombs S F Coombs, Corson, Darling, Dunton, L A Folsom A Folsom, Given, Gurney, Harmon, Neal, Nobles, Holmes, N D Johnson, Labree, Laughton, Mason Mc Daniel, Mc Farland, Millett, Nash, Nickerson Parker, A Perkins, Pennitt, Prince, Ratcliff, Rice Robie, Safford, L Scanlon, Smart, J Smith, L P Smith, Spring, Springer, Stackpole, Talbot, Thomas, Thomes, Watts, Webb, Webster, Wells, Woodcock.

Those who voted in the negative were Messrs Andrews, Balch, Barrows, Benjamin Bishop, Blaine, Blunt, Brann, G H. Brown, Butler, Butts, Chadwick, Carlton, Coy, Day, Dow, Dunn, Estes, Fish, Foster, Jared Fuller, Johnson Fuller, R B, Fuller, Garcia, Gibbs, Gilbert, Gordon, Goodrich Gordon, Haines, Harding, Hayford, Horton, W J, Johnson, Jordan, King, Lebroke, J Libby, Lowell, Mc Carthy, Mitchell, Moore, Merrill, Palmer, Payson S A Perkins, Philbrook, Pike, Piper, Porter, Robinson A Scanlon, N Shaw, Sinclair, Small, E Stevens, J F Stevens, Stone, Tibbetts, Wilson, Woodman, and the Resolves were sent to the Senate.

At one o'clock P.M. the Speaker adjourned the House until half past two P.M.

 Two and one half oclock P.M. Met according to adjournment.

Resolve in relation to the State Prison, was taken from the table and on motion of Mr Blaine of Augusta, twenty minutes past two oclock tomorrow morning was assigned as the time when the House would vote upon the question of the passage of the resolve to be engrossed

Mr Bannon from the committee on Education on order relating to change of text books in schools reported a bill Entitled an act regulating the change of text books in public schools, Report accepted, bill read twice and tomorrow assigned for its third reading,

Mr Dunn from the committee on the Militia on so much of the Governors address as relates to the militia reported a bill entitled an act additional to chapter ten of the revised statutes relating to the militia On motion of Mr Dunn 350 copies of the bill were ordered to be printed for the use of the Legislature.

On motion of Mr Robinson of Aroostook it was ordered that the Judiciary Committee be instructed to enquire into the Expediency of so amending section 28 of chapter 11 of the revised Statutes so as to give additional privileges to school districts in relation to the erection of school houses and the Enlargement of school house lots, Sent in Senate,

Mr Robie from the committee on Division of Towns reported leave to withdraw on petition of Owen Folsom et als Report accepted and sent to the Senate.

Bill an act to Encourage Manufactures was taken up and considered and again laid on the table

Resolve relating to County Estimates, The House

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reconsidered the vote whereby it adopted amendment A, and passed the resolve to be Engrossed as amended as per Sheets A & B. Sent to the Senate,

Resolve in favor of the Maine Medical School. This resolve having had two readings each being on its passage to be Engrossed Mr Burbank of Lewiston moved and the House ordered the question to be taken by Yeas and Nays; and being so taken the resolve was refused a passage by Yeas 40 Nays 78 as follows,

Those who voted in the affirmative were Messrs Balch, Barrows, Benjamin, Blaine, Brann, S P Brann, Burbank, Butler, Butts, Carr, Carson, Dearling, Dunn, Estes, Fish, Jared Fuller, Garvin, Gilbert Gilvin, Goodenow, Heal, Horton, W J Johnson, Lebroke McCrillis, Mitchell, Palmer, S A Perkins, Perley Pike, Porter, Prentiss, Robie, A Sanborn, Small, J Smith, Springer, J D Stevens, Wells, Woodman.

There who voted in the negative were Messrs Abbott, Andrews, Baker, Benton, Bartlett, Bean, Bishop, Blake Blanchard, Blunt, E Brown, F H Brown, Buckman 2nd Sen, Carter, Carey, Chadbourne, Chadwick, Clough Clark, Cobb, Cole, Coolson, Coombs, S F Coombs Day, Dow, Denton, Foster, John Fuller, L H Folsom Gibbs, Goodwin, Goodwin, Gurney, Haines, Harmon Harding, Hayford, Hill, Hobbs, Holmes, J W Johnson Jordan, King, Labree, Laughton, J Libby, Lowell, Mason McDaniel, Millett, Moores, Morrill, Nash, Nickerson Otis, Parker, Payson, A Perkins, Philbrook, Pike Prince, Ratcliff, Robinson, L Sanborn, W Shaw, Sinclair Spring, E Stevens, Stone, Thomas, Talbot, Watts Webster, Williams, Wilson, Woodcock. The resolve was sent to the Senate,

Mr Jordan from the committee on Division of Towns to which was recommitted &c

390. port of said committee granting leave to withdraw on petition of Tisdale Dean sels with instructions to report a bill reported by Mr Jordan from the minority of said committee entitled an act setting off certain territory from the town of Frankfort and incorporating the same into a town by the name of Winterport, Report accepted. bill read twice and tomorrow assigned for its third reading.

Bill an act to incorporate the town of Lyndon

Bill an act to authorize John P Carter to extend a wharf into tide waters at Sedgwick

Bill an act to incorporate the Skitticook Dam Company.

Bill an act to reduce the capital stock and to amend the charter of the Northern Bank

Bill an act to incorporate the Westbrook Mutual Fire Insurance Company.

Bill an act to repeal an act amending the charter of the Piscataquis Mutual Insurance Company.

Resolve in favor of William M Jordan

Resolve in favor of Hiram Knowlton

Resolve in favor of Arvida Hayfords.

Resolve in favor of Penobscot indians attending school in town of Greenbush.
The foregoing bills having each had three several readings and the resolves having had two readings

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and each of the bills and resolves been severally passed to be engrossed and referred by the committee on Engrossed Bills as duly and strictly engrossed. the bills were each passed to be enacted the resolves were each finally passed and bills and resolves were severally signed by the Speaker and sent to the Senate

On motion of Mr Blaine of Augusta the House voted that when it adjourns, it adjourn to meet tomorrow morning at ten o'clock.

Resolve in favor of Abel D Tyler and Albion Jones being upon its final passage was on motion of Mr Gilbert of Bath indefinitely postponed and sent to the Senate

On motion of Mr Goodenow of Alfred the House adjourned.

Attest. George M. Wilcox Clerk.

 Wednesday March 25rd 1859.

Prayer by the Rev Mr Hanson of Gardiner.

The journal of Yesterday was read and approved.

On motion of Mr Blaine of Augusta the House reconsidered the vote yesterday whereby it assigned twenty minutes past ten o'clock this day to vote upon the resolves relating to the State Prison.

Bill an act in relation to the collection of taxes in the town of Unity, Laid on the table by Mr Mason of Monticello. Rules suspended, bill read twice and on motion of Mr Porter of Lowell the bill was indefinitely postponed and sent to the Senate,

Resolves in relation to the State Prison. On motion of Mr Blaine of Augusta, the resolves were taken from the table and amended as per sheet B, and on motion of Mr Lebroke of Foxcroft they were again laid upon the table,

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken up and the amendment marked A, offered by Mr Smart of Camden was on his motion amended as per sheet 13, The bill was then again laid on the table,

Report of the committee on Incorporation of Towns, reporting bill an act to incorporate the town of Dearborn, On motion of Mr Penn Esq! of Bangor the bill was recommitted and sent to the Senate,

Adjourned until half past ten o'clock P.M.

Two and one half oclock P.M. Met according to adjournment

On motion of Mr Wells of Freeport the House voted that hereafter the morning session of each day shall commence at nine oclock.

Bill an act to encourage manufactures, was read the third time and being on its passage to be engrossed Mr Dorr of Portland moved to amend the bill as per sheet A. and the amendment was adopted. Mr Pike of Calais moved to amend the bill as per sheet B. and on this motion, Mr Barrows of Fryeburg moved and the House ordered the question to be taken by Yeas and Nays, and being taken the amendment was rejected by Yeas 44, Nays 67, as follows.

Those who voted in the affirmative were Messrs Barrows, Bishop, Blanchard, Brann, E Brown Clough, Cobb, Cookson, A Coombs, Estes, R B Fuller, L H Folsom, Gibbs, Goodrich, Harmon, W T Johnson, Joy, King, Lowell, Nickerson, Mason, Pierce, Pike, Prentiss, Rackliff, Rice, Rider, Ridley, Robinson, A Sanborn, W Shaw, Sinclair, Smart, Spring, Stackpole, E Stevens, Storer, Swett, Talbot, Watts, Webb, Wells, Woodman,

Those who voted in the negative were Messrs Abbott, Andrews, Baker, Balch, Banton, Bartlett, Blaine, Blake, Blunt, G H Brown, S P, Brown, Bucknam, Butler, Carr, Carson, Carter, Chadbourne, Chadwick, Cole, Corson, Dow, Dunn, Fish, Foster, John Fuller, N Folsom, Garvin, Gilbert, Givin Greeley, Gurley, Haines, Hayford, Heal, Hill, Hobbs, Holmes, N W Johnson, Jordan, Lebroke, Laughton D T Libbey, J Libbey, McCrillis, McDaniel, McFarland Millett, Mitchell, Movers, Morrill, Nash, Otis, Parker, Percival, A Perkins, Piper, Porter, Robie, J Smith

394. L P Smith. Sprague. Springer. J F Stevens. Thomas Webster. Williams Wilson.

Mr Wells of Freeport moved the previous question and the House seconded the motion and the main question was ordered to be put now, and the main question being on the passage of the bill to be engrossed. Mr Smart of Camden moved and the House ordered the question to be taken by Yeas and nays, and being so taken the bill as amended was passed to be engrossed by Yeas 75 Nays 41 as follows,

Those who voted in the affirmative were Messrs Abbott, Andrews. Baker, Balch, Banton, Barrows, Bartlett, Blake. Brown E Brown, G H Brown. S P Brown, Bucknam, Burbank, Carr. Carson. Carter, Carey. Chadwick. Chadbourne, Cobb, Corson, Cyr, Darling. Day, Dunn, Fish. Foster, Jared Fuller. John Fuller. N Folsom, Garvin, Givin Greeley, Gurney. Haines. Harding, Hayford, Heal Hobbs, Holmes, N W Johnson, Jordan, Jay. Lebroke Laughton, D T Libbey. J Libbey, McCrillis, McDaniel McFarland, Millett, Mitchell, Movers. Nash. Otis Parker. Percival, A Perkins. Porter. Rider. Ridley Robinson. L Sanborn, J Smith. L P Smith. Sprague. Springer. J F Stevens. Thomas. Webb. Webster. Williams Wilson, Woodman,

Those who voted in the negative were Messrs Bearce. Bishop, Blanchard. Blunt, Butts, Clark. Clough. Cole. Cookson, A Coombs. Estes. Gibbs Gilbert, Goodrich. Goodwin, Harmon. Hill. Horton W T Johnson. King, Lowell. Morrill. Nickerson Payson, S A Perkins, Pierce, Pike. Prentiss. Rackliff A Sanborn. Sinclair. Small. Smart, Spring Stackpole E Stevens, Storer, Swett Talbot. Watts. Wells.

The bill was sent to the Senate.

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Bill an act setting off certain territory from the town of Frankfort and incorporating the same into a town by the name of Winterport. This bill was read the third time and Mr Stevens of Monhegan moved to indefinitely postpone the bill and pending the motion the bill was laid on the table and tomorrow at ten and a half o'clock assigned for its consideration

On motion of Mr Barrows of Fryeburg it was ordered that the petition of the selectmen of Fryeburg for the preservation of fish in the ponds of said town be taken from the files and referred to the committee on Interior Waters.

On motion of Mr Blaine of Augusta it was ordered that the committee on the State Prison be directed to enquire into the expediency of making an appropriation for the payments of the debts against the prison. The above orders were sent to the Senate.

Mr Gilbert from the Judiciary Committee on Bill an act relating to prisoners in the county of Sagadahoc reported the bill and that it ought not to pass. Report accepted and sent to the Senate.

Mr Butts from the Committee on Education on order relating to truant and tardy scholars reported a bill entitled an act to amend chapter eleven of the revised statutes in relation to the Education of Youth.

Mr Stackpole from the committee on Railroads Ways and Bridges on petition of Daniel H Brown reported a bill entitled an act to incorporate the Benton Bridge Company. Also reported finally and asked to be discharged.

Mr Blake from the committee on Military Pensions

on petition of Thomas Webb reported a Resolve in favor of Thomas Webb, The foregoing reports were severally read and accepted, the bill was read twice, the resolve read once, and tomorrow assigned for the third reading of the bills and third and reading of the resolve.

Mr Barrows from the Committee on Education reported reference to the Judiciary Committee an order relating to giving additional powers to School districts. Report accepted Sent to the Senate.

Bill an act to make valid the proceedings of Dover and Webster plantations was taken from the table, read the third time and tomorrow assigned for its further consideration,

Petition of Simeon Ayotte Jr for a grant of land was referred to the Committee on State Lands and State Roads and sent to the Senate,

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken from the table on motion of Mr Wade of Bangor and tomorrow at ten o'clock A.M. assigned for its consideration

On motion of Mr Smart of Camden the House adjourned

Attest George H. Nixon Clerk.

Prayer by the Rev Mr Ballou of Augusta.

The journal of yesterday was read and approved.

Petition of the County commissioners of the County of Oxford asking a grant of public land in said County, to aid in the construction of a road to Canada line was referred to the committee on State Lands and State Roads and sent to the Senate,

Mr Perkins from the committee on Claims reported leave to withdraw, on petition of the Supervisors of Leavenworth County, Kansas Territory, Report accepted, Sent to Senate

Mr Brown from same committee reported leave to withdraw on Bill of the proprietors of the Eastern Times. On motion of Mr Perkins of Kennebunkport the report was recommitted and sent to the Senate,

Mr Perkins from the same committee reported leave to withdraw on petition of B H Gilbert. On motion of the Hon of Portland, the report was laid on the table,

Resolve in favor of John Patten,

Bill an act to amend chapter one hundred and seven of the revised Statutes relating to depositions amended as per sheet A. The above resolve was read the second time, the bill was read the third time and they were severally passed to be engrossed and sent up for concurrence,

Bill an act establishing the salaries of the Judge of Probate, and of the Register of Probate for the County of

Amendments. This bill came from the Senate that branch insisting on the vote whereby it passed the bill to be engrossed, The House voted to insist on the vote whereby it indefinitely postponed the bill, The bill was returned to the Senate.

Petition of George M. Stanley & als in aid of the amendment to the Aroostook railroad bill, was presented by Mr Mc Cullar of Bangor and laid on the table.

Bill an act for the assessment of a state tax for the year one thousand eight hundred and fifty nine amounting to two hundred thousand, nine hundred nineteen dollars thirty cents, On motion of Mr Rice of Hampden this bill was recommitted to the committee on Finance with instructions as per sheet A. The bill was sent to the Senate.

A message was received from the Senate through its Secretary announcing to the House that the Senate had in the absence of its President elected the Hon Elijah L Hamlin President pro tem.

On motion of Mr Gilbert of Bath a message was directed to be sent to the Senate requesting that branch to return to this House the report of the committee on the Judiciary on bill an act relating to prisoners in the County of Sagadahoc, The clerk conveyed the message.

Bill an act in relation to elections in cities, laid on the table by Mr Beedle of Portland and referred to the Judiciary committee, Sent to the Senate.

On motion of Mr Robie of Gorham it was ordered that the use of this Hall be granted next Monday evening for the friends of temperance of the members of the Legislature.

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Bill an act to aid the Nevada Railroad Company to increase the value and promote the sale and settlement of the public lands. The amendment A was amended as per sheet B, once the bill laid on the table.

Mr Prentiss from the committee on State Lands and State Roads on petition of Shepherd Brody reported a Resolve to facilitate the opening of a road to Mt Katahdin.

Mr Folsom from the same committee on order relating to conveyance of certain lots of land by the Land Agent reported a resolve authorizing the Land Agent to convey certain lots in township Number four, Range two north of Bingham's Kennebec purchase.

Mr Robinson from the committee on Military Pensions on petition of Walter Darling, reported a Resolve in favor of Walter Darling. The above reports were severally read and accepted, the resolves each read once and tomorrow assigned for their second reading

Bill an act additional to chapter seventy eight of the revised statutes was read the third time and passed to be engrossed in concurrence.

Adjourned until half past two o'clock this afternoon

Met in the afternoon according to adjournment.

Report of the Committee on the Judiciary on Bill an act relating to Prisoners in the County of Sagadahoc was returned by the Senate. Mr Gilbert asked and obtained leave to amend the report by striking out the word "not" in the last line but one of the report. The bill was read three several times the rules having been suspended and passed to be engrossed

400. The bill was sent to the Senate

Mr Wells from the Committee of Conference on Bill an act giving further remedy against Attorneys made a special report which on motion of Mr Smart of Camden was laid upon the table

Report of the committee on Education on Bill an act relating to Supervisors of Schools which was recommitted reported the bill and that it ought not to pass. This report came from the Senate having been read and accepted and the bill indefinitely postponed. Report accepted in concurrence. Bill read once and indefinitely postponed in concurrence.

Bill an act additional to an act creating the Ann Bay Village corporation. By leave laid upon the table and under the rules lies over one day.

Bill an act to repeal an act Entitled an act additional to an act to incorporate the Maine State Seminary

Bill an act additional to chapter forty of the revised statutes relating to the taking of fish. The above bills were severally read the third time and passed to be engrossed in concurrence.

A message was received from the Governor through the Secretary of State relating to the decision of the Supreme Judicial Court on the petition of the late Insurrection, which was referred to the Committee on the Judiciary and sent to the Senate

Bill an act to aid the Androscoggin Railroad Company, increase the value and promote the sale and settlement of the public lands, was taken up and amended as per sheets D and E, Mr

LLMC DIGITAL

Gilbert of Bath moved the indefinite postponement of the bill
On this question the House ordered the Yeas and Nays and
being taken the House refused to indefinitely postpone
the bill by Yeas 63 Nays 67 as follows.

Those who voted in the affirmative were Messrs Bearce
Bishop, Blake, Blanchard, Blunt, G W Brown, Buckham, Butler
Carr, Carson, Cartis, Casey, Chadbourne, Clough, Cobb, Coombs,
Darling, R B Fuller, L H Folsom, Gilbert, Gavin, Gerdenen, Good-
win, Haines, Hasty, Hayford, Heal, N T Johnson, Jordan, J S
Libbey, Mason, McDaniel, McFarland, Mitchell, Morse, Otis,
Palmer, Parker, Payson, Percival, A Perkins, S A Perkins,
Philbrook, Pierce, Pike, Prince, Rackliff, Rider, Robie
Robinson, L Sanborn, Small, Stackpole, Stetson, Smith, Tal
bot, Thomas, Thomes, Wells, Whitehouse Williams Woodcock,

Those who voted in the negative were
Messrs Abbott, Andrews, Balch, Banton, Barrows
Bartlett, Blaine, Brann, E Brown, S P Brown, Burbank
Chadwick, Cole, Cookson, S F Coombs, Carson, Cyr,
Dunn, Dunton, Eady, Fish, Foster, Jared Fuller
John Fuller, A Folsom, Garvin, Gibbs, Grady, Gurney
Harding, Harmon, Hill, Hobbs, Holmes, Horton,
Hunton, A N Johnson, Joy, Labree, Laughton, D J
Libbey, J Libbey, Lowell, Mc Gillis, Millett, Moores,
Morrill, Nash, Nickerson, Piper, Porter, Prentiss,
Rice, Ridley, A Sanborn, N Shaw, Smart, J Smith,
L P Smith, Sprague, Spring, Springer, E Stevens, Watts,
Webber, Wilson, Woodman,

Mr Smart of Camden moved and the House ordered
that the Yeas and Nays be taken on the passage
of the bill to be Engrossed and on his motion the
bill was laid upon the table,

On motion of Mr Moores of Pittston the House
adjourned
Attest George M. Wilcox Clerk.

402. Friday March 25th 1859.

No chaplain present.

The journal of Yesterday was read and approved.

Papers from the Senate.

Petition of Selectmen &c of Trenfield that the doings of that town at its annual meeting be made valid was referred to the committee on Education in concurrence

Report of the committee on Fisheries &c reporting finally and asking to be discharged

Report of the committee on Railroads Mays and Bridges reporting finally and asking to be discharged.

Report of the committee on State Lands and State Roads reporting leave to withdraw on petition of Daniel Chandler of No 12 range 4, , The above reports were severally read and accepted in concurrence.

Report of the committee on Mercantile Affairs and Insurance on sundry returns of Insurance Companies reporting the same and recommending that they be placed on file in the office of the Secretary of State was read and accepted in concurrence,

Report of the committee on the Judiciary on bill an act relating to Embezzlement reporting the bill and that it ought to pass. The report was accepted in concurrence bill read twice and laid upon the table.

Report of the committee on Judiciary on bill an act concerning allowance to widows reporting the bill and that it ought to pass.

LLMC DIGITAL

Report of the committee on Fisheries on order relating to appointing Fish commissioner reporting a resolve in favor of appointing a Fish commissioner.

Report of the committee on Banks and Banking on the subject of amending chapt 47 of the revised Statutes relating to Banks and Banking, reporting a bill entitled an act to amend chapter forty seven of the revised statutes relating to banks and banking.

Report of the committee on Education on petition of J B Hall reporting a resolve in favor of Presque Isle Academy.

The foregoing reports were severally read and accepted in concurrence. the bills were each read twice, the resolves each read once and tomorrow assigned for the third reading of the bills and the second reading of the resolves.

Report of the committee on Division of Towns on petition of B. B Dudley, recommitted, reported in a new draft bill an act to set off certain territory from the town of Mt Vernon and annex the same to the town of Readfield, The report was accepted in concurrence bill read twice and on motion of Mr Curtis of Mt Vernon laid on the table and Monday next assigned for its third reading.

Report of the Committee on Railroads Ways and Bridges, reporting reference to the next Legislature on petition of J N North & J H Williams came from the Senate accepted, On motion of Mr Day of Wallamett it was laid on the table.

Bill an act concerning the prisoners and debtors in the County of Somerset,

Bill an act to establish the compensation of the clerk of the Judicial Courts for the County of Cumberland,

LLMC DIGITAL

4114. Bill an act to amend section Eight of chapter Seventy Eight of the revised statutes relating to powers of county commissioners in respect to county jails

Bill an act to incorporate the Gray Mutual Fire Insurance Company.

Bill an act to incorporate the Portland Mutual Fire Insurance Company.

Bill an act to establish the compensation of the County Commissioners for the County of Cumberland.

Resolve in favor of Passamaquoddy Indians

The foregoing bills having each had three several readings and the resolves having been read three times each and bills and resolves been severally passed to be Engrossed and separately by the Committee on Engrossed Bills carefully and strictly Engrossed, the bills were severally passed to be Enacted and the resolve finally passed, and they were severally signed by the Speaker and sent to the Senate,

Resolve in favor of Abel D Tyler and Albion Jones

This resolve came from the Senate that branch insisting on the vote whereby it passed the resolve to be engrossed, Mr Burbank of Lewiston moved the previous question and the House seconded the motion and the main question was ordered to be put now. The Speaker held the main question to be "Will the House insist on its former vote whereby it voted to indefinitely postpone the resolve" The House voted to recede from its said vote, The question then recurred on the passage of the resolve finally Mr Pike of Calais moved the previous question and the House seconded the motion and the main question was ordered to be put now, and the main question

being. Shall the resolve finally pass. Mr Gilbert of Bath moved and the House ordered the question be taken by Yeas and Nays and being so taken the resolve was finally passed by Yeas 68 Nays 62 as follows, 405

Those who voted in the affirmative were Messrs Baker, Balch, Banton, Bishop, Blaine, Blakey, Blanchard, Blunt, Brann, Butler, Clark, Cole, Cooper, A Coombs, S F Coombs, Cyr, Darling, Day, Dunn Eddy, Fish, Foster, Jared Fuller, John Fuller, L H Folsom, Goodenow, Gordon, Greely, Green, Harding, Hasty, Horton, Hunton, N T Johnson, Jos, J Libbey, J S Libbey, Lowell, McCrillis, Millett, Moores, Morrill, Nash, Nickerson, Payson, Pierce, Pike, Piper, Porter, Prince, Ratcliff, Robie, A Sanborn, N Shaw, Sinclair, Smart, L P Smith, Spring, E Stevens, Stone, Swett, Talbot, Watts, Webber, Webb, Wilson, Woodcock, Woodman.

Those who voted in the negative were Messrs Abbott, Andrews, Barrows, Bartlett, Beane, E Brown, G H Brown, Bickmore, Burbank, Carr, Carter, Carey, Chadbourne, Chadwick, Clough, Cobb, Cason, Dunton, Estes, R B Fuller, A Folsom, Garvin, Gilbert, Given, Gurney, Haines, Harmon, Hayford, Neal, Hill, Hobbs, Holmes, A W Johnson, Jordan, King, Labree, Lebroke, Laughton, D I Libbey, Mason, McFarland, Mitchell, Morse, Otis, Palmer, Purington, Percival, A Perkins, S A Perkins, Philbrook, Prentiss, Rice, Robinson, Safford, Small, J Smith, Sprague, Stackpole, J F Stevens, Thomas, Thomes, Whitehouse The resolve was signed by the Speaker and sent to the Senate.

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, This bill was taken up and on motion of Mr Prentiss of Bangor 1000 copies of amendment A as amended by amendments B. C & D and E ordered to be printed for the use of the Legislature,

LLMC DIGITAL

 Bill an act additional relating to the Kennebec Dam, This bill was read the third time and on motion of Mr Blaine of Augusta it was indefinitely postponed and sent to the Senate.

Resolve in favor of John F Stevens. Laid on the table by Mr Porter of Lowell, read once and tomorrow assigned for its second reading.

Bill an act to incorporate the Benton Bridge Company was read the third time and passed to be engrossed Sent to the Senate.

Bill an act setting off certain territory from the town of Frankfort and incorporating the same into a town by the name of Winterport, This bill was read the third time. Mr Stevens of Monhegan moved the indefinite postponement of the bill. Mr Wells of Freeport moved the previous question and the House seconded the motion and the main question was ordered to be put now and the main question being shall the bill pass to be engrossed, the House refused to so pass it, The bill was sent to the Senate.

Adjourned until half past two oclock P.M.

Met in the afternoon according to adjournment.

Mr Sanborn from the committee on Incorporation of Towns on petition of Joseph Leslie & als and to which was recommitted bill an act to incorporate the town of Danforth reported that the petitioners have leave to withdraw

Mr Eddy from the Committee on Education reported reference to the next Legislature on petition of W.D Witherspoon & als, Reports accepted and sent to Senate.

LLMC DIGITAL

Mr Wells from the Committee on the Library made a special report on order relating to purchasing books of history for the library, which was read and accepted and on motion of Mr Butler of Portland 350 copies ordered to be printed for the use of the Legislature.

Bill an act additional to an act creating the Norway Village Corporation, was read twice and tomorrow assigned for its third reading.

Mr Pierce from the Committee on Railroads Ways and Bridges reported reference to the next Legislature on petition of Charles R Miller &c. Mr Porter of Lowell moved to recommit the report with instructions to bring in a bill presented by Mr Porter entitled an act to incorporate the Penobscot and St Croix Railroad company. He further moved that the report and motion to recommit be laid on the table and 350 copies of the bill be printed for the use of the Legislature. The House so ordered.

Report of the Committee on the Judiciary on petition of Daniel Brown &als was taken from the table and accepted in concurrence.

Bill an act to incorporate the Bryant's Pond High School. This bill having had three several readings and been passed to be Engrossed and reported by the Committee on Engrossed Bills in haste, and strictly Engrossed the bill was passed to be enacted, signed by the Speaker and sent to the Senate.

Report of the Committee on Division of Towns on petition of the Society of Shakers at New Gloucester came from the Senate, that branch adhering to its vote accepting the report. The House adhered to its vote recommitting the report.

LLMC DIGITAL

408. Bill an act in relation to the collection of taxes in the town of Unity, came from the Senate that branch insisting on the vote whereby it passed the bill to be engrossed. On motion of Mr Mason of Montville the bill was laid on the table.

Report of the Joint Select Committee on the subject of the final adjournment of the Legislature came from the Senate having been read and accepted, It was read and accepted in concurrence.

Resolve relating to County Estimates came from the Senate amended as per sheets D & E, and as amended passed to be engrossed. On motion of Mr Brown of Mason the resolve was laid on the table.

Resolve providing for the erection of a gun house in Kittery

Resolve in favor of John McCluskey

Resolve in favor of Hector Sutherland

Resolve in favor of Thomas Webb.

Resolve in favor of Walker Darling.

Resolve authorizing the Land agent to convey certain lots in township No 4, range 2, north of Bingham's Kennebec purchase.

Resolve to facilitate the opening of a road to Mt Katahdin

Bill an act to regulate the taking of fish on the coast of Maine. The above resolves had two readings each and the bill had three readings and they were severally passed to be engrossed and sent to the Senate for concurrence.

LLMC DIGITAL

Bill an act to incorporate the Camden Bank, was read the third time and passed to be engrossed in concurrence.

Resolve in favor of the Portland Society of Natural History, was read the second time and on motion of Mr Lebroke of Foxcroft it was indefinitely postponed

Resolve relating to County Estimates, were taken from the table. The House non concurred with the Senate in adopting amendment D, concurred in amendment E and as amended passed the resolve to be Engrossed, and sent to the Senate.

Mr Bamon of Fryeburg moved a reconsideration of the vote whereby the House indefinitely postponed the resolve in favor of the Portland Society of Natural History. The motion was laid on the table and Wednesday next assigned for its consideration.

On motion of Mr Smart of Camden the House adjourned.

Attest George M. Wilcox Clerk.

LLMC DIGITAL

 Saturday March 26.th 1859.

Prayer by the Rev Mr Bailey of Gardiner,

The journal of yesterday was read and approved

Papers from the Senate.

Petition of Joseph Blake and als for an appropriation for a road in Presque Isle was referred in concurrence to the Committee on State Lands and State Roads,

Report of the Committee on State Lands and State Roads reporting reference to the next Legislature on petition of George M. Whitehouse, was read & accepted in concurrence,

Report of the Committee on Mercantile Affairs and Insurance on petition of Freeman Foott &als reporting a bill entitled an act to incorporate the Gardiner Mutual Fire Insurance Company. This report was accepted in concurrence and on motion of Mr Webb of Gardiner the rules were suspended. the bill read three times and passed to be engrossed in concurrence.

Bill an act to incorporate the town of Lyndon came from the Senate amended as per sheet 13. The House reconsidered the vote whereby it passed the bill to be Enacted and reconsidered the vote whereby it passed the bill to be engrossed, amended the bill in concurrence and as amended passed the bill to be Engrossed in concurrence,

Report of the committee on Interior Waters on petition of S. Adams &als, reporting a bill entitled an act to amend an act entitled an act to incorporate the Machias Log Driving Company. This report comme

from the Senate having been read and accepted and 411.
the bill passed to be engrossed, Report accepted in
concurrence. bill read three times and Monday next assigned
for its third reading.

Report of the committee on Division of Counties on petition
of Jeremiah B Dennell &als reporting a bill entitled an
act to set off the town of Whitefield from the County of Lin-
coln and annex the same to the County of Kennebec.
This report was accepted in concurrence, Bill read three
times and Wednesday next assigned for its third reading

Bill an act additional relating to the Kennebec Dam
came from the Senate that branch insisting on the vote
whereby it passed this bill to be engrossed and proposing a
conference of the two Houses. The House voted to adhere
to its vote indefinitely postponing the bill. The bill
was returned to the Senate.

Bill an act to change the place of holding the April
term of the Supreme Judicial Court in the County of York
This bill came from the Senate amended as per Sheets
A. B. C. D. E. H. I & K, and as amended passed to be en-
grossed. The House receded from its vote passing the
bill to be engrossed, adopted in concurrence amendments
A. B. C. D. E. & K noncurred in adopting amendments
marked H & I. and as amended the question being on
the passage of the bill as amended to be engrossed Mr
Goodenow of Alfred moved and the House ordered
the question to be taken by Yeas and Nays and being so
taken the House passed this bill to be engrossed by Yeas
68 Nays 37 as follows,

Those who voted in the affirmative
were Messrs Abbott, Baker, Barnum, Bearce, Bishop,
Blanchard, E Brown, G H Brown, S P. Brown, Buckman
Carson, Carter, Chadbourne, Clough, Cole, Cootsen, S.

LLMC DIGITAL

412. F Coombs, Corson, Darling, Day, Dow, Dunn, Eddy, C B Fuller, L H Folsom, N Folsom, Goodwin, Greeley, Green Gurney, Hasty, Heal, Hill, Holmes, Horton, Hunter, N W Johnson, Jordan, Joy, King, Lebroke, D T Libbey J Libbey, Lowell, Mason, Mc Daniel, Millett, Morrill Nash, Nickerson, Norton, Parker, Prince, Robie Robinson, W Shaw, J Smith, Sprague, Spring, Stackpole, Staples, Sweat, Talbot, Thomas, Wells, Wilson Woodcock, Woodman.

Those who voted in the negative were Messrs Balch, Banton, Bartlett, Blaine, Blake Burbank, Butler, Butts, Chadwick, Clement, Cyr, Dunton, Fish, John Fuller, Garcia, Gilbert, Goodenow, Haines, Harmon, Harding, Hobbs, N T Johnson, Laughlin, Mitchell, Morse, Otis, Palmer, Parker, Pierce, Pike, Ridley, L Sanborn, Sinclair, Small, Watts, Whitehouse, Williams, the bill was sent to Senate.

Resolve in relation to the State-Prison, was taken from the table on motion of Mr Watts of Thomaston amendment C proposed, and pending the question of its adoption, on motion of Mr Blaine of Augusta the resolve was laid upon the table,

...

Bill an act relating to embezzlement, was read the third time and passed to be engrossed in concurrence,

Bill an act in relation to the auditing and settlement of accounts and claims against the State, was read the third time and passed to be engrossed & sent to the Senate,

...

Mr Burnham from the Committee on Education on recommendations contained in the report of the Superintendent of common schools reported a bill entitled an act providing for the distribution of the State school funds. The foregoing reports were severally read and

accepted, Bills each read thrice and Monday next assigned for the third reading of each.

Resolves to provide for a State valuation.

Bill an act in relation to a State valuation. The above resolves and bill were taken from the table on motion of Mr Dow of Portland. Resolves read once, bill read thrice and Monday next assigned for the second reading of the resolves and the third reading of the bill.

Report of the Judiciary Committee on Bill an act for the limitation of certain actions and to regulate proceedings therein reporting the same and that it ought to pass. came from the Senate accepted and the bill recommitted. Report accepted in concurrence and the bill recommitted in concurrence.

Bill an act establishing the salaries of the Judge of Probate and of the Register of Probate for the county of Androscoggin. came from the Senate. that branch insisting on its former vote passing the bill to be engrossed and proposing a conference of the two Houses and appointing Messrs Holt, Lyford and Williamson Conferees on the part of the Senate. The House concurred in the proposition for a conference and appointed Messrs Buchanan of Minot, Libby of Pownal, and Spragues of Greene as Conferees on the part of the House.

On motion of Mr Barrows of Fryeburg it was ordered that the Committee on the Judiciary be instructed to enquire into the expediency of providing by a general provision of law for the creation and organization of private corporations. The above order was read and passed and sent to the Senate for concurrence.

LLMC DIGITAL

414. Bill an act respecting the compensation of Registers of Probate in certain cases.

Bill an act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary.

Bill an act to make valid the doings at the annual town meeting in Peru.

Bill an act additional to chapter twelve of the revised statutes relating to parishes.

Bill an act additional to chapter Seventy Eight of the revised statutes

Bill an act to amend an act entitled an act to incorporate the proprietors of the Hallowell and Chelsea Bridge Company.

Bill an act authorizing the inhabitants of the town of Ripley to purchase and hold certain real estate

Bill an act to incorporate the Portland Five Cents Savings Institution

The above bills having severally had three readings and been passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted signed by the Speaker and sent to the Senate.

Bill an act additional to chapter forty of the revised Statutes relating to the taking of fish. This bill was before the House on its passage to be enacted. Mr Blaine of Augusta moved to indefinitely postpone the bill and this was the question pending when

The House adjourned until half past two o'clock this P.M.

LLMC DIGITAL

Met in the afternoon according to adjournment,.

Bill an act in relation to the distribution of school money, came from the Senate amended as per sheets A B & C, and an amendment passed to be engrossed. The House voted to adhere to the vote whereby it indefinitely postponed the bill. The bill was returned to Senate.

Report of the Committee on Manufactures reporting finally and asking to be discharged was read and accepted in concurrence.

Mr Perkins from the Committee on Claims on bills for guarding jail in Cumberland county reported a Resolve in favor of sundry persons for guarding jail of Cumberland County in the year 1856. Report accepted Resolve read once and Monday next assigned for its second reading.

Bill an act for the protection of the Houlton and Baring road, was amended as per sheets A & B and as amended. On motion of Mr Woodcock of Baring the bill was indefinitely postponed and sent to the Senate.

Mr Brown from the Committee on Division of Counties to which was recommitted report granting leave to withdraw on petition of James Beddals, again reported leave to withdraw, and also reporting finally. On motion of Mr Folsom of Gardiner the report was laid on the table and Monday next at half past eleven o, clock assigned for its consideration

Bill an act to amend chapter forty seven of the Revised Statutes relating to banks and banking

The above bill was read the third time and on motion of Mr Starr of Portland the bill was laid on the table.

LLMC DIGITAL

H 16, Bill an act to amend Chapter Eleven of the revised Statutes in relation to the Education of Youth, was read the third time and on motion of Mr Fuller of Corinth was indefinitely postponed, and sent to the Senate,

Mr Palmer from the Committee composed of this Delegation of Piscataquis County, on petition of C A Everett &als reported a bill entitled an act to increase the Salary of the County attorney for the county of Piscataquis Report accepted, Bill read twice and Monday next assigned for its third reading.

Resolve in favor of Presque Isle Academy,

Resolve in favor of appointing a Fish Commissioner

Bill an act concerning allowances to Widows,

The above resolves were severally read the second time, the bill was read the third time and they were severally passed to be engrossed in concurrence,

Bill an act to define the liability of Mill Owners was read the third time and passed to be engrossed in concurrence. " "

Bill an act in relation to the competency of Witnesses This bill was taken from the table and Monday next assigned for its third reading,

On motion of Mr Rice of Hampden the House voted that when it adjourns it adjourn to meet on Monday morning next at ten o'clock,

Bill an act to regulate the compensation of members of the Senate and House of Representatives was taken from the table and considered and again laid on the table,

LLMC DIGITAL

Mr Talbot from the committee on Education reported legislation inexpedient on orders relating to Supervisors of Schools. Report accepted & sent to the Senate.

Bill an act additional to chapter Eighty six of the Revised Statutes relating to trustee process.

Bill an act regulating the change of text books in public schools.

The above bills were severally read the third time and passed to be engrossed & sent to Senate.

Resolves providing for amendments to the constitution in relation to the meeting of the Legislature and the term of office of its members and of Governor and other state officers and of the time of electing county officers.

The House ordered the above resolves to be engrossed in concurrence.

On motion of Mr Rice of Hampden the House adjourned

Attest George M. Wilcox Clerk.

 Monday March 28th 1859.

Prayer by the Rev Mr Sanderson of Augusta.

The journal of Yesterday was read and approved

Bill an act to enable the town of Cumberland to accept the bequests made to said town by the late Elizabeth Greely in his last will and to carry out the provisions thereof. Being laid on the table by Mr Butler of Portland and on his motion the rules were suspended the bill read thrice and tomorrow assigned for its third reading.

Bill an act additional to chapter ten of the revised Statutes relating to the militia was read twice and tomorrow assigned for its third reading.

Report of the Committee on Banks and Banking on Bill an act additional to chapter forty seven of the revised Statutes relating to banks and banking, reporting the bill ought to pass. Report accepted in concurrence, bill read twice and tomorrow assigned for its third reading

On motion of Mr Burbank of Lewiston it was ordered that the Committee on the Pay Roll be directed to make up in the pay roll the usual compensation to the Reporters.

Mr Prentiss from the Committee on State Lands and State Roads reported legislation inexpedient on order relating to lands owned in common by the State with individuals, Report accepted and sent to the Senate.

Mr Sanborn of Parsonsfield introduced the following order which on motion of Mr Fish of Patten was laid on the table.

Ordered that this Legislature adjourn sine die on Thursday the thirty first instant the Senate concurring, and that the committee on the Pay Roll be instructed to make up the pay of the members and officers of this House up to and including Thursday next, the same as last Year.

Bill an act in relation to a distribution of the State School funds was read the third time and on motion of Mr Porter of Lowell, it was laid upon the table.

Bill an act to incorporate the town of Presque Isle, came from the Senate amended as per sheet A. and as amended passed to be engrossed. The House voted to insist on its former vote passing the bill to be engrossed and proposed a conference of the two Houses and appointed Messrs Gilbert of Bath, Foster of Presque Isle and Blaine of Augusta as conferees on the part of the House. The bill was returned to the Senate.

Mr Goodenow from the Judiciary Committee reported legislation inexpedient on order relating to fees of Register of Deeds. On motion of Mr Prentiss of Bangor the report was laid upon the table.

Bill an act providing for the distribution of the annual School blanks and registers.

Bill an act additional to an act creating the Norway Village Corporation

Resolve in favor of the Penobscot indians

Resolve in favor of John F. Stevens

Resolve in favor of sundry persons guarding jail of

The foregoing bills were severally read the third time, the resolves severally read the second time and bills and resolves severally passed to be engrossed and sent to the Senate.

Bill an act to amend chapter forty seven of the revised statutes relating to banks and banking. This bill was read the third time and passed to be engrossed in concurrence.

Mr Cushing from the committee on State Lands and State Roads, reported leave to withdraw on petition of Romeo Michaud & als. Report accepted and sent to Senate.

Report of the committee on Division of Counties reporting leave to withdraw on petition of James Bell & als was taken up and accepted and sent to the Senate.

Bill an act to set off certain territory from the town of Mt Vernon and annex the same to the town of Readfield was read the third time. The House concurred with the Senate in amendment A. non concurred in amendment C. and as amended on motion of Mr Lebroke of Foxcroft the bill was indefinitely postponed. Sent up for concurrence.

Bill an act for the assessment of a State tax for the Year One thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents was reported by Mr Pike from the committee on Finance amended as per instructions. The House adopted amendment A.

Bill an act to increase the salary of the County attorney for the County of Piscataquis was amended as per sheet A.

LLMC DIGITAL

The foregoing bills having each had three several readings they were severally passed to be Engrossed and sent to the Senate,

Bill an act to amend an act entitled an act to incorporate the Machias Log Driving Company was read the third time and passed to be engrossed in concurrence

Mr Lebroke from the Committee on the Judiciary to which was recommitted, Bill an act additional to chapter Eighty one of the revised statutes reported the bill ought that it ought to pass, was read three times and passed to be Engrossed. Sent to the Senate,

Bill an act to incorporate the town of Dorchester came from the Senate amended as per sheets A & B. was accordingly passed to be Engrossed. The House concurred with the Senate in adopting amendment A, non concurred in amendment B, and as amended passed the bill to be engrossed, Sent to the Senate,

Bill an act in relation to the State valuation

Resolves to provide for a State valuation,

The above bill had three several readings, the resolve was read the second time and on motion of Mr Dow of Portland, the bill and resolve were laid on the table,

Mr Burbank from the Committee on Insane Hospital on petition of the selectmen of the town of Blanchard reported a resolve in favor of the town of Blanchard Report accepted, Resolve read once and tomorrow assigned for its second reading.

Bill an act to make valid the proceedings of Dres-

422 and Webster plantations, was taken from the table on motion of Mr Brown of Carroll read the third time passed to be engrossed and sent to the Senate.

Adjourned until half past two o'clock this afternoon

Afternoon. Met according to adjournment.

Bill an act giving salaries to the subordinate officers of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of legislative journals. This bill was amended as per sheet C. and on motion of Mr Burbank of Lewiston it was indefinitely postponed sent to Senate.

Report of the Committee on Interior Waters on petition of Kennebec Log Driving Company reporting a bill entitled an act additional concerning the Kennebec Log driving Company. This report came from the Senate having been read and accepted and the bill passed to be engrossed. Report accepted in concurrence. Bill read twice and on motion of Mr Day of Hallowell the bill was referred to the next Legislature and sent to the Senate.

Mr Thomas from the same committee reported leave to withdraw on petition of Osborne Charles. Report accepted and sent to the Senate.

Bill an act to change the place of holding the April term of the Supreme Judicial Court in the County of York Mr Porter of Lowell moved to reconsider the vote whereby the House passed this bill to be engrossed. The motion was laid on the table and tomorrow assigned for its consideration

Bill an act giving salaries to the subordinate officers

of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of legislative journals, Mr Brown of Mason moved to reconsider the vote whereby the House indefinitely postponed this bill, The motion was laid on the table and tomorrow assigned for its consideration 423,

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands. This bill was taken from the table on motion of Mr McCrillis of Bangor and twelve o'clock tomorrow M. assigned as the time to take a vote on the question of the passage of the bill to be engrossed,

Bill an act to incorporate the Wiscasset Gas Light Company, was referred in concurrence to the Committee on Mercantile Affairs and Insurance,

Bill an act for the Establishment of a State Normal School, was read the third time and on motion of Mr Estes of Trenton it was referred to the next Legislature, and sent to the Senate,

On motion of Mr Burbank of Lewiston the House adjourned

Attest George W. Wilcox Clerk.

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424. Tuesday March 29th 1859

Prayer by the Rev. M. Webb of Augusta.

The journal of Yesterday was read and approved

Papers from the Senate.

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition of Charles A Everett & als for aid to road.

Reports of same committee reporting leave to withdraw on petitions of Sumner Whitney & als, Joel Knight & als and Justus Gray.

Reports of the Judiciary Committee reporting leave to withdraw on petition of Gardner Chapman & als and reporting legislation inexpedient on order relating to support of paupers in towns other than those where they have settlements

Report of the committee on Education reporting reference to the next Legislature on petition of Trustees of Lebanon Academy

Report of the committee on Division of Towns on petition of Thomas Magrath and als, reporting a bill entitled an act to set off certain territory from the town of Chelsea and annex the same to the town of Pittston. Report accepted in concurrence. Bill read twice and on motion of Mr Blaine of Augusta it was laid on the table.

Mr Smart from the Judiciary Committee reported legislation inexpedient on order relating to the creation of private corporations by general law.

Resolve in aid of the school fund for the town of

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Littlefield was read once and tomorrow assigned for its second reading.

Resolves to facilitate Emigration to Aroostook County were taken from the table read once and Thursday next assigned for their second reading.

Mr Dunton from the committee on Change of Names on Sundry petitions reported a bill Entitled an act to change the names of certain persons, Report accepted. Bill read twice and tomorrow assigned for its third reading.

Report of the committee on Education on petition of the Trustees of the East Maine Conference Seminary reporting a resolve to extend the provisions of a resolve approved March 27, 1858 entitled a resolve in favor of the East Maine Conference Seminary

Report of the committee on Agriculture on petition of J J Mitchell Esq reporting a bill Entitled an act relating to drainage Amended in the Senate and passed to be engrossed.

Report of the Judiciary Committee on order in relation to allowing parties charged with offences to testify upon their trial reporting a bill Entitled an act relating to witnesses and Evidence The above reports were severally accepted in concurrence Resolve read once, bills each read twice and tomorrow assigned for the second reading of the resolve & the third reading of the bills.

Report of the committee on Inland Fisheries reporting leave to withdraw on petition of John Lynch, On motion of Mr Butler of Portland the report was laid on the table.

Report of the committee on Railroads Ways & Bridges reporting reference to the next Legislature on petition of J M Stotts & J H Williams was taken from the table and accepted in concurrence.

Mr Dunton from the Committee on Change of Names reported finally and asked to be discharged.

Mr Mitchell from the committee on State Lands & State Roads reported leave to withdraw on petition of Nathaniel Blake.

Mr Clough from same Committee reported leave to withdraw on petition of Thomas Butterfield. The above reports were accepted Sent to the Senate.

Report of the Judiciary Committee reporting legislation inexpedient on order relating to fees of Clerks of the Courts came from the Senate accepted. On motion of Mr Prentiss of Bangor the report was laid upon the table.

The following order introduced by Mr Estes of Trenton was on motion of Mr Porter of Lowell laid on the table.

Ordered that this Legislature, the Senate concurring shall finally adjourn on Monday the fourth day of April next and that the committee on Pay Roll be instructed to make up the pay of members to and including that day.

Report of the Committee on Claims granting leave to withdraw on petition of B H Gilbreth, was taken up referred to the committee on the Judiciary Sent to the Senate.

Report of the Committee of Conference on disagreeing vote of the two Houses on Bill an act giving further com-

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edies against attorneys, was taken from the table and accepted and passed the bill to be engrossed as amended by the acceptance of the report sent to the Senate for concurrence.

Resolve in favor of the town of Blanchard.

Bill an act in relation to the competency of witnesses was amended as per sheet A. The above resolve was read the second time and the bill was read the third time and the resolve and the bill as amended were severally passed to be engrossed sent to the Senate.

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands. At five minutes before twelve o clock at noon on motion of Mr Wells of Freeport the House extended the time for taking the vote on this bill to fifteen minutes before one oclock this Pill, and on motion of Mr Smart of Camden it was ordered that no member shall speak upon the bill for more than ten minutes The bill was amended on motion of Mr Smart of Camden as per sheet A, and further amended on motion of Mr Gilbert of Bath as per sheet B. Mr Lebroke of Foxcroft moved further to amend the bill as per sheet C, and on this motion Mr Pike of Calais asked and the House ordered the Yeas and Nays and being taken the amendment was rejected by Yeas by Nays 72 as follows, Those who voted in the affirmative were Messrs Baker, Bearce, Bishop, Blake, Blanchard, Blunt, G H Brown, Bucknam, Butler, Carr, Carson, Carter, Carey, Chadbourne, Chadwick, Churchill, Clough, Cole, A Coombs, Darling, Day, Dunton, Estes, R B Fuller, Givin, Goodenow, Goodwin, Haines, Harmon, Hasty, Hayford, Heal, W T Johnson, Jordan, King, Lebroke, J S Libbey,

Mason, McDaniel, McFarland, Mitchell, Morse, Nickerson, Otis, Palmer, Parker, Payson, A Perkins, S A Perkins, Pike, Prince, Rackliff, Rider, Robie, Robinson, Safford, A Sanborn, L Sanborn, Small, J Smith Starbird, Stetson, Swett, Thomas, Thomes, Wells, Whitehouse, Williams, Woodcock,

Those who voted in the negative were Messrs Abbott, Andrews, Balch, Banton, Barrows, Bartlett, Benjamin, Blaine, Braun, E Brown, S P Brown, Burbank, Butts, Clark, Cookson, S H Coombs, Corson, Cushing, Cyr, Dow, Dunn, Eddy, Fish, Foster, Jared Fuller, John Fuller, L H Folsom, N Folsom, Garvin, Gibbs, Gilbert, Goodrich, Greeley, Green, Gurney, Harding, Hobbs, Holmes, Horton, Hunter, A W Johnson, Jay Laberee, Loughlin, D J Libby, J Libby, Lowell, McCrillis, Millett, Moores, Merrill, Nash, Pierce, Pipen, Porter, Prentiss, Rice, Ridley, A G Shaw, W Shaw, Sinclair, Smart, L O Smith, Sprague, Spring, E Stevens, Talbot, Watts, Webb, Webster, Wilson, Woodman.

The bill was then further amended on motion of Mr Gilbert of Bath, as per sheet D. Mr McCrillis moved to amend the bill further as per sheet E, and on this motion the Yeas and Nays ordered the Yeas and Nays ordered and being taken the amendment was adopted by Yeas 70 Nays 69 as follows, Those who voted in the affirmative were Messrs Abbott Andrews, Balch, Barrows, Bartlett, Benjamin, Blaine, Braun, E Brown, S P Brown, Burbank, Butts, Clark, Cookson, S H Coombs, Corson, Cushing, Cyr, Dow, Dunn, Eddy, Fish, Foster, Jared Fuller, John Fuller, R B Fuller, L H Folsom, N Folsom, Goodrich Greeley, Green, Garney, Harding, Hobbs, Holmes, Horton, Hunter, A W Johnson, Jay Laberee, Loughlin, D J Libby, J Libby, Lowell, McCrillis, Millett Moores, Merrill, Nash, Pierce, Pipen, Porter, Prentiss,

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Rice. Ridley. A Sanborn. W Shaw. Sinclair. Small, Smart. L P Smith. Sprague. Spring. Springer. E Stevens Watts. Webb, Webster. Wilson. Woodman.

Those who voted in the negative were Messrs Baker. Banton, Bearce. Bishop. Blake Blanchard, Blunt. G H Brown. Bucknam. Butler. Carr. Carter. Carey. Chadbourne. Chadwick, Churchill Clough. Cole. A Coombs. Darling. Day. Dunton, Estes, Gilbert, Givin, Goodenow, Goodwin, Haines, Harmon. Hasty, Hayford. Heal. W T Johnson, Jordan. King. Lebroke. J S Libbey, Mason. McDaniel. McFarland Mitchell, Moise. Nickerson, Otis. Palmer. Parker, Payson. A Perkins. S A Perkins, Pike. Prince, Rackliff Rider, Robie, Robinson, Safford. L Sanborn, M G Shaw, J Smith, Stackpole, Storer, Swett. Talbot. Thomas. Thomes. Wells. Whitehouse, Williams, Woodcock,

The bill was then put upon its passage to be engrossed and on this question the House ordered the Year and Nays and being taken the bill was refused a passage to be engrossed by Yeas 67 Nays 72 as follows.

Those who voted in the affirmative were Messrs Abbott, Andrews. Balch, Banton, Barrows. Bartlett, Benjamin, Blaine, Braun. E Brown S P. Brown. Burbank, Butts, Chadwick. Clark. Cookson, S F Coombs. Corson. Cushing. Cyr. Dow. Dunn. Eddy, Fish. Foster, Jared Fuller, John Fuller, L H Folsom. N Folsom. Gibbs, Gilbert, Goodrich, Greeley, Green, Gurney, Harding, Hobbs, Holmes, Horton, Hunter, N W Johnson. Joy. Laberee. D T Libbey. J Libbey. Lowell. Millett. Movers. Morrill. Nash. Piper, Porter, Prentiss. Rice, Ridley. W. Shaw. Smart, L P Smith. Sprague. Spring. Springer. E Stevens, Watts, Webb. Webster, Wilson Woodman

Those who voted in the negative were Messrs.

 Baker, Bearce, Bishop, Blake, Blanchard, Blunt, G H Brown, Bucknam, Butler, Carr, Carter, Carey, Chadbourne, Churchill, Clough, Cole, A Coombs, Darling, Day, Dunton, Estes, R B Fuller, Gurn, Goodenow, Goodwin, Haines, Harmon, Hasty, Hayford, Heal, W T Johnson, Jordan, King, Lebroke, J S Libbey, Mason, Mc Crillis, Mc Daniel, Mc Farland, Mitchell, Morse, Nickerson, Otis, Palmer, Parker, Payson, A Perkins, S A Perkins, Pierce, Pike, Prince, Rackliff, Rider, Robie, Robinson, Safford, A Sanborn, L Sanborn, M G Shaw, Sinclair, Small, J Smith, Stackpole, Storer, Swett, Talbot, Thomas, Thomes, Wells, Whitehouse, Williams, Woodcock,

Mr Mc Crillis gave notice that he should move a reconsideration of the above vote,

Mr Porter of Lowell by leave withdrew his motion to reconsider the vote whereby the House passed to be engrossed, Bill an act to change the place of holding the April term of the Supreme Judicial Court in the County of York, Bill sent to the Senate

Mr Butler from the Judiciary Committee on message of the Governor relating to unpublished judicial decisions, reported a bill entitled an act additional to chapter seventy-one of the revised statutes relating to Reporter of the Judicial decisions,

Mr Gilbert from the same committee on order relating to attachment of mortgaged personal property reported a bill entitled an act relating to attachment of mortgaged personal property,

Mr Robie from the committee on Division of Towns on petition of G Lydick reported a bill entitled an act to set off a part of the town of Alexander and annex the same to Crawford,

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Mr Robie from same committee on petition of Augusta reported a bill entitled an act to set off certain territory from the town of Leeds and annex the same to the town of Wayne. The foregoing report was severally read and accepted, the bill read and laid on the table for its third reading.

Mr Gilbert from the Judiciary Committee on Bill an act defining the penalty for obtaining property by representations falsely and fraudulently made, reported the bill ought not to pass.

The same gentleman from the same committee on bill an act making further provision in equity, reported the bill ought not to pass.

The foregoing reports were severally read and accepted & sent to the Senate.

Memorial of James L Child recommending a particular history of the Governors of Maine was referred to the committee on the Library, sent to the Senate.

Bill an act additional to chapter forty seven of the revised Statutes relating to banks and banking, was read the third time and on motion of Mr Brown of Orland it was laid on the table.

Bill an act additional to chapter ten of the revised Statutes relating to the Militia was read the third time, when Mr Thomas of Harrison moved to postpone the bill indefinitely, and pending this motion, the bill was laid on the table on motion of Mr Bierbank of Lewiston.

Mr Palmer from the committee on Education reported reference to the next legislature on petition of the Trustees of Foxcroft academy, Report accepted & sent to the Senate.

432. On motion of Mr Sanborn of Sanbornville it was ordered that this Legislature adjourn sine die on Monday the fourth day of April next the Senate concurring - and that the Committee on the Pay Roll be instructed to make up the pay of the members and officers of this House up to and including Monday next the same as last year. Sent to the Senate.

Resolve in favor of John F Stevens. came from the Senate amended as per sheet A, and as amended passed to be engrossed. The House receded, amended in concurrence and passed the resolve to be engrossed in concurrence.

Bill an act to enable the town of Cumberland to accept the bequest made to said town by the late Elizabeth Greely in his last will and to carry out the purposes thereof, was read the third time and passed to be engrossed, and sent to the Senate.

Resolve in relation to the State Prison, was read twice amended as per sheets A & B. and as amended passed to be engrossed and sent to the Senate.

On motion of Mr Holmes of Penn the House adjourned.

Attest. George M. Wilcox Clerk.

Wednesday March 30th 1859.

Prayer by the Rev Mr Bean of Augusta.

The journal of Yesterday was read and approved.

Report of the Committee on Agriculture reporting leave to withdraw on petitions of James Cutts 2nd. also reporting leave to withdraw on petition of Jno. Hall 2nd. and reporting finally and asking to be discharged. The above reports were severally read and accepted in concurrence.

Bill an act to incorporate the Trustees of Harpswell Academy. The House receded from the vote whereby it indefinitely postponed the bill and passed it to be engrossed in concurrence.

Bill an act additional concerning the Kennebec Log Driving Company, came from the Senate that branch insisting on its former vote passing the bill to be engrossed. The House voted to adhere to the vote by which it referred the bill to the next Legislature. On motion of Mr Webb of Gardiner, the vote to adhere was reconsidered and on motion of Mr Blaine of Augusta, the bill was laid upon the table.

Bill an act relating to Embezzlement being on its passage to be Enacted was on motion of Mr Gilbert of Bath committed to the Committee on Judiciary Affairs and Insurance. Sent up for concurrence.

Bill an act relating to Prisoners in the County of Sagadahoc.

Bill an act concerning Allowances to Widows

Bill an act to incorporate the Camden Bank.

Resolves in relation to the share of Maine of the Massachusetts Militia claims against the government of the United States.

Resolve relating to County Estimates

Resolve in favor of John Patten.

Resolve in favor of Hester Sutherland.

Resolve in favor of appointing a fish commissioner

Resolve in favor of Bangor Isle Academy.

The foregoing bills having each been read three times, and the resolves each read three times and bills and resolves severally passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed. The bills were severally passed to be enacted, the resolves each finally passed and they were signed by the Speaker & sent to the Senate.

Bill an act to encourage Manufactures. This bill came from the Senate amended as per sheet 6 and as amended passed to be engrossed. The House receded from this vote whereby it passed the bill to be engrossed concurred in the amendment of the Senate and as amended passed the bill to be engrossed in concurrence.

Mr Butler from the committee on the Judiciary on order in relation to granting authority to Judges of Probate to appoint Commissioners in certain cases, reported three bills as follows, Reports accepted bills each read twice and tomorrow assigned for their third reading.

Bill an act additional to chapter seventy of the revised Statutes concerning assignments.

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Bill an act authorizing Judges of Probate to appoint commissioners in certain cases.

Bill an act to amend chapter sixty-four of the revised statutes concerning embezzlement of property of deceased persons.

Resolves to provide for a state valuation being under consideration on an amendment proposed by Mr Prentiss of Bangor. Mr Brown of Mason moved the previous question and the House seconded the motion and the main question was ordered to be put now. The amendment proposed by Mr Prentiss was rejected and the main question being on the passage of the resolves to be engrossed. Mr Smart of Camden moved and the House ordered the Yeas and Nays, and being taken the resolves were refused a passage to be engrossed by Yeas 25 Nays 107 as follows.

Those who voted in the affirmative were Messrs Andrews, Barrows, Benjamin, Blaine, Blake, Burbank, Butler, Carson, Cushing, Dorr, Dunn, Estes, Fish, Garvin, W T Johnson, Laughton, McCrillis, Palmer, S A Perkins, Porter, Robie, Spring, Watts, Wilson, Woodman.

Those who voted in the negative were Messrs Abbott, Baker, Balch, Banton, Bartlett, Bishop, Blanchard, Blunt, Brann, G H Brown, S P Brown, Bucknam, Butts, Carr, Carson, Carter, Carey, Chadbourne, Chadwick, Churchill, Clark, Clough, Cole, Cookson, A Coombs, S F Coombs, Cyr, Darling, Dunton, Eddy, Foster, Jared Fuller, John Fuller, L H Folsom, N Folsom, Gibbs, Gilbert, Gwin, Goodwin, Goodrich, Greeley, Green, Gurney, Haines, Harding, Harmon, Hasty, Hayford, Hobbs, Holmes, Horton, Hunter, N W Johnson, Jordan, Joy, Lebroke, D T Libbey, J Libbey, J S Libbey, Lowell, Mason, McFarland, Millett, Mitchell, Morrill, Morse, Nash, Nickerson

Otis, Parker, Payson, Percival, A Perkins, Philbrook, Pierce, Pike, Piper, Prentiss, Prince, Radcliff, Rice, Rider, Ridley, Robinson, A Sanborn, L Sanborn, M G Shaw, N Shaw, Sinclair, Small, Smart, J Smith, L P Smith, Sprague, Spring, Stackpole, E Stevens, Stone, Swett, Talbot, Thomas, Thomes, Webb, Webster, Wells, Whitehouse, Woodcock, — and the resolve was sent to the Senate,

Bill an act in relation to the State valuation, was read twice and on motion of Mr Pike of Gorham was laid on the table.

Adjourned until half past ten o'clock this afternoon.

Afternoon. Met according to adjournment

Bill an act to set off certain described lands owned by Owen Irish from the town of Canton and to annex the same to Peru.

Bill an act to set off certain lands owned by Owen Irish from the town of Canton and to annex the same to Peru.

Bill an act to change the names of certain persons,

Bill an act to set off a part of the town of Alexander and annex the same to Crawford,

Bill an act to set off certain territory from the town of Leeds, and annex the same to the town of Wayne,

Resolve in aid of the school fund for the town of Littleton

The above bills were severally read the third time and the resolve was read the second time and they were severally passed to be engrossed & sent to the Senate.

Bill an act to amend chapter forty seven of the revised Statutes relating to banks and banking,

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Bill an act to repeal an act approved March 29. 1858 entitled an act to create and establish the office of Auditor in the county of Cumberland.

Bill an act additional to chapter Eighty-one of the Revised Statutes

Bill an act to amend an act Entitled an act to incorporate the Machias Log Driving Company.

Resolve in favor of Walter Darling.

Resolve providing for the purchase and distribution of Virgin's Digest of the Maine Reports.

Resolve to facilitate the opening of a road to Mount Katahdin.

The above bills were each read three times the resolves each read twice and having each been passed to be engrossed were reported by the Committee on Engrossed Bills as truly and strictly Engrossed. the bills were severally passed to be enacted. the resolves each finally passed and they were signed by the Speaker and sent to the Senate

Mr Prentiss from the Committee on State Lands and State Roads on petition of J B Packard &als. reported a resolve in aid of the road leading from Kingsbury Mills to Shirley Corner,

The same gentleman from same committee on resolve relating to Dead river reported. Resolve in aid of the road from Salem to South Branch of Dead river.

The same gentleman from same committee on subject of appropriations for roads passing over State Lands reported a resolve for the repair of the road in Indian township.

The same gentleman from the same committee on petition of Alexander Mobbs reported a resolve in aid of building a bridge over the Passadumkeag river in township number one, north division in the County of Penobscot

The same gentleman from the same committee on petition of Joseph Clark &als reported a Resolve in aid of the road from the north line of Moscow to the Canada line.

The same gentleman from the same committee on petition of Francis Smith &als, reported a resolve in aid of Roads and Bridges in the County of Aroostook.

The foregoing reports were severally read and accepted & resolves each read once and tomorrow assigned for their second reading.

Mr Pike from the Committee on the Judiciary on Bill an act relating to Evidence in Courts reported the same and that it ought not to pass.

Mr Folsom from the Committee on State Lands and State Roads reported leave to withdraw on petition of A E Dolbier &als.

The above reports were accepted and sent to the Senate.

Mr Pike from the Judiciary Committee on order relating to Justices of the peace reported a Bill entitled an act for the appointment of trial Justices, Report accepted. Bill laid on the table on motion of Mr Gilbert of Bath and 350 copies of the bill ordered to be printed for the use of the Legislature.

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Mr Lebroke from the committee on the Judiciary on order relating to amending section 36. chap 18 of the Revised statutes reported a bill entitled an act to amend the thirty sixth section of chapter eighteen of the revised statutes relating to ways. Report accepted. bill read twice and tomorrow assigned for its third reading.

Bill an act to amend chapter forty nine of the revised statutes was referred in concurrence to the Committee on Mercantile Affairs and Insurance.

Resolve in favor of the Maine Medical School, Laid upon the table by leave by Mr Robie of Gorham rules suspended and the resolves read twice and amended as per sheet A. and the question being on its passage to be engrossed Mr Smart of Camden moved and the House ordered the question to be taken by Yeas and Nays, and being so taken the resolve was refused a passage to be engrossed by Yeas 55 Nays 70 as follows,

Those who voted in the affirmative were Messrs Balch. Barrows, Bearce, Benjamin Bishop Blaine, Blake, Burbank, Butler, Carr. Carter, Carey, Churchill, Cushing, Darling, Dow. Dunn. Estes. Fish, Jared Fuller. John Fuller, R B Fuller, L H Folsom, N Folsom. Gilbert, Gunn, Goodenow, Greeley, Haines, Harmon, Hayford, Heal, Horton, W T Johnson, Lebroke, D T Libbey, Millett, Morse, A Perkins, S A Perkins, Pike Porter, Rice, Rider, Ridley, Robie, A Sanborn, Small J Smith, Sprague, Springer, Stackpole, Webb, Wells, Woodman,

Those who voted in the negative were Messrs Abbott, Banton, Bartlett, Blunt, E Brown, S P. Brown, Bucknam, Carson, Chadbourne, Chadwick Clark, Cole, Cookson, A Coombs, S F Coombs, Corson Cyr, Dunton, Eddy, Gibbs Goodrich, Goodwin, Green

440. Gurney, Harding, Hobbs, Holmes, Hunter, N W Johnson, Jordan, Joy, Luberee, Laughton, J Libbey, J S Libbey, Lowell, Mason, Mc Crillis, Mc Daniel, Mc Farland, Mitchell, Merrill, Nash, Nickerson, Otis, Parker, Payson, Philbrook, Pierce, Piper, Prentiss, Prince, Rackliff, Safford, M G Shaw, W. Shaw, Sinclair, Smart, L P Smith, Spring, E Stevens, Storer, Swett, Talbot, Thomes, Watts, Webster, Whitehouse, Wilson, Woodcock. The resolve was sent to the Senate

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands, was taken from the table on motion of Mr Mc Crillis of Bangor who moved a reconsideration of the vote whereby the House refused yesterday to pass the bill to be engrossed, and the motion was laid on the table and tomorrow assigned for its consideration

Bill an act additional concerning the Kennebec Log Driving Company. This bill was taken up and read twice and amended as per sheets A & B, on motion of Mr Blaine of Augusta. Mr Blaine moved to amend the bill further as per sheet C, and asked and the House ordered the question to be taken by Yeas and Nays and being so taken the amendment was rejected by Yeas 50, Nays 61 as follows.

Those who voted in the affirmative were Messrs. Barrows, Benjamin, Bishop, Blaine, Blake, G. H. Brown, Bucknam, Burbank, Carr, Carter, Carey, Chadwick, Clough, Cole, Corson, Darling, Day, Estes, Garvin, Givin, Goodenow, Haines, Hayford, Heal, Holmes, W T Johnson, Lebroke, Laughton, D T Libbey, Mason, Mc Daniel, Otis, S A Perkins, Philbrook, Pike, Piper, Porter, Rider, Robie, Robinson, Safford, J Smith, L P Smith, Stackpole, Storer, Swett, Wells, Whitehouse, Williams, Woodman.

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Those who voted in the negative were Messrs Abbott, Baker, Balch, Banton, Blunt, E Brown, S P Brown, Butler, Butts, Churchill, Clark, Corliss, A Coombs, S F Coombs, Cushing, Dunn, Dunton, Eddy, Fish, John Fuller, L H Folsom, J Folsom, Gibbs, Goodrich, Goodwin, Greeley, Green, Gurney, Harding, Harmon, Hastings, N P Johnson, Jordan, Joy, J Libbey, Jo Libbey, Lowell, McCrillis, Merrill, Nash, Nickerson, Pender, Payson, Pierce, Prentiss, Prince, Rice, A Sanborn, M G Shaw, P Shaw, Smart, Spring, E Stevens, Talbot, Thomas, Thomes, Watts, Webb, Webster, Wilson, Woodcock.

The bill was assigned for tomorrow for a third reading,

Bill an act to set off the town of Whitefield, from the county of Lincoln, and annex the same to the county of Kennebec. This bill was taken up and tomorrow assigned for its consideration.

On motion of Mr Watts of Thomaston the House adjourned.

Attest George. M. Wilcox Clerk.

Prayer by the Rev. Mr. Tappan of Augusta.

The journal of Yesterday was read and approved.

Bill an act additional to chapter Eighty-six of the Revised Statutes relating to trustee process.

Bill an act to regulate the taking of fish on the Coast of Maine.

...

Bill an act to change the place of holding the June term of the Supreme Judicial Court in the county of York.

Bill an act to encourage Manufactures

Resolve in favor of John F. Stevens.

The foregoing bills having each had three several readings and the resolve having had two readings and the bills and resolve been severally passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted, the resolve was finally passed and they were signed by the Speaker and sent to the Senate.

Bill an act relating to embezzlement. On motion of Mr Dow of Portland the House reconsidered the vote whereby it committed this bill to the committee on Mercantile Affairs and Insurance and the bill being pending its passage to be enacted; the House refused to pass the bill to be enacted.

Adjourned until ten and one half o'clock P.M.

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Afternoon. Met according to adjournment.

Bill an act additional to chapter forty seven of the revised Statutes relating to banks and banking was taken from the table, read the third time and passed to be engrossed in concurrence.

Bill an act to define the liability of Mill Owners.

Bill an act for the assessment of a State tax for the Year One thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents. The above bills having severally had three readings & been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, they were severally passed to be enacted signed by the Speaker and sent to the Senate.

...

Mr Clough from the Committee on State Lands & State Roads reported leave to withdraw on petition of Joseph Blake 2nd. and leave to withdraw on petition of John A Peters. The same Committee reported leave to withdraw on petitions of Simeon Ayer 2d. and N A Vaughan 2nd.. Reports accepted. Sent to Senate.

...

Mr Prentiss from the Joint Special Committee on so much of the Governors address as relates to retrenchment and economy reported a bill entitled an act to reduce the pay paid by the State for the maine reports

Mr Perkins from the Committee on Claims on bill of E Roberts & the Eastern Times reported a resolve in favor of Proprietors of the Northern Tribune.

Mr Prentiss from the Committee on State Lands and

State Roads on petition of Joshua Folsom duly reported a resolve locating and designating certain townships for settlement. The foregoing reports were severally read and accepted, the bills read twice each, the resolves read once each, and tomorrow assigned for the third reading of the bill and the second reading of the resolves.

Report of the Committee on Mercantile Affairs and Insurance on petition of Timothy B Grant duly reporting a bill Entitled an act to incorporate the Boston and Maine Granite, Slate and Lumbering Company.

Report of the Committee on Education on petition of Selectmen of Fairfield reporting a bill entitled an act to make valid the doings of the town of Fairfield

Report of the Committee on the Judiciary on Bill an act relating to the sale and forfeiture of real estate of non residents and persons continuing for non payment of taxes in the Town of Kingsbury in the county of Piscataquis, reporting the bill and that it ought to pass.

Report of the Committee on Mercantile Affairs and Insurance on petition of William Arnold duly reporting a bill Entitled an act to incorporate the Bangor Kerosene Oil Company.

Report of same Committee on Bill an act to incorporate the Miscanct Gas Light Company reporting the bill and that it ought to pass. The above reports were severally accepted in concurrence. Bills each read twice and tomorrow assigned for their third reading

Mr Cushing on so much of the Governors address as relates to Slavery reported a series of resolves Entitled. Resolves relating to Slavery, and also

resolves marked 1. 2 & 3. from the minority of said com-
mittee entitled Resolves relating to the institution of
Slavery. They were laid on the table and on motion
of Mr Cushing 350 copies of the resolves ordered to be
printed for the use of the Legislature.

Bill an act to establish a Municipal Court in the
Town of Lewiston in the County of Androscoggin, came
from the Senate recommitted to the Judiciary Committee
Recommitted in Concurrence,

Report of the Committee on Interior Waters reporting
finally and asking to be discharged,

Report of the Committee on the Judiciary reporting leg-
islation inexpedient on order relating to amending
Section 28 of Chapter 11 of the revised Statutes The
above reports were read and accepted in Concurrence.

Bill an act to amend the thirty sixth section of
chapter Eighteen of the revised statutes relating to
Ways, was read the third time, passed to be engrossed
and sent to the Senate,

Bill an act to aid the Aroostook Railroad
Company, increase the value and promote the
Sale and settlement of the public lands. This
bill was taken from the table, the question being
upon reconsidering the vote whereby the House
refused to pass the bill to be engrossed, when Mason of
Oxford moved and the House ordered the question
to be taken by Yeas and Nays and being so taken
the House refused to reconsider the vote by Yeas
65 Nays 74 as follows

Those who voted in the affirmative were
Messrs Abbott, Andrews, Balch, Bantin, Barrows,

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 Benjamin, Blaine, Brann, E Brown, S P. Brown Burbank, Chadwick, Clark, Cookson, S F Coombs, Carson Cushing, Cyr, Dunn, Eddy, Fish, Foster, Jared Fuller John Fuller, N Folsom, Gilbert, Goodrich, Greeley, Green Garney, Harding, Hobbs, Holmes, Horton, Hunter, N W Johnson, Joy, Laberee, Laughton, D T Libbey, J Libbey Lowell, McCrillis, Millett, Movers, Morrill, Nash Piper, Porter, Prentiss, Rice, Ridley, W Shaw, Smart, L P Smith, Sprague, Spring, Springer, E Stevens, Watts Webb, Webster Wells, Wilson Woodman

Those who voted in the negative were Messrs Baker, Bartlett, Bearce, Bishop, Blake, Blanchard Blunt, G H Brown, Bucknam, Butler, Carr, Carson Carter, Casey, Chadbourne, Churchill, Clough, Cobb, Cole, A Coombs, Darling, Day, Dunton, Estes, R B Fuller Garvin, Givin, Goodenow, Goodwin, Haines, Harmon Hasty, Hayford, Heal, W T Johnson, Jordan, King Lebroke, J S Libbey, Mason, McDaniel, McFarland Mitchell, Morse, Nickerson, Otis, Palmer, Parker Payson, Percival, A Perkins, S A Perkins, Pierce Pike, Prince, Rackliff, Rider, Robie, Robinson, Safford, A Sanborn, L Sanborn, Sinclair, Small, J Smith Stackpole, Storer, Swett, Talbot, Thomas, Thomes Whitehouse, Williams, Woodcock

The bill was sent to the Senate.

Bill an act additional concerning the Kennebec Log Driving Company. This bill being before the House on motion of Mr Prentiss of Bangor the House resolved itself into a committee of the whole and Mr Prentiss was appointed chairman. The bill was considered in committee of the whole and on motion of Mr Horton of Dexter the committee rose and the chairman reported progress. The bill being then before the House and the question being on its passage to be engrossed Mr Horton of Dexter moved the previous

question and the House seconded the motion, and the main question was ordered to be put now, and being put the bill was refused a passage to be engrossed. The bill was returned to the Senate.

Resolves providing for amendments to the Constitution, in relation to the meeting of the Legislature and the term of office of its members and of Governor and other State officers and the time of electing county officers. These resolves were taken up and on motion of Mr Prentiss of Bangor eleven o'clock tomorrow forenoon was fixed as the time for taking a vote on their final passages.

On motion of Mr Rider of Washington the House adjourned.

Attest George M. Wilcox Clerk.

LLMC DIGITAL

448. Friday April 1, 1859.

No chaplain present.

The journal of Yesterday was read and approved.

On motion of Mr Prentiss of Bangor it was ordered that no member of this House shall speak more than ten minutes at any one time nor more than twice upon any one subject unless by the unanimous consent of the House. Read and passed.

Bill an act to amend chapter six hundred and fifty one of the private and special laws relating to the consolidation of certain railroad corporations, By leave laid upon the table by Mr Stackpole of Waterville and under the rules lies over one day.

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition of the county commissioners of the county of Oxford, was read and accepted in concurrence.

Mr Johnson from the Committee on Division of Towns on petition of Samuel Little sub reported a bill entitled an act to set off certain territory from the town of Whitefield and annex the same to the town of Alna. Report accepted, bill read three times and laid on the Table.

Report of the committee on State Lands and State Roads reporting leave to withdraw on petition of Nathan Winslow.

Report of the Committee on Military Pensions reporting finally and asking to be discharged.

The above reports were severally accepted in concurrence.

LLMC DIGITAL

Bill an act to incorporate the Maine State Society for the 449
improving Forests.

Bill an act additional to an act to incorporate the Somerset and Kennebec Railroad Company, came from the Senate passed to be Engrossed, under the ~~Constitution~~ they lie over one day for a first reading.

On motion of Mr Fuller of Corinth a message was directed to be sent to the Governor requesting him to return to this House if the same is unsigned by him a resolve in favor of John F. Stevens, The clerk was charged with and conveyed the message. The resolve was subsequently returned by message from the Governor to the House.

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition on Charles Everett 2nds, and sundry other petitions asking for a Survey of a railroad route through the county of Piscataquis referred from the last Legislature was read and accepted in Concurrence

Report of the Joint Select Committee on so much of the Governors address, as relates to the voting in the Towns Settlements in the county of Aroostook reported a bill entitled an act to amend chapter four of the revised Statutes in relation to elections and plantations organized for election purposes, Report accepted in Concurrence, Bill read twice and tomorrow assigned for its third reading.

Report of the Committee on Mercantile Affairs and Insurance, on order relating to forming Mutual insurance Companies by laws reporting reference to the next Legislature, was read and accepted in Concurrence.

LLMC DIGITAL

450. Report of the committee on Military Pensions on petition of Arthur L. Grant reporting a resolve in favor of Arthur L. Grant, was accepted in concurrence. Resolve read once and this afternoon assigned for its second reading.

Mr Folsom from the Committee on State Lands and State Roads, on Resolve extending the time given in resolve approved March 15, 1858 for building mills in township number five, range thirteen in the county of Piscataquis, reported the resolve and that it ought to pass.

The same gentleman from the same committee on petition of Oliver Everett Sals reported a Resolve in aid of bridges on the road leading from Lily Bay to Chesuncook Lake, reported the resolve and that it ought to pass.

Mr Butler from the Judiciary Committee on Bill an act in relation to elections in cities reported the bill in a new draft and that it ought to pass.

Mr Pike from same committee on bill an act to establish a municipal court in the town of Lewiston in the county of Androscoggin reported the bill in a new draft and that it ought to pass. The above reports were severally read and accepted, the resolves each read once and the bills each read twice, and this afternoon assigned for the second reading of the resolves and the third reading of the bills.

Bill an act relating to evidence in courts By leave laid on the table by Mr McCrillis of Bangor, and under the rules lies over one day, for a first reading — The bill was laid on the table,

LLMC DIGITAL

Bill an act relating to embezzlements came from the Senate that branch nonconcurring with the House in refusing a passage of the bill to be enacted and proposing a conference of the two Houses and appointing Messrs Carlton, O'Brien and McClusky as conferees on the part of the Senate, The House agreed to the proposition for a conference and appointed Messrs McCrillis of Bangor, Wells of Freeport and Butler of Portland as conferees on the part of the House.

Mr Prentiss from the committee on State Lands and State Roads on petition of Alfred Cushman et al. and on order in relation to state lands, reported a resolve authorizing the Land Agent to sell certain blocks of land in townships selected for settlement. Report accepted, resolve read once and on motion of Mr Cushing of Frankfort laid on the table.

The same gentleman from the same committee on the subject of granting permits to cut timber on the public lands reported a resolve authorizing the Land Agent to grant permits on certain townships Report accepted, resolve read once and on motion of Mr Fish of Patten laid upon the table.

Bill an act regulating the changes of text-books in public schools; came from the Senate indefinitely postponed. The House voted to insist on the vote whereby it passed the bill to be engrossed and proposed a conference of the two Houses and appointed Messrs Burbank of Lewiston, Barrows of Fryeburg, and Smith of Buckfield as conferees on the part of the House. The bill was returned to the Senate.

Bill an act additional to an act creating the Norway Village Corporation.

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452 Bill an act in relation to the auditing and settlement of accounts and claims against the State

Bill an act to incorporate the Trustees of Harpswell Academy

Bill an act to make valid the proceedings of Drew and Webster plantations

Bill an act to increase the salary of the County attorney for the county of Piscataquis.

Bill an act in relation to reviews.

Bill an act giving further remedy against attorneys

Bill an act in relation to the competency of witnesses

Bill an act providing for the distribution of the annual school blanks and registers.

Resolve in favor of Penobscot indians

Resolve in favor of Thomas Webb.

Resolve providing for the erection of a gun house in Kittery

Resolve in favor of sundry persons for guarding jail of Cumberland County in the Year Eighteen hundred & fifty six

The above bills having each had three several readings and the resolves each read twice and bills and resolves severally been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted the resolves severally finally passed and the bills and resolves were severally signed by the Speaker and sent to the Senate.

LLMC DIGITAL

Mr Robie from the committee on Division of Towns reported finally and asked to be discharged. Report accepted and sent to the Senate.

Resolves providing for amendments to the Constitution in relation to the meeting of the Legislature and the term of office of its members and of Governor and other state officers and the time of electing county officers. At eleven o clock that being the time assigned the House proceeded to vote on the question of giving these resolves a final passage, and the question being taken by Yeas and Nays, the resolves were refused a final passage by Yeas 78. Nays 57 not being the constitutional majority.

Those who voted in the affirmative were Messrs Abbott, Baker, Banton, Bartlett Blake, Blanchard, E Brown, G H Brown, S P Brown, Bucknam, Burbank, Carr, Carson, Carter, Carey, Chadbourne Chadwick, Clough, Cobb, Cole, Cookson, A Coombs, S F. Coombs, Corson, Darling, Dunton, Eddy, John Fuller, L H Folsom, N Folsom, Givin, Gurney, Harmon, Hasty, Hayford, Heal, Hill, Hobbs, Holmes, N W Johnson, Joy, Laberee, Laughton, Lebroke, McDaniel, McFarland Movers, Morse, Nash, Nickerson, Otis, Palmer, Parker, Percival, A Perkins, S A Perkins, Prentiss, Rackliff Rice, Rider, Ridley, Safford, M G Shaw, Smart, J Smith L P Smith, Sprague, Spring, Stackpole, E Stevens, Talbot, Thomes, Watts, Webb, Webster, Wells, Whitehouse, Woodcock.

Those who voted in the negative were Messrs Andrews, Balch, Barrows, Bearce, Benjamin, Bishop, Blaine, Butler, Butts, Churchill, Clark, Cushing, Cyr, Day, Dow, Dunn, Estes, Fish Foster, Jared Fuller, R B Fuller, Garvin, Gilbert, Goodenow, Goodrich, Greeley, Green, Haines, Harding, Hunter W T Johnson, Jordan, King, D T Libbey, J Libbey, J S Libbey

 Lowell Mc Crillis, Mitchell, Payson, Philbrook Pierce, Pike, Piper, Porter, Prince, Robinson, A Sanborn, W Shaw, Sinclair, Small, Storer, Swett Walker, Williams, Wilson, Woodman.

The resolves were sent to the Senate.

Bill an act for the furnishing pure fresh water at Getchell's corner. The House reconsidered the vote whereby it indefinitely postponed this bill.

Bill an act to incorporate the Wiscasset Gas Light Company

Bill an act relating to the sale and forfeiture of real estate of non residents and persons unknown for non payment of taxes in the town of Kingsbury in the county of Piscataquis.

Bill an act to make valid the doings of the town of Fairfield.

Bill an act relating to drainage.

Bill an act to incorporate the Bangor Kerosene oil Company.

Bill an act to prevent the destruction of pickerel in the Garvin pond and so much of the Great East pond and Horn pond as lies in the town of Acton and State of Maine.

Bill an act to incorporate the Boston and Maine Granite, Slate and Lumbering Company.

Resolve in favor of the town of Blanchard amended in concurrence as per sheet A.

Resolve to extend the provisions of a resolve approved March 27, 1858, entitled a resolve in favor of the East Maine Conference Seminary.

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The foregoing bills having severally had three readings and the resolves each one, the bills and resolves were severally passed to be engrossed in concurrence.

Bill an act to set off the town of Whitefield from the County of Lincoln and annex the same to the County of Kennebec, was read the third time and on motion of Mr Watts of Thomaston the bill was indefinitely postponed and sent to the Senate.

Mr Prentiss from the committee on State Lands and State Roads, reported finally and asked to be discharged Report accepted and sent to the Senate.

Bill an act relating to attachment of mortgaged, leased property.

Bill an act additional to Chapter seventy of the revised Statutes concerning assignments

Resolve in aid of the road from the north line of Moscow to the Canada line

Bill an act additional to chapter seventy one of the revised statutes relating to reporter of judicial decisions

Resolve in favor of Proprietors of the Northern Tribune

Resolve in aid of building a bridge over the Passadumkeag river in township number one north Division in the county of Penobscot.

Resolve for the repair of the road in Dedham township

Resolve in aid of the road from Salem to south branch of Dead river

Resolve in aid of roads and Bridges in the County of Aroostook

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456. Resolve in aid of the road leading from Kingsbury's Mills to Blanchard Mills.

Resolve locating and designating certain townships for settlement.

The foregoing bills were each read the third time and the resolves were each read the second time and the bills and resolves were severally passed to be engrossed and sent to the Senate.

Resolve in favor of John F. Stevens, returned to this House by the Governor, was on motion of Mr Fuller of Corinth sent to the Senate.

Bill an act in relation to the State valuation was taken from the table on motion of Mr Webb of Gardiner who moved to amend the bill as per sheet A. On motion of Mr Dow of Portland the bill was laid upon the table.

On motion of Mr Butler of Portland it was ordered that when this House adjourns this afternoon it adjourn to meet at seven o'clock this evening.

Resolve in favor of Silas P. Somes. This resolve was before the House on its final passage. Mr Burbank of Lewiston moved the indefinite postponement of the resolve. Mr Dunn of Portland moved the previous question and the House seconded the motion and the main question was ordered to be put now. The main question being on the final passage it was so passed, having been passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed, it was signed by the Speaker and sent to the Senate.

Adjourned until half past two o'clock this afternoon.

Afternoon. Met according to adjournment.

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Resolves providing for amendments to the Constitution so as to abolish the Council and provide for a State Auditor By leave laid upon the table by Mr Prentiss of Bangor Rules suspended, Resolves read once. Mr Gillett of Bath, moved to suspend the rules and give the resolves a second reading now, and on this motion he moved and the House seconded the motion for the previous question On motion of Mr Prentiss of Bangor the whole subject was laid on the table.

Mr Barrows from the committee on Education on petition of Henrie Dionne Sals. reported a Resolve for the support of schools, in Madawaska plantation Report accepted Resolve read once and tomorrow assigned for its second reading.

Bill an act to reduce the price paid by the State for the Maine Reports. This bill was read the third time and put upon its passage to be engrossed. Mr Prentiss of Bangor moved and the House ordered the question to be taken by Yeas and Nays and being so taken the bill was passed to be engrossed by Yeas, 68 Nays 34 as follows.

Those who voted in the affirmative were Messrs, Abbott, Baker, Banton, Bishop, Blake, Blanchard,* G H Brown, Butts, Carr, Carson, Carter, Carey, Chadwick, Chadbourne, Churchill, Clark, Cobb, Cole, Cookson, A Coombs, Corson, Dunton, Eddy, R B, Fuller, N Folsom, Garvin, Gwin, Gurney, Haines, Harding, Harmon, Hasty, Hill, Holmes, Horton, N W, Johnson, Jordan, Laberce, J Libbey, Lowell, McDaniel, Mitchell, Morse, Nash, Nickerson, Parker, A Perkins, Pierce, Piper, Prentiss, Prince, Rackliff, A Sanborn, M G Shaw, W Shaw, J Smith, L P Smith, Spring, E Stevens, Storer, Swett, Thomas, Watts, Webster, Williams, Wilson, Woodcock, Woodman,

458. Those who voted in the negative were Messrs Andrews, Barrows, Benjamin, Blaine, S P Brown, Burbank, Butler, Carr, Clough, Day, Dunn, Estes, Fish, L H, Folsom, Gilbert, Goodenow, Goodrich, Greeley, Heal Hobbs, W T Johnson, Laughton, D T Libbey, Mooers, Merrill, Otis, Percival, Philbrook, Porter, Rider, Ridley Robie, Robinson, Stackpole, Whitehouse

The foregoing bill was sent to the Senate,

Bill an act to change the names of certain persons,

Resolve in favor of the school fund of the town of Littleton,

The foregoing bill having had three several readings and the resolve two readings and each been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bill was passed to be enacted, the resolve was finally passed and they were signed by the Speaker and sent to the Senate,

Bill an act to establish a municipal Court in the town of Lewiston in the county of Androscoggin. was read the third time amended as per sheet A on motion of Mr Burbank of Lewiston and as amended passed to be engrossed and sent to the Senate,

Bill an act to establish a Court of Common Pleas,

Bill an act to modify and limit the Jurisdiction of the Supreme Judicial Court, The two above bills were taken from the table on motion of Mr Butler of Portland and they were referred to the next Legislature and sent to the Senate,

Resolve for the publication and distribution of the State map, Reported by the Committee on Education in the

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Senate. This report came from the Senate having been read and accepted and the resolve amended as per Sheets A. B & C. and as amended indefinitely postponed. The report was accepted in concurrence & resolve amended in concurrence, and, the rules being suspended, was read thrice and passed to be engrossed and sent to the Senate.

Bill an act additional concerning the Kennebec Log Driving company, came from the Senate that branch insisting on the vote whereby it passed the bill to be engrossed. The House receded from the vote whereby it refused the bill to the next Legislature and passed the bill to be engrossed in concurrence

Bill an act additional to an act to increase the capital stock of the Long Reach Bank approved March 22. 1859. Was taken from the table by Mr Gilbert of Bath and on his motion the rules were suspended the bill read three times and passed to be engrossed and sent to the Senate.

Bill an act to set off certain territory from the town of Whitefield and annex the same to the town of Alna, was taken from the table on motion of Mr Robinson of Alna read the third time and on motion of Mr Lawrence of Whitefield the bill was indefinitely postponed. Sent to the Senate.

Bill an act to change the time of holding the April term of the Supreme Judicial Court for the County of York. Was taken from the table by Mr Goodenow of Alfred and on his motion the rules were suspended, the bill was read three several times, reported by the Committee on Bills in the Third Reading and passed to be engrossed and sent to the Senate.

LLMC DIGITAL

460. Bill an act to restore the franchises of the Kennebec Dam Company, and to protect the aquatic and piscatorial rights in and upon the Kennebec river. By leave laid on the table by Mr Gilbert of Bath. Read once and refused a second reading.

Bill an act to regulate the fisheries in the Kennebec river and to re establish the supremacy of justices relating to the same. By leave laid on the table by Mr Gilbert of Bath, and lies over under the rules.

Bill an act additional to chapter ten of the revised statutes relating to the militia was taken from the table on motion of Mr Dunn of Portland and ten o'clock A M was assigned for its consideration

Bill an act to regulate the compensation of the members of the Senate and House of Representatives was amended as per sheets A. B & C. read the third time and passed to be engrossed. Sent to the Senate.

Report of the Committee on Mercantile Affairs and Insurance on petition of Jedediah Jewett and others for an insolvent law reporting leave to the next Legislature was accepted in concurrence.

Adjourned to seven o'clock P.M. Evening. Met according to adjournment.

The Speaker was absent. The Clerk presided at the choice of Speaker pro tem. On motion of Prentiss of Bangor, Washington Gilbert Esq of Bath was elected Speaker pro tem.

Resolves relating to Slavery, were taken up, read twice and pending their passage to be engrossed — On motion of Mr Wells of Freeport the House adjourned

Attest George M. Wilcox Clerk.

LLMC DIGITAL

Saturday April 2, 1859.

Prayer by the Rev Mr Armitage of Augusta.

The journal of Yesterday was read and approved.

A message was sent to the Senate by Mr Robie of Gorham informing that branch, that in the absence of the Speaker, the House had elected Washington Gilbert Esq of Bath as Speaker pro tem. A similar message was sent to the Governor and Council by Mr Burbank of Lewiston. Those gentlemen subsequently reported that they had discharged the duty assigned them.

Resolve in favor of the Portland Society of Natural History, was taken from the table, the House refused to reconsider the vote whereby it passed to be engrossed the Resolve to be engrossed

...

Bill an act in relation to the collection of taxes in the town of Unity, was taken from the table and the House voted to adhere to its vote indefinitely postponing the bill The bill was returned to the Senate.

Bill an act to regulate the fisheries in the Kennebec river and to re establish the supremacy of justices relating to the same, was amended in the title by striking out therefrom all after the word "river"

Resolve in favor of the temporary clerks employed in the office of the Secretary of State.

Resolve for the payment of additional Roll of accounts number 39. Reported by Mr Philbrook from the Committee on accounts Report accepted The rules were suspended the several bills was read three times. the resolves

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462 read twice each and passed to be engrossed and sent to the Senate—

Report of the committee on Education reporting reference to the next Legislature an order relating to surplus revenue of Madamaska plantation, was accepted in concurrence.

Bill an act to suspend the powers and duties of the Inspectors of the State Prison was read the third time and passed to be engrossed, sent to the Senate.

Bill an act to amend chapter four of the revised statutes in relation to elections and plantations organized for election purposes, was read the third time and passed to be engrossed in concurrence.

Bill an act additional to chapter ten of the revised statutes relating to the militia. On motion of Mr Dunn of Portland the House reconsidered the vote whereby it assigned ten o'clock this day for the consideration of this bill and assigned twelve o'clock at noon for that purpose.

Resolves commendatory of the map of northern Maine prepared by Luther A Eaton. By leave laid on the table by Mr Estes of Trenton, Rules suspended, resolves read three times passed to be engrossed and sent to the Senate.

On motion of Mr Estes of Trenton it was ordered that no member shall speak on any question before the House more than five minutes at one time without the unanimous leave of the House.

Resolves providing for amendments to the constitution so as to abolish the Council and provide for a State Auditor were taken up and put upon their

final passage, and the Yeas and Nays being taken they were finally passed by Yeas 91. Nays 32. as follows.

Those who voted in the affirmative were Messrs Abbott, Balch, Bantin, Barnes, Bean, Bishop, Blake, Blanchard, Blunt, Brann, E Brown, G W Brown, S P. Brown, Buckman, Butts, Carr, Carson, Casey, Chadbourne, Chadwick, Churchill, Clark, Cobb, Cole, Cookson, Cram, Darling, Day, Dow, Dunton, Eddy, Estes, Fish, John Fuller, L H Folsom, S Folsom, Gibbs, Giles, Goodrich, Green, Gurney, Haines, Harding, Harmon, Hasty, Hayford, Hill, Hobbs, Holmes, Horton, Hunter, A W Johnson, Jos. Labree, Laughton, J Libbey, J S Libbey, Lowell, Mc Daniel, Mc Farland, Moore, Nickerson, Palmer, Percival, A Perkins, S A Perkins, Pike, Piper, Prentiss, Racklif, Robie, Robinson, M T Shaw, W Shaw, Small, Smart, L P Smith, Sprague, Spring, Starr, Swett, Talbot, Thomas, Walker, Watts, Webb, Webster, Wells, Wilson, Woodcock, Woodman,

Those who voted in the negative were Messrs 29. Andrews, Baker, Benjamin, Blaine, Burbank, Butler, Carter, Cushing, Dunn Jared Fuller, Garvin Gilbert, Goodenow, Greely, Head, W J Johnson, D. J. Libbey, McCrillis, Mitchell, Morrill, Otis, Parker Payson, Pierce, Porter, Prince, Rice, Ridlon, J Smith, Stackpole, Whitehouse, Williams, . and the resolves were sent to the Senate, .

Bill an act relating to evidence in courts was read twice and this afternoon assigned for its third reading.

Bill an act to aid the Aroostook Railroad Company, increase the value and promote the sale and settlement of the public lands. This bill came from the Senate amended by striking out all after the enacting clause and adopting the first seven sections of the House amendments and further amending by adding

...

 four new sections numbered 8, 9, 10, 11, and as amended passed to be engrossed. The House receded from the vote whereby it refused the bill a passage to be engrossed amended the bill in concurrence, further amended the bill as per sheet K, and as amended the bill being on its passage to be engrossed. the House ordered the Yeas and Nays and being taken the bill was passed to be engrossed by Yeas 122 Nays 5 as follows,

Those who voted in the affirmative were Messrs Abbott, Andrews, Baker, Balch, Banton, Barrows, Bearce, Benjamin, Bishop, Blaine, Blake, Blanchard, Blunt, Braun, E Brown, S P Brown, Burbank, Butler, Butts, Carr, Carson, Carter, Carey, Chadbourne, Chadwick, Churchill, Clark, Cobb, Cole, Cookson, S F Coombs, Corson, Cushing, Darling, Day, Dow, Dunn, Dunton, Eddy, Estes, Fish, Foster, Jared Fuller, John Fuller, R B Fuller, N Folsom, Garvin, Gibbs, Gilbert, Givin, Goodenow, Goodrich, Greeley, Green, Gurney, Haines, Harmon, Hayford, Heal, Hill, Hobbs, Holmes, Horton, Hunter, N W Johnson, W T Johnson, Jordan, Joy, King, Laberee, Lebroke, Laughton, D T Libbey, J Libbey, Lowell, Mc Crillis, Mc Daniel, Mc Farland, Mitchell, Movers, Merrill, Nash, Nickerson, Otis, Payson, Percival, A Perkins, S A Perkins, Philbrook, Pierce, Pike, Piper, Porter, Prentiss, Rackliff, Rice, Ridley, Robie, Robinson, W Shaw, Sinclair, Smart, J Smith, L P Smith, Sprague, Stackpole, E Stevens, Storer, Swett, Talbot, Thomas, Thomes, Walker, Watts, Webb, Webster, Wells, Whitehouse, Williams, Wilson, Woodcock, Woodman,

Those who voted in the negative were Messrs G H Brown, Buckman, Palmer, Parker, M G Shaw,

On motion of Mr Pike of Calais it was ordered that a message be sent to the Senate requesting the return of a resolve appropriating six hundred dollars for a gun house in Kittery. The clerk was charged with and conveyed the message.

On motion of Mr Pierce of Kittery a message was ordered to be sent to the Senate recalling the foregoing message The clerk was charged with and conveyed the message.

Bill an act to authorize the City of Bangor to aid in the construction of the Newport Railroad. By leave laid on the table by Mr McCobbs of Bangor, Rules suspended bill read twice and this afternoon assigned for a third reading

Report of the Committee on Mercantile Affairs and Insurance on Bill an act to amend Chapter forty nine of the revised Statutes respecting the bird and that it ought to pass. Report accepted in concurrence bill read twice and this afternoon assigned for its third reading.

Bill an act to incorporate the Maine State Society for improving Horses.

Bill an act to incorporate the American Telegraph Company. Rules suspended.

Bill an act relating to witnesses and Evidence

Resolve in favor of Arthur L Grant.

Resolve in relation to the State Prison. Rules suspended.

The above bills having had three readings each and the resolves having had two readings each, they were severally passed to be engrossed in concurrence.

Report of the Committee on Railroads Ways and Bridges respecting leave to withdraw on petition of George C. Getchell &als, was taken up and on motion of Mr Stackpole of Waterville it was referred to the next Legislature. Sent up for concurrence.

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466. Bill an act to enable certain railroad corporations to unite and form a trunk line of railway across the State of Maine. Laid on the table by Mr Gilbert of Bath and under the rules lies over one day.

Bill an act relating to the Reform School, was read the third time and laid on the table.

Resolves providing for a state valuation came from the senate amended. On motion of Mr Pike of Calais they were laid upon the table.

Resolve in favor of Washington Gilbert. rules suspended.

Resolve in aid of bridges on the road leading from Lily Bay to Chesuncook lake.

Resolve extending the time given in resolves approved March 15, 1858 for building mills in township No 5 range 13 in the county of Piscataquis

Bill an act in relation to a distribution of the State School funds.

Bill an act in relation to elections in cities

Bill an act to amend chapter sixty four of the revised statutes concerning embezzlements of property of deceased persons. The above bills were severally read three times, the resolves severally read twice and each passed to be engrossed and sent to the senate.

Minority report of the committee on Division of Towns on petition of A W Cummings & als reporting a bill entitled an act to set off certain territory from the town of Manchester and annex the same to the

city of Hallowell was accepted in concurrence Bill read once and indefinitely postponed in concurrence.

Mr Philbrook from the committee on Accounts reported reference to the next Legislature on claims of the towns of Bradley, Burlington and Crawford.

Mr Perkins from the Committee on Claims reported reference to the next Legislature on petition of L Cormier & als

The Committee on the Library reported reference to the next Legislature of J L Child & also reported finally.

Mr Perkins from the Committee on Claims reported finally and asked to be discharged. The above reports were severally read & accepted and sent to the Senate.

Report of the Committee on the Insane Hospital reporting finally and asking to be discharged.

Report of the Committee on State Lands and State Roads reporting leave to withdraw on petition of Reim Cyr & als.

Report of the Committee on Education reporting finally and asking to be discharged. The above reports were severally read and accepted in concurrence.

Resolve in favor of John F Stevens, came from the Senate amended as per sheet B and as amended passed to be engrossed. The House receded from its vote concurred in the Senate amendment and as amended passed the resolve to be engrossed in concurrence.

Bill an act to incorporate the town of Lyndon, being on its passage to be enacted was laid on the table.

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 Bill an act to make valid the doings of the town of Fairfield.

Bill an act to set off a part of the town of Alexander and annex the same to the town of Crawfords.

Bill an act to enable the town of Cumberland to accept the bequests made to said town by the late Eliphalet Greeley in his last will and to carry out the purposes thereof.

Bill an act to incorporate the Boston and Maine Granite, Slate and Lumbering Company.

Bill an act additional to chapter forty seven of the revised statutes relating to banks and banking

Bill an act to set off certain territory from the town of Leeds and annex the same to the town of Wayne.

Bill an act to set off certain described lands owned by Owen Irish, from the town of Canton and annex the same to Peru.

Bill an act to incorporate the Bangor Kerosene Oil Company.

Resolve to extend the provisions of a resolve approved March 27, 1858 entitled a resolve in favor of the East Maine Conference Seminary.

Resolve in relation to the State Prison.

Resolve in favor of the town of Blanchard.

The foregoing bills having each had three readings and the resolves having had two readings each, and the bills and resolves been

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severally passed to be Engrossed and reported by the Committee on Engrossed Bills as truly and strictly Engrossed, the bills were severally passed to be enacted the resolves were severally finally passed, and they were signed by the Speaker and sent to the Senate.

Adjourned until half past ten o'clock this afternoon.

Afternoon. Met according to adjournment

Bill an act additional to chapter 111 of the revised statutes relating to the Militia, was read the third time and on motion of Mr Thomas of Harrison the bill was indefinitely postponed & sent to the Senate.

Report of the Committee on Railroads Ways and Bridges reporting reference to the next Legislature on petition of Charles R Miller and others and an bill an act to incorporate the Penobscot and St Croix Railroad Company was taken up and the report accepted and the bill referred to the next Legislature, and sent to the Senate.

Bill an act in relation to a State valuation, and

Bill an act authorizing the Judges of Probate to appoint Commissioners in certain cases, were read the third time and passed to be Engrossed and sent up for concurrence.

Resolves to provide for a State valuation, came from the Senate amended as per sheets marked 1. 2. 3. 4. 5. 6. 7 & 8. and as amended passed to be engrossed The House receded from its vote refusing a passage of the resolves, to be engrossed, as amended the Senate, in concurrence and as amended refused to pass the Resolves to be Engrossed, Sent to the Senate.

LLMC DIGITAL

470. Bill an act to incorporate the Benton Bridge Company.

Bill an act relating to drainage.

Bill an act relating to witness and evidence.

Resolve in favor of John A Stevens

Resolve in favor of John McCluskey

Bill an act relating to the sale and forfeiture of real estate of non residents and persons unknown for non payment of taxes in the town of Kingsbury in the county of Piscataquis

Bill an act additional concerning the Kennebec Log Driving Company.

Resolve in favor of the temporary clerks employed in the office of the Secretary of State.

The foregoing bills having severally had three readings and the foregoing Bill reading each and bills and resolves severally been passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted the resolves each finally passed and they were signed by the Speaker and sent to the Senate.

Bill an act additional to chapter forty of the revised statutes relating to the taking of fish, was on its passage to be enacted, On motion of the Senate it was laid upon the table to be referred to the next Legislature and sent to the Senate.

Bill an act to amend an act entitled an act to reduce the capital stock and amend the charter

of the Northern Bank approved March 29, 1859. 471.
came from the Senate passed to be engrossed.

Resolve in favor of Elijah L Hamlin, came from the Senate passed to be engrossed. The rules were suspended the foregoing bill was read three times the resolve read twice and they were passed to be engrossed in concurrence.

Resolve for the promotion of the occupation and settlement of the public lands. Read once and indefinitely postponed. Sent to the Senate.

Bill an act additional to an act to incorporate the Somerset and Kennebec Railroad Company, was taken from the table read once and on motion of Mr Porter of Lowell it was laid on the table

Bill an act regulating the change of text books in public schools, came from the Senate, that branch adhering to the vote whereby it indefinitely postponed the bill. The House voted to adhere to the vote whereby it passed to be engrossed.

Bill an act giving salaries to the subordinate officers of the Senate and House of Representatives and prohibiting the expenditure of money for the publication of legislative journals was read the third time amended as per sheet A and as amended passed to be engrossed Sent to the Senate.

Report of the Committee on the Judiciary reporting finally and asking to be discharged.

Report of the Committee on Division of Counties reporting finally and asking to be discharged.

LLMC DIGITAL

472. The foregoing Resolves were accepted in concurrence.

Bill an act to incorporate the town of Dorchester

This bill came from the Senate that board adhering to the vote whereby it passed the bill to be engrossed as amended by Sheets #473. The House voted to adhere to the vote whereby it accepted amendment A and rejected Amendment B, and as amended passed the bill to be engrossed. The bill was sent to Senate.

Report of the Committee of Conference on the disagreeing vote of the two Houses on Bill an act establishing the salaries of the Judge of Probate and of the Register of Probate for the County of Piscataquis recommending the Senate and House adhere to their respective votes came from the Senate accepted. Read and accepted in concurrence.

Resolve for the support of Schools in Madawaska plantation

Bill an act to incorporate the Portland Terminal Co

The above bill was read twice and the bill was read three times, then severally passed to be engrossed and sent to the Senate.

Bill an act to amend chapter forty nine of the Revised Statutes was read the third time and passed to be engrossed in concurrence.

On motion of the Hall of Freeport it was ordered that when this House adjourn it adjourn until Seven o'clock this evening.

Bill an act relating to evidence in Courts, was read the third time and on motion of Mr Healy it was indefinitely postponed and sent to the Senate.

LLMC DIGITAL

The committee of Conference on the disagreeing vote on Bill an act to incorporate the town of Presque Isle reported the bill and recommended the amendment of the bill further as per amendment B. The report came from the Senate accepted and the bill passed to be engrossed. Report accepted in concurrence and bill passed to be engrossed in concurrence.

Resolves in relation to the share of Maine of the Massachusetts Militia claim against the government of the United States. By leave laid on the table by Mr Pike of Calais. Rules suspended resolve read twice and passed to be engrossed. Sent to the Senate

Mr Butler from the Judiciary Committee on petition of Bion Bradbury sals reported a bill entitled an act to prevent delay in the decision of questions of law. Report accepted. rules suspended. bill read three times and passed to be engrossed. Sent up for concurrence.

Bill an act to amend chapter one hundred and seven of the revised statutes relating to depositions came from the senate indefinitely postponed. The House voted to insist on the vote whereby it passed the bill to be engrossed. The bill was returned to the senate.

Bill an act for the appointment of trial justices was amended as per sheet A. read three times & passed to be engrossed. Sent to the senate.

Bill an act to authorize the city of Bangor to aid in the construction of the Aroostook Railroad was read the third time and laid on the table.

Resolves to facilitate emigration to Aroostook

LLMC DIGITAL

1774 County were on motion of Mr Grant of Camden
referred to the next Legislature. Sent to the Senate.

Bill an act to set off certain territory from the town
of Chelsea and annex the same to the town of Pitts-
ton. was read the third time and indefinitely
postponed. Sent to the Senate.

Adjourned until seven o'clock this Evening

Seven o'clock P.M. Met according to adjournment

The Speaker being absent the clerk presided during
the election of a Speaker pro tem.

On motion of Mr. Wells of Freeport it was ordered
that in the absence of the Speaker James G. Blaine
Esq of Augusta be elected Speaker pro tem.

On motion of Mr Dow of Portland it was ordered
that when this House adjourns it adjourn to meet on Monday
morning next at six o'clock.

Bill an act to incorporate the town of Dorchester. The
House receded from its vote adhering to the vote
passing the bill to be engrossed amended the bill
as per sheet 13 & C. and as amended passed the bill
to be engrossed Sent to the Senate.

Resolve in favor of Maine Medical School, came
from the Senate amended as per sheet 13, and as
amended passed to be engrossed. The resolve was
amended in concurrence and as amended passed
to be engrossed in concurrence.

Mr Wells of Freeport was excused with and answered

LLMC DIGITAL

a message to the Senate, that the House had in the absence of the Speaker elected James G. Blaine Esq of Augusta as Speaker pro tem.

Bill an act to authorize the city of Bangor to aid in the construction of the Aroostook Railroad was read the third time, passed to be engrossed sent to the Senate.

Resolves relating to Slavery, were taken up and considered and on motion of Mr Pike of Calais they were laid upon the table.

Bill an act additional to chapter forty of the revised statutes relating to the taking of fish, came from the Senate, that Branch insisting on the vote by which it passed the bill to be engrossed. The House voted to adhere to the vote whereby it refused the bill to the next Legislature. Sent to the Senate.

Resolve for the promotion of the occupation and settlement of the public lands, came from the Senate that branch insisting on its vote passing the resolve to be engrossed. The House voted to adhere to the vote whereby it indefinitely postponed the resolve. Sent to the Senate.

...

Resolves to provide for a State valuation, came from the Senate, that branch insisting on its vote passing the resolves to be engrossed, and proposing a conference of the two Houses, The House agreed to the proposition and appointed Messrs Smart of Camden, Pike of Calais, & Rice of Hampden as conferees on the part of the House.

Resolve in favor of the Portland Society of Natural History came from the Senate passed to be engrossed

476. The House voted to adhere to its vote whereby it indefinitely postponed the resolve. Sent to Senate.

Bill an act relating to the Reform School was amended by striking out section six and as amended passed to be engrossed. Sent to the Senate.

Bill an act relating to lien claims upon buildings came from the Senate passed to be engrossed. Read twice and indefinitely postponed. Sent to the Senate.

Resolve in relation to the share of Maine of the Massachusetts militia claim against the government of the United States.

Resolve in favor of the Maine Medical School.

Resolve for the payment of additional Roll of Accounts No 39. The above entries having each been twice read once passed to be engrossed and respected by the committee on Engrossed Bills as truly and strictly engrossed. They were severally finally passed. Signed by the Speaker and sent to Senate.

...

Bill an act to amend section one of Chapter seventy four of the revised statutes relating to the attestation of Wills was read the third time amended as per sheet A, and as amended, passed to be engrossed. Sent to the Senate.

Bill an act to regulate the compensation of the members of the Senate and House of Representatives came from the Senate amended as per sheet B, and passed to be engrossed The House receded from its vote passing the bill to be engrossed, amended the bill in concurrence with the Senate and as amended passed the bill to be engrossed, in concurrence.

LLMC DIGITAL

Resolve for the publication and distribution of the State map, came from the Senate, that branch had hering to its vote to indefinitely postpone the resolve. The House receded from the vote whereby it passed the resolve to be engrossed and indefinitely postponed the resolve in concurrence.

Report of the Committee on the Judiciary reporting legislation inexpedient on order relating to the fees of clerks of the Courts was taken from the table and accepted in concurrence.

Report of the Committee on Interior Waters reporting leave to withdraw on petition of John Lynch Sals, was taken up and on motion of Mr Butler of Portland it was referred to the next Legislature. Sent to the Senate.

Bill an act to amend section seven of chapter thirty of the revised statutes relating to bounty on wolves and bears was read the third time and indefinitely postponed. Sent to Senate.

Resolve authorizing the Land Agent to sell certain blocks of land in townships selected for settlement was read twice and passed to be engrossed. Sent to the Senate.

Resolve authorizing the Land Agent to grant permits on certain townships was read twice and referred to the next Legislature. Sent to the Senate.

Resolve in favor of Benjamin H Gilbreth was read twice and indefinitely postponed. Sent to the Senate.

Report of the Committee on Indian Affairs on memorial of J A Lee Sals,* reporting legislation inexpedient was taken up and accepted. The above report was sent to the Senate for concurrence.

LLMC DIGITAL

478. Report of the Judiciary Committee on order relating to fees of Registers of Deeds was taken up and accepted and sent to the Senate

Resolves relating to Slavery were amended on motion of Mr Lebroke of Foxcroft read twice and being on their passage to be engrossed. On motion of Mr Clark of Gray the House ordered the Yeas and Nays and being taken the resolves were passed to be engrossed by Yeas 78 Nays 28 as follows,

Those who voted in the affirmative were Messrs Abbott, Andrews, Baker, Banton, Barrows, Bearce, Benjamin, Blaine, Blake, Brann, E Brown, G H Brown, Bucknam, Burbank, Carey, Chadbourne, Chadwick, Cobb, Corson, Cushing, Day Dunton, Eddy, Estes, Jared Fuller, John Fuller, L H Folsom, N Folsom, Garvin, Gilbert, Givin, Goodman, Gurney, Haines, Harmon, Hayford, Heal, Hill, Hobbs, Holmes, Horton, N W Johnson, Jordan, Joy, Lebroke, Laughton, D T Libbey, Mc Crillis, McDaniel, McFarland, Mitchell, Nickerson, Otis, Parker, Percival, A Perkins, S A Perkins, Pike, Prentiss, Racklifff, Rice, Rider, Ridley, Robie, Robinson, W Shaw, Small, J Smith, L P Smith, Sprague, Stackpole, Thomas, Thomes, Wells, Whitehouse, Wilson, Woodman.

Those who voted in the negative were Messrs Balch, Bishop, Blunt, S P Brown, Butt, Churchill, Clark, Clough, Cole, Cookson, Fish, Gibbs, Goodrich, Greeley, Hasty, King, J S Libbey, Morrill, Pierce, Porter, M G Shaw, Sinclair, Spring, Storer, Talbot, Walker, Watts, Webster.

The resolves were sent to the Senate,

Resolve in favor of Marcellus L Foster was read the second time and passed to be engrossed and sent to the Senate for concurrence

LLMC DIGITAL

Resolves in favor of the acquisition of Cuba, were read twice and being before the House on a motion to indefinitely postpone them, the House ordered the question to be taken by Yeas and Nays and being taken the resolves were indefinitely postponed by Yeas 78 Nays 26 as follows.

Those who voted in the affirmative were Messrs Abbott, Andrews, Baker, Banton, Barrows Bearce, Benjamin, Blaine, Blake, Blunt, Brann E Brown, G H Brown, S P Brown, Bucknam, Burbank Carr, Carson, Carter, Carey, Chadbourne, Chadwick Cobb, Cole, Corson, Cushing, Darling, Day, Dunton Eddy, Estes, Foster, John Fuller, L H Folsom, L Folsom, Garvin, Givin, Gurney, Haines, Harmon Hayford, Heal, Hill, Hobbs, Holmes, Horton, N W Johnson, Jordan, Joy, Lebroke, Laughton, D T Libbey, Mc Farland, Mitchell, Nickerson, Otis, Percival, A Perkins, S A Perkins, Pike, Prentiss, Rackliff Rice, Rider, Ridley, Robinson, J Smith, L P Smith Sprague, Stackpole, Thomas, Thomes, Wells, White house, Williams, Wilson, Woodman,

Those who voted in the negative were Messrs Balch, Bishop, Butts, Churchill, Clark, Clough, Cookson, Fish, Gibbs, Goodrich, Greeley, Hasty J S Libbey, Merrill, Payson, Pierce, Porter, M G Shaw W Shaw, Sinclair, Spring, Storer, Talbot, Walker Watts, Webster, Sent to the Senate,

Resolves relating to the institution of slavery were read once and laid upon the table,

Bill an act relating to embezzlement Mr Wells from the Committee of Conference reported recommending the House to adhere to the vote whereby it passed the bill to be enacted. The report was accepted and bill returned to the Senate,

LLMC DIGITAL

480. Bill an act to incorporate the town of Lyndon- having had three readings and been passed to be engrossed and reported by the committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted, signed by the Speaker and sent to the Senate

Bill an act for the limitation of certain actions and to regulate proceedings therein.

Bill an act to amend the 11th section of Chapter 107 of the revised Statutes concerning depositions

Bill an act relating to lien claims upon buildings

Bill an act in relation to a distribution of the State School funds.

Bill an act to amend Chapter one hundred and fourteen of the revised statutes relating to duties payable by certain public officers.

The above bills were severally read the third time and each indefinitely postponed and sent to the Senate.

Bill an act to amend Chapter one hundred and thirteen of the revised Statutes relating to the relief of poor debtors was read the third time and passed to be engrossed and sent to the Senate for concurrence.

Resolves to provide for a state valuation came from the Senate, that branch adhering to its vote whereby it passed the resolves to be engrossed as amended, The House receded from its vote refusing the resolves a passage to be en-

LLMC DIGITAL

passed and concurred with the Senate in passing H 81, the resolves to be engrossed as amended,

On motion of Mr Pike of Calais the House reconsidered the vote whereby it voted to adjourn until Monday morning at six o'clock, and voted to adjourn to meet on Monday morning next at eight o'clock.

On motion of Mr Greeley of Palermo the House adjourned

Attest George M. Wilcox Clerk,

LLMC DIGITAL

482. Monday April 4. 1859.

Prayer by the Rev Mr Ingraham of Augusta.

The journal of Saturday was read and approved.

Resolves to provide for a State valuation The House reconsidered the vote by which it passed these resolves to be engrossed amended them in concurrence as per amendment number nine and as amended passed them to engrossed and sent to the senate.

Bill an act to prevent the destruction of pickerel in Loverell's pond. Kezar pond. Charles' pond, Pleasant pond and Clay pond.

Bill an act to incorporate the Maine State Society for improving horses.

Bill an act additional to an act to increase the capital stock of the Long Reach Bank approved March 22nd A D 1859.

Bill an act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands.

Bill an act to amend chapter one hundred and thirteen of the revised statutes relating to the relief of poor debtors.

Bill an act relating to attachments of mortgaged personal property.

Bill an act to incorporate the Portland Turnverein

Bill an act to change the time of holding the April.

LLMC DIGITAL

term of the Supreme Judicial Court for the County of York.

Bill an act to amend the thirty sixth section of chapter eighteen of the revised statutes relating to ways.

Bill an act additional to chapter seventy one of the revised statutes relating to reports of the judicial decisions.

Bill an act authorizing the Judges of Probate to appoint commissioners in certain cases.

Bill an act relating to the Reform School.

Bill an act to regulate the fisheries in the Kennebec river.

Bill an act to suspend the powers and duties of the Inspectors of the State-Prison.

Bill an act to incorporate the town of Presque Isle.

Bill an act additional to chapter seventy of the revised Statutes concerning assignments.

Bill an act to amend chapter forty nine of the revised Statutes

Bill an act to prevent the destruction of pickerel in the Gannin Pond and so much of the Great East pond and Hampond as lies in the town of Acton and state of Maine.

Bill an act for furnishing pure fresh water at Getchell's Corner.

Bill an act to prescribe the time when notice shall be given upon petitions for special legislation

LLMC DIGITAL

484. Bill an act to amend chapter four of the revised Statutes in relation to elections and plantations organized for election purposes.

Bill an act to incorporate the Miscasset Gas Light Company.

Bill an act to establish a municipal court in the town of Lewiston in the county of Androscoggin.

Bill an act to amend chapter sixty four of the revised Statutes concerning Embezzlement of property of deceased persons.

Bill an act to incorporate the American Telegraph Company

Bill an act to amend section first of chapter seventy four of the revised statutes relating to the attestation of wills.

Bill an act to regulate the compensation of members of the Senate and House of Representatives

Bill an act in relation to elections in cities.

Bill an act to amend an act entitled an act to reduce the capital stock and to amend the charter of the Northern Bank approved March 29. A D 1859.

Resolve in aid of building a bridge over the Passadumkeag river in Township Number one. North division in the County of Penobscot.

Resolves in aid of the road leading from Kingsbury Mills to Blanchard Mills.

Resolve Commendatory of the map of Northern Maine, prepared by Luther H Eaton.

LLMC DIGITAL

Resolve in favor of Elijah L Hamlin.

Resolve in aid of roads and bridges in the county of Aroostook

Resolve locating and designating certain townships for settlement.

Resolve extending the time given in resolve approved March 15. AD 1858 for building mills in township number four range thirteen in the County of Piscataquis.

Resolve in relation to the State Prison.

Resolve additional to the pay roll of the House and Senate.

Resolve in aid of bridges on the road leading from Lily Bay to Chesuncook Lake.

Resolve for the support of Schools in Madawaska plantation

Resolve for the repair of roads in Indian township.

Resolve in aid of the road from the north line of Moscow to the Canada line.

Resolve in aid of the road from Salem to South branch of Dead river.

Resolve for the publication of the Aroostook Railroad bill.

Resolves relating to Slavery

Resolve in favor of Benjamin A Gilbreth

Resolve in favor of Arthur L Grant.

Resolve authorizing the Land Agent to sell certain blocks of land in townships selected for settlement

486. The foregoing bills having each had three several readings and the resolves each had two readings and the bills and resolves been severally passed to be Engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted. the resolves were each finally passed and the bills and resolves were each signed by the Speaker and sent to the Senate,

Bill an act in relation to the State valuation. By leave laid on the table by Mr Dow of Portland. Rules suspended. bill read three times and passed to be Engrossed, sent to the Senate, This bill was subsequently reported by the Committee on Engrossed Bills as truly and strictly Engrossed and it was passed to be Enacted signed by the Speaker and sent to the Senate,

Resolve on the pay Roll of the House,

Bill an act to provide in part for the Expenditures of government.

Resolve in favor of James G Blaine,

* * *

Resolve additional to the pay roll of the House,

The rules being suspended the above resolves were each read twice and the bill read three times. They were passed to be engrossed sent to the Senate,

Bill an act to set off the town of Whitefield from the County of Lincoln and annex the same to the County of Kennebec, On motion of Mr Lebroce of Whitefield the rules were suspended, and Mr Lebroce moved to reconsider the vote whereby the bill was indefinitely postponed and on this question the House ordered the Yeas and Nays and being taken the House

Passed to reconsider vote by Yeas 56 Nays 68.

Those who voted in the affirmative were Messrs Bancroft, Benjamin, Blaine, Blake, Brann, Buckman, Burbank, Butler, Chadbourne, Churchill, Clark, Cole, Cushing, Dow, Eddy, John Fuller, S H Folsom, A Folsom, Gavin, Gurney, Hobbs, Holmes, A M Johnson, B F Johnson, Jordan, Jay, Labree, Lowell, McCrillis, Mitchell, Moores, Nash, Palmer, S A Perkins, Perley, Pierce, Piper, Porter, Rice, Ridley, Robie, M G Shaw, W Shaw, Sinclair, Small, J Smith, Spague, Spring, Stackpole, E Stevens, Strout, Swett, Webb, Whitehouse, Wilson.

Those who voted in the negative were Messrs Abbott, Andrews, Balch, Banton, Bishop, Blanchard, Blunt, G H Brown, S P Brown, Butts, Carr, Carter, Carey, Chadwick, Clough, Cobb, S F Coombs, Corson, Darling, Dunn, Dunton, Estes, Fish, Foster, R B Fuller, Gerrish, Gilbert, Goodenow, Goodrich, Greely, Haines, Harding, Harmon, Hasty, Hayford, Heal, Hill, Horton, Lebroke, Leighton, D T Libbey, J S Libbey, Mc Daniel, Mc Farland, Merrill, Nickerson, Otis, Parker, Payson, A Perkins, Philbrook, Prentiss, Prince, Rackliff, Rider, Robinson, Safford, Smart, J F Stevens, Talbot, Thomes, Trafton, Watts, Webster, Wells, Williams, Woodcock, Wardman

Resolve on the pay roll of the Senate. came from the Senate passed to be engrossed, Rules suspended, Resolve read twice and passed to be engrossed in concurrence.

Bill an act for the apportionment of Trial Justices being on its passage to be Enacted was on motion of Mr Rice of Hampden referred to the next Legislature; Sent to the Senate.

Bill an act to authorize the city of Bangor to aid in the construction of the Androscoggin Railroad

Resolve in favor of James G. Blaine

488. Bill an act to amend Chapter Seventy nine of the Revised Statutes relating to the admission of Attorneys at Law to practice.

Bill an act to incorporate the town of Waynesville

Bill an act to provide in part for the Expenditures of Government.

Resolves to provide for a State valuation

Resolve on the Yea vote of the Senate,

Resolve in favor of Washington Gilbert

Resolve on the Yea vote of the House

The foregoing bills having been read three times each and the resolves read three times each and bills and resolves severally passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed, the bills were severally passed to be enacted the resolves were each finally passed and the bills and resolves were severally signed by the Speaker and sent to the Senate,

...

On motion of Mr Mc Gillicuddy of Bangor it was ordered that the Secretary of State be and he is hereby directed to furnish to each of the workmen employed about the State-House a package of Stationery the same as that furnished to members of the Legislature. Sent up for concurrence.

...

Resolve in favor of the Portland Society of Natural History came from the Senate passed to be Engrossed Read once and signed in concurrence reading.

Resolve for the publication of the Aroostook Railroad

bill came from the Senate passed to be engrossed Rules suspended, Resolve read three times and passed to be Engrossed in concurrence.

Resolve additional to the Pay Roll of the House came from the Senate amended as per sheet A. and as amended passed to be engrossed. The House receded from the vote whereby it passed the resolve to be engrossed amended &c in concurrence and passed it to be engrossed in concurrence.

Bill an act for the appointment of Trial Justices came from the Senate that branch insisting on the vote whereby it passed the bill to be engrossed, and proposing a conference of the two Houses, and appointing Messrs Carleton, Barron and Nelly as Conferees on the part of the Senate. The House voted to adhere to its vote refusing the bill to the next Legislature. The bill was sent to the Senate

Bill an act prescribing the time when notice shall be given upon petitions for special legislation came from the Senate passed to be Engrossed. Rules suspended. bill read three times and passed to be Engrossed in concurrence.

Resolve in favor of Benjamin H. Gilbreth

Bill an act to amend Chapter one hundred and fourteen of the Revised Statutes relating to duties payable to certain public offices The above resolve and bill came from the Senate that branch insisting on the votes whereby it passed the resolve and bill to be engrossed, The House receded from its votes indefinitely postponing the bill and resolve and passed the same to be engrossed in concurrence.

LLMC DIGITAL

490. Bill an act to prevent delay in the decisions of questions of law, came from the Senate amended as per sheet A. and as amended refused a passage. The House receded from the vote whereby it passed the bill to be engrossed and concurred with the Senate in refusing the bill a passage.

Resolves relating to Slavery, came from the Senate amended as per sheet A. The question being on reconsidering the vote whereby the House passed the resolves finally the question was ordered to be taken by Yeas and Nays and being so taken the House refused to reconsider by Yeas 18 Nays 75, as follows,

Those who voted in the affirmative were Messrs. Balch. Banton, Blunt. Bucknam. Chadwick, Churchill. Cushing. Jared Fuller, Goodrich, Harmon. Hill, Horton, D T Libbey, Nickerson, W. Shaw, L P Smith, Stackpole. Webb,

Those who voted in the negative were Messrs Andrews, Baker. Barrows, Benjamin Bishop, Blake. Blaine, Blanchard. Brann. E Brown. Burbank. Butts. Carson. Carter. Carey. Chadbourne. Clough. Cole. Cookson. S F Coombs. Corson. Day. Eddy Estes. Fish. Foster. John Fuller. R B Fuller. D H Folsom. N Folsom. Givin. Goodenow. Greeley. Gurney. Haines Harding, Hayford. Heal. Hobbs. Holmes. N W Johnson. W T Johnson. Laberee. Lebroke. Laughton Lowell, Mitchell. Morrill. Nash. Otis. Palmer. Percival A Perkins. Prentiss. Rider. Ridley. Robinson Safford Small, Smart, J Smith. Sprague. E Stevens J F Stevens. Swett, Talbot. Thomas. Thomes. Webster, Wells. Whitehouse. Williams. Wilson, Woodcock. Woodman The resolves were returned to the Senate.

Bill an act to amend chapter 114 of the revised Statutes relating to duties payable by certain public offices

LLMC DIGITAL

Resolve in favor of Marcellus L Foster,

The foregoing bill having had three readings and the resolve two readings and each passed to be engrossed and referred by the committee on Engrossed Bills as truly and strictly Engrossed. the bill was passed to be enacted the resolve finally passed and they were signed by the Speaker and sent to the Senate,

Adjourned until half past two o'clock this P.M,

Afternoon. Met according to adjournment

Bill an act to amend section seven of chapter thirty of the revised statutes relating to bounty on wolves and bears came from the Senate, that branch insisting on the vote whereby it passed the bill to be Engrossed and proposing a conference, The House voted to adhere to the vote whereby it indefinitely postponed the bill.

Order relating to adjourning Monday the fourth of April came from the Senate. that branch having reconsidered the vote whereby it passed the order and amended it by striking out the word "fourth" and inserting instead thereof the word "fifth." and as amended passed. The House voted to recede. and concur with the Senate in amending and passing the order. The papers was sent to the Senate.

Bill an act to authorize the city of Bangor to aid in the construction of the Aroostook Railroad came from the Senate, that branch having reconsidered the vote whereby it passed the bill to be engrossed Amended it as per sheet A. and as amended passed to be Engrossed. The House reconsidered the vote whereby

492. it passed the bill to be enacted and thereby it passed the bill to be engrossed, amended the bill in concurrence, further amended the bill as per Sheet B. and as amended passed the bill to be engrossed. Sent to the Senate,

Order from the Senate proposing to adjourn finally to day, came from that branch passed, & non concurred and indefinitely postponed. Sent to the Senate,

Resolve authorizing the Land Agent to grant permits in certain townships came from the Senate passed to be Engrossed. The House voted to adhere to the vote whereby it referred the resolve to the next Legislature. The resolve was returned to the Senate,

Report of the Judiciary Committee on Bill an act additional to chapter 11 of the revised Statutes reporting the bill and that it ought not to pass may read and accepted in concurrence,

Resolve in favor of the Members and Officers of the Senate and House of Representatives came from the Senate passed to be engrossed. On motion of Mr Blaine of Augusta the resolve was laid on the table and the twenty first day of April assigned for its consideration

Resolve additional to the resolve on the pay roll of the Senate and House of Representatives

Bill an act to provide in part for the expenditures of Government,

The above resolve and bill were laid upon the table by Mr Blaine of Augusta the rules suspended, the resolve read three in the bill read three times & each passed to be engrossed and sent to the Senate,

LLMC DIGITAL

Resolve relating to Theodore S Brown an inmate of the Insane Hospital. This resolve having been read twice and passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed was finally passed, signed by the Speaker and sent to the Senate.

Bill an act to authorize the city of Bangor to aid in the construction of the Aroostook Railroad, This bill having been read three times and passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed was passed to be enacted signed by the Speaker and sent to the Senate.

Resolve in favor of the officers and members of the House of Representatives. The House reconsidered the vote whereby it assigned the twenty first day of April for its consideration read the resolve a second time and refused it a passage to be engrossed. The resolve was sent to the Senate.

Order from the Senate proposing the Legislature adjourn finally today came back from the Senate that branch insisting on the vote whereby it passed the order. The House reconsidered the vote whereby it indefinitely postponed the order and proposed a conference and appointed Messrs McCrillis of Bangor, Blaine of Augusta and Wells of Freeport as conferees on the part of the House.

Bill an act to provide in part for the expenditures of government came from the Senate amended as per sheet A and as amended passed to be engrossed. The House insisted on its former vote passing the bill to be engrossed. The bill was sent to the Senate.

LLMC DIGITAL

494. Mr Wells from the Committee of Conference on the disagreeing vote of the two Houses on the order relating to final adjournment today reported recommending to the House to insist on its decision and that the conferees of the Senate should report to that branch recommending the Senate to recede and concur with the House. Report accepted,

On motion of Mr Blaine of Augusta it was ordered that when we adjourn it be to meet tomorrow morning at half past six o'clock.

Bill an act to enable certain Railroad corporations to unite and form a Trunk line of Railway across the State of Maine. Taken from the table and on motion of Mr Blaine of Augusta referred to the next Legislature. Sent to the Senate.

On motion of Mr McCrillis of Bangor the House adjourned

Attest Geo. M. Wilcox Clerk.

LLMC DIGITAL

Tuesday April 5th 1859.

No Chaplain present.

The journal of Yesterday was read and approved.

Bill an act to provide in part for the expenditures of government.

Resolve additional to the resolve on the pay roll of the Senate and the House of Representatives

The above bill having had three readings and the resolve two readings and each passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed the bill was passed to be enacted, the resolve was finally passed. They were signed by the Speaker and sent to the Senate.

Resolve in favor of Warren Percival, By leave laid on the table by Mr Libbey of Pownal. Rules suspended resolve read twice and passed to be engrossed. Sent up for concurrence.

On motion of Mr Perkins of Kennebunkport it was ordered that when this House adjourns, it adjourn sine die.

Resolve in favor of the Portland Society of Natural History, was read twice and passed to be engrossed in concurrence. This resolve was subsequently reported by the Committee on Engrossed Bills as truly and strictly engrossed and being on its final passage, Mr Shaw of Greenville moved and the House ordered the question to be taken by Yeas and Nays and being so taken the resolve was finally passed by Yeas 52 Nays 25 as follows. These who

 voted in the affirmative were Messrs Abbott Andrews. Baker, Benjamin. Blaine, Blake, Blanchard Brann, G H Brown, Burbank, Clark, Cobb, Cole, Cookson, Cushing, Day, Dunn, Eddy, Estes, Fish, Jared Fuller, L H. Folsom, Gwin, Haines, Hasty, Hayford Heal, Hill, Holmes, Horton, W T Johnson, Laughton, D T Libbey, Lowell, Mc Crillis, Morrill, Palmer, Percival, S A Perkins, Porter, Ridley, W Shaw, J Smith L P Smith, Sprague, Stackpole, E Stevens, Thomas, Thomes, Webb, Wells, Williams, Woodman

Those who voted in the negative were Messrs Banton, Bishop, Blunt, E Brown, Carson Chadwick, Churchill, Goodrich, Harding, Harmon, Laberee, Mc Farland, Nash, Prentiss, Rackliff Rice, Rider, Robinson, Safford, M G Shaw, Talbot, Watts, Whitehouse, Wilson, Woodcock.

Resolve in favor of Warren Percival The foregoing resolves having each had two several readings and passed to be engrossed and reported by the Committee on Engrossed Bills as truly and strictly engrossed were severally finally passed signed by the Speaker and sent to the Senate,

Resolve in favor of J F Fournier came from the Senate referred to the next Legislature, The House concurred.

A message was sent to the Senate through Mr Prentiss of Bangor, informing that branch of the Legislature, that the House of Representatives had disposed of all business before it and was ready to adjourn without day Mr Prentiss subsequently, reported that he had discharged the duty assigned him

A message was received from the Senate through Mr Carleton of Lincoln informing the House that

the Senate had dispersed of all business before it and is ready to adjourn sine die.

Order from the Senate appointing a committee of three on the part of the Senate with such as the House may join to wait on the Governor and receive such communication as he may be pleased to make, came from that branch read and passed and Messrs Burpee, Hannaford and Fletcher appointed said committee on the part of the Senate. The order was read and passed in concurrence and Messrs Mc Crillis of Bangor, Talbot of East Machias Dunn of Portland, Watts of Thomaston Parker of Mt. Desert, Stackpole of Waterville and Shaw of Greenville were joined to said committee on the part of the House.

The committee through Mr Mc Crillis reported that they had attended to the duty assigned them and the Governor was pleased to say, that he would communicate by message forthwith to both branches of the Legislature after which he would have no further communication to make.

A message was received from the Governor through the Secretary of State transmitting to the Legislature a list of the acts and resolves which have been passed by the Legislature and approved by the Governor and further informing the House that the Governor had no further communication to make.

Mr Talbot of East Machias rose and said Mr Clerk.

Having discharged the duties assigned us as members of this branch of the Legislature and as we are now to return to our constituents

our friends, and families never again to assemble under like circumstances, it is but just and proper to appropriate a few moments in giving expression to the noble sentiments of our hearts and those fraternal feelings that commend themselves to the just, the good and wise under all circumstances, and the hour having arrived for the final adjournment of this House. I therefore for myself and in behalf of my political associates most cheerfully express our acknowledgements to the Speaker and the dominant party in this House, for the courtesy and respect which have been so honorably and faithfully extended to us during this session.

Mr Clerk. I ask to lay on your table a resolution as follows,

Resolved that the thanks of this House be presented to the Hon William T. Johnson for the able gentlemanly and impartial manner with which he has discharged his official duties as the presiding officer of this legislative body.

The passage of the foregoing resolution was signified by the unanimous rising of the members of the House.

The Speaker rose and said,

Gentlemen of the House of Representatives,

Your vote of approbation affects me gratefully. Be so just as to allow me, in turn, to express my thanks that from the first when without suggestion you generously assigned me this station, I have been cheerfully and abundantly sustained in each endeavour to serve you, so that the labor which was anticipated as a burden is now received as a delight

we are about to seperate. Such is the habit of our people that but a small fraction of those here present will again be charged with the duty of enacting laws. The most of us go to mix forever with the elements of our political organism and to reap equally with others the fruit of our own doing. New agents selected from the people, will annually succeed us in the work of promoting the general welfare - in turn preserving the democratic element as the predominating one in our state affairs

The retrospect of this session will have its enduring shadows. The dread messenger that does not parley has denied us the fellowship of one who was elected to be with us, and early beckoned another of our number away. Yet general health has prevailed here, our social intercourse has been unusually pleasant and I trust that each member may say for himself, what all may affirm of the assembly, that every duty has been performed - I am wanting in information if during the session the home of any one of you has been invaded by sorrow. The objects of your individual affection it is hoped have been spared. They now wait your coming. You will go back with fond expectations. The laughing brooks of wakeful spring will add cheer to your homeward way. May their music fitly mingle with the voices that shall greet you at your doors, and henceforth may yours in ample possession, be that guiding influence in whose right hand is length of days, and in whose left hand are riches and honor.

On motion of Mr Wells of Freeport the House of Representatives adjourned without day

Attest George W. Wilcox Clerk,

Titles of Acts
Passed by the Legislature of A D 1859

Public Laws.

An act relating to the annual school returns and the distribution of the state school fund.

An act to enable cities and towns to procure the writing and publication of the history of the same.

An act additional to chapter seventy one of the revised statutes relating to sales of real estate by executors, administrators and guardians

An act to punish for intoxication

An act regulating actions of foreign attachment.

An act to amend the fifty second section of the forty sixth chapter of the revised statutes relating to fish in ponds in Kennebec and Somerset counties.

An act to provide for the commutation of the sentence of certain persons.

An act in relation to the admission of attorneys at Law to practice,

An act relative to the time of making official reports

An act additional to chapter eighty two of the revised statutes relating to practice in courts.

An act additional to chapter eighty one of the revised statutes relating to attachments of property.

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An act to amend section twenty one of chapter eighty three of the revised statutes relating to certifying copies of judgments rendered by justices of the peace

An act to amend chapter forty six of the revised statutes relating to Enforcing Executions against stockholders of corporations.

An act additional to chapter twelve of the revised statutes relating to recording deeds of lots in burial grounds.

An act to amend chapter nineteen of the revised statutes respecting the law of the road.

An act to prevent a breach of the statute relating to the testimony of parties to suits at law.

An act to amend section eight of chapter seventy eight of the revised statutes relating to powers of county commissioners in respect to county jails

An act to establish the compensation of the County commissioners for the county of Cumberland.

An act to establish the compensation of the clerks of the Judicial Courts for the county of Cumberland.

An act concerning prisoners and debtors in the County of Somerset.

An act respecting the compensation of Registers of Probate in certain cases.

An act additional to chapter twelve of the revised statutes relating to parishes.

LLMC DIGITAL

502. An act additional to chapter seventy eight of the revised Statutes

An act concerning allowances to widows

An act to change the place of holding the January Term of the Supreme Judicial Court in the County of York

An act additional to chapter eighty six of the revised statutes relating to trustee process.

An act relating to prisoners in the county of Sagadahoc

An act to encourage manufactures.

An act to provide for the distribution of the annual school blanks and registers.

An act to amend chapter forty seven of the revised statutes relating to banks and banking.

An act in relation to reviews.

An act in relation to the auditing and settlement of accounts and claims against the State

An act giving further remedy against attorneys,

An act to increase the salary of the county attorney for the county of Piscataquis.

An act to define the liabilities of mill owners.

An act additional to chapter eighty one of the revised statutes

An act in relation to drainage

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An act additional to chapter forty seven of the re- 503.
vised statutes relating to banks and banking.

An act in relation to the competency of witnesses.

An act to amend the thirty sixth section of chapter
eighteen of the revised statutes relating to ways.

An act relating to witnesses and evidence.

An act in relation to elections in cities.

An act to amend chapter four of the revised
Statutes in relation to elections in plantations
organized for election purposes.

An act to suspend the powers and duties of
the Inspectors of the State-Prison.

An act to change the time of holding the April term
of the Supreme Judicial Court for the County of York.

An act to regulate the fisheries in the Kennebec river

An act additional to chapter seventy one of the revised
statutes relating to Reporter of the judicial decisions

An act to amend chapter forty nine of the revised statutes,

An act additional to chapter seventy of the revised stat-
utes concerning assignments,

An act to amend chapter sixty four of the revised
statutes concerning embezzlement of property of
deceased persons.

LLMC DIGITAL

504. An act relating to attachment of mortgaged personal property.

An act authorizing judges of Probate to appoint Commissioners in certain cases.

An act relating to the Reform School

An act to regulate the compensation of members of the Senate and House of Representatives.

An act to amend chapter one hundred and thirteen of the revised Statutes relating to the relief of poor debtors.

An act to aid the Arrowrock Railroad Company increase the value and promote the sale and settlement of the public lands.

An act to amend section first of chapter seventy four of the revised Statutes relating to the attestation of Wills.

An act to amend chapter seventy nine of the revised statutes relating to the admission of attorneys at Law to practice.

An act in relation to the State valuation

An act prescribing the time when notice shall be given upon petitions for special legislation.

An act to amend chapter one hundred and fourteen of the Revised Statutes relating to duties payable by certain public officers

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An act to enable the Inhabitants of Camden if they shall so determine to purchase two hundred copies of Locke's history of said town.

An act to extend the time for the location and completion of the Portland Union Railway.

An act to incorporate the Oxford Mining Company.

An act to incorporate the Oriental Powder Company.

An act additional to an act to incorporate the Bangor Mutual Fire Insurance Company.

An act to make valid the doings of school district number fourteen in the town of Troy.

An act to amend the charter of the Piscataquis Mutual Insurance Company.

An act to protect and encourage the artificial breeding of fish.

An act to incorporate the Mercantile Bank.

An act to incorporate the Somerville Manufacturing Company.

An act to incorporate the Saccarappa Gas Light Company.

An act granting additional powers to the Receivers of the Forest Bank.

LLMC DIGITAL

516 An act to incorporate the officers and members of Jerusalem Royal Arch chapter.

An act to incorporate the officers and members of Mariners Lodge.

An act giving the privilege of legitimacy to Charles A French

An act to amend an act entitled an act to incorporate the Falmouth Mutual Fire Insurance Company.

An act to annex to the town of Bradley the gore lying south of the same.

An act to incorporate the Otisfield Mutual Fire Insurance Company.

An act to incorporate the Readfield Mutual Fire Insurance Company.

An act to incorporate the Windham Mutual Fire Insurance Company.

An act to incorporate the Portland Kerosene Oil Company.

An act to set off a part of the town of Danville and annex the same to the town of Auburn.

An act to incorporate the Belfast Mutual Fire Insurance Company.

An act to change the names of certain persons.

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An act to reduce the capital stock of the American Bank at Hallowell.

An act to annex the town of Seaville to the towns of Mt Desert and Tremont.

An act to authorize the removal and repair of the Methodist Meeting House at Wilton Upper Mills.

An act to reduce the capital stock of the Scenic Bank.

An act to set off a lot of land from the town of Columbia and annex the same to the town of Centreville.

An act giving additional power to the Lincoln Mutual Fire Insurance Company.

An act to define intelligibly the division line between the towns of Winthrop and Wayne.

An act to incorporate the Vienna Mutual Fire Insurance Company.

An act to provide in part for the expenditures of Government.

An act to empower the collector of Dexter to collect district tax in district number nine composed of parts of Dexter and Garland.

An act to prevent the destruction of pickerel in the Purgatory ponds in the towns of Litchfield and Monmouth.

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508. An act authorizing the extending of Wharves in to tide waters at Brewer.

An act to incorporate the Harrison Fire Insurance Company.

An act to incorporate the Wamenock Bank.

An act to increase the capital stock of the Veazie Bank.

An act to prescribe the time of electing assessors in the city of Calais.

An act to incorporate the Trustees of West Gardiner Academy.

An act explanatory of an act incorporating the town of Somerville.

An act additional to an act to incorporate the Lowell Bank.

An act to authorize Timothy Lane of Vinalhaven in the county of Waldo to erect a free bridge over tide water from Lane's Island to Vinalhaven.

An act to incorporate the Canaan Mutual Fire Insurance Company.

An act to incorporate the Weldon Mutual Fire Insurance Company.

An act to incorporate the Hope Mutual Fire Insurance Company.

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An act to extend the time for filing locations and for constructing the York and Cumberland Railroad.

An act to incorporate the Aroostook and St Andrews Branch Railroad Company.

An act to amend an act additional to an act incorporating the Proprietors of the Gardiner and Pittston Bridge.

An act to set off certain territory from the town of Paris and annex the same to the town of Norway.

An act authorizing the sale of the Baptist meeting house and lot in the town of Ellsworth.

An act to incorporate the Androscoggin Bridge Company.

An act in relation to weirs below low water mark in Jones's Bay in Lubec Washington County.

An act to incorporate the Campbell's Cove Free Bridge Company.

An act relating to the collection of taxes in Skowhegan.

An act additional to an act to incorporate the Mobile Association of Fayetteville Academy.

An act to increase the capital stock of the Long Reach Bank.

An act giving additional powers to the Thom

510 - tion Mutual Fire Insurance Company.

An act giving additional powers to the Penobscot Mutual Fire Insurance Company.

An act to incorporate the Free meeting House society in Madison.

An act to incorporate the Proprietors of Augusta Water Works.

An act to incorporate the Penobscot Leather Manufacturing Company.

An act to annex Gray surplus and the gore on the Cape between Raymond and Standish to the town of Raymond.

An act to amend an act to authorize the raising a fund for the support of public schools in the town of Warren in the county of Lincoln

An act to incorporate the International Bank.

An act to amend chapter three hundred and twenty of the special laws of Maine relating to the destruction of fish in East Machias Waters.

An act to incorporate the Franklin Bank.

An act to incorporate the Westbrook Mutual Fire Insurance Company.

An act to provide for the collection of assessments made upon the members of the Rockland Lime Rock Company, the Tillson and Ulmer Lime Rock Company and

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the White Lime Rock Company.

An act to authorize John P Baxter to extend a wharf into tide waters in Sedgwick

An act to incorporate the Skitticook Dam Company.

An act to increase the capital stock of the Saco River Banks,

An act to incorporate the Trustees of the Bryant Pond High School.

An act to incorporate the Portland Mutual Fire Insurance Company.

An act to reduce the capital stock and to amend the charter of the Piscataquis Mutual Insurance Company.

An act to incorporate the Portland Five Cents Savings Institution

An act to incorporate the Gray Mutual Fire Insurance Company.

...

An act to make valid the doings of the annual town meeting in Peru.

An act authorizing the inhabitants of the town of Ripley to purchase and hold certain real estate

An act to amend an act entitled an act to incorporate the Proprietors of the Hallowell and Chelsea Bridge Company.

...

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512. An act to repeal an act Entitled an act additional to an act to incorporate the Maine State Seminary.

An act to repeal an act approved March twenty nine Eighteen hundred and fifty eight entitled an act to create and establish the office of Auditor in the county of Cumberland.

An act to incorporate the Gardiner Mutual Fire Insurance Company.

An act to incorporate the Camden Bank.

An act for the assessment of a state tax for the Year one thousand eight hundred and fifty nine amounting to two hundred thousand nine hundred nineteen dollars thirty cents.

An act to incorporate the Trustees of Hampden Academy.

An act to amend an act Entitled an act to incorporate the Machias Log Driving Company.

An act to make valid the proceedings of Drew and Webster plantations.

An act to change the names of certain persons.

An act additional to an act creating the Searsmont Village Corporation.

An act to set off a part of the town of Alexander and annex the same to Crawford.

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An act to set off certain territory from the town of 513.
Leeds and annex the same to the town of Wayne.

An act to set off certain described lands owned by Owen Irish from the town of Canton and annex the same to Peru.

An act to incorporate the Bangor Kerosene Oil Company.

An act to incorporate the Benton Bridge Company.

An act to incorporate the Boston and Maine Granite Slate and Lumbering Company.

An act to make valid the doings of the town of Fairfield.

An act to enable the town of Cumberland to accept the bequests made to said town by the late Ebiphalet Greely in his last will and to carry out the purposes thereof.

An act relating to the sale and forfeiture of real estate of non residents and persons unknown for non payment of taxes in the town of Kingsbury in the County of Piscataquis.

An act additional concerning the Kennebec Log Driving Company.

An act to prevent the obstruction of pickerel in the Sawin pond and so much of the Great east pond and Hemp pond as lies in the town of Acton and State of Maine

An act furnishing pure water at Pitchell's Corner.

LLMC DIGITAL

514. An act to incorporate the Miscapot Gas Light Company.

An act to incorporate the town of Presque Isle.

An act additional to an act to increase the capital stock of the Long Reach Bank approved March twenty-second in the year of our Lord one thousand eight hundred and fifty nine.

An act to establish a Municipal Court in the town of Lewiston in the county of Androscoggin.

An act to incorporate the Maine State Society for improving Horses.

An act to amend an act entitled an act to reduce the capital stock and to amend the charter of the Northern Bank approved March twenty-ninth Eighteen hundred and fifty nine.

An act to incorporate the Portland Turnverein.

An act to authorize the city of Bangor to aid in the construction of the Aroostook Railroad.

An act to incorporate the town of Maysville

An act to provide in part for the Expenditures of government.

An act to provide in part for the Expenditures of government.

An act to incorporate the town of Lyndon.

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Titles of Resolves

Passed by the Legislature of 1859.

Resolve for the payment of the funeral expenses of Andrews Dyer late a member of the House of Representatives.

Resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary.

Resolve in favor of Peol Tomah.

Resolve in favor of Mitchell Francis and Selmo Francis.

Resolve authorizing a book case and cabinet to be constructed in the Agricultural room in the State House.

Resolve in favor of Emma Sweeny.

Resolve providing for the distribution of the fifth annual report of the Superintendent of common schools.

Resolves in favor of low rates of letter postage.

Resolve in favor of Marcus R Keep.

Resolve in favor of the Insane Hospital

Resolve in favor of Newall Saul and others Penobscot Indians.

Resolve authorizing the renewal of a portion of the State debt.

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516. Resolve in favor of the Committee on State Prison

Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute.

Resolve in favor of John Stephens.

Resolve in favor of John M. Wilson

Resolve in favor of the Committee on the State Reform School.

Resolve in favor of Westbrook Seminary.

Resolve providing for the payment of Roll of accounts number Thirty nine.

Resolve in favor of Abagail Van Meter.

Resolve providing for the collection of securities in the Land Office due the State.

Resolve in favor of the training and teaching indigent idiotic children,

Resolve in favor of Joseph Nicolar

Resolve in favor of Passamaquoddy Indians

Resolve in favor of Ebenezer Dunbar.

Resolve in favor of John Allen and J. Augustus Allen,

Resolve in favor of Justus Gray.

Resolve in favor of Baker Weston and Ambrose Arnold,

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Resolve to promote the education of the Pe- 517.
nobscot Indians

Resolve regulating the leasing of Shores of islands belonging to Penobscot indians

Resolve in favor of Ira B Delano.

Resolve establishing a salary for the agent of the Penobscot indians

Resolve authorizing the sale of certain lots of land in the County of Aroostook which were formerly mortgaged to the State.

Resolve relating to certain polls and Valuation of the town of Danville.

Resolve in favor of Alvida Hayford.

Resolve in favor of Charles Welch.

Resolve in favor of Abel D Tyler and Albion Jones.

Resolve in favor of Passamaquoddy Indians

Resolve in favor of William M Jordan.

Resolve in favor of Penobscot indians attending school in town of Greenbush.

Resolve in favor of Hiram Knowlton.

Resolve relating to county Estimates

Resolve providing for the purchase and distribution

 tion of Virgin's digest of the maine reports.

Resolve to facilitate the opening of a road to Mt Katahdin

Resolve authorizing the Land Agent to convey certain lots in township numbered four, range two north of Bingham's Kennebec purchase.

Resolve in favor of Walker Darling,

Resolves in relation to the share of Maine of the Massachusetts Militia claims against the government of the United States

Resolve in favor of Thomas Webb.

Resolve in favor of sundry persons for guarding jail of Cumberland County in the Year eighteen hundred and fifty six.

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Resolve in favor of Presque Isle Academy.

Resolve in favor of John Patten.

Resolve in favor of appointing a fish commissioner

Resolve in favor of Hector Sutherland

Resolve in favor of John McCluskey

Resolve in favor of Silas P Somes.

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Resolve in favor of John F Stevens.

Resolve in favor of the Penobscot Indians

Resolve providing for the erection of a gun house in Kittery

Resolve in relation to the State Prison.

Resolve to extend the provisions of a resolve approved March twenty seventh Eighteen hundred and fifty-Eight Entitled a Resolve in favor of the East Maine Conference Seminary.

Resolve in favor of the town of Blanchard.

Resolve in favor of the temporary clerks employed in the office of the Secretary of State

Resolve for the payment of additional Roll of Accounts Number thirty nine.

Resolve in relation to the State Prison.

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Resolve in favor of Washington Gilbert

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Resolve in favor of the Maine Medical School.

Resolve in favor of Elijah L Hamlin.

Resolve in aid of the road from Salem to South branch of Dead river.

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520. Resolve for the support of Schools in Madawaska Plantation.

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Resolve additional to the pay roll of the House & Senate

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