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JOURNAL

OF THE

SENATE

OF THE

State of Maine.

THIRTY-EIGHTH LEGISLATURE,

Commencing January 5th, and ending April 5th, 1859.

1859.

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Journal of the Senate.

State of Maine.

Augusta.
Wednesday, January 5, 1859

This being the day designated by the Constitution of this State for the meeting of the Legislature thereof, the following named gentlemen having been duly elected Senators, and summoned by the Governor and Council appeared in the Senate Chamber, to wit

First Senatorial District

John O'Brien.
Theodore Wells jr.

Second Senatorial District

Charles Hannaford,
Clement Skolfield,
Edward Anderson,
Charles W. Goddard,

Third Senatorial District

Nathaniel A. Burpee,
Jason M. Carleton
Jesse J. Lyford,

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Fourth Senatorial District

Alfred A Fletcher

Charles A. Wing.

Fifth Senatorial District

Allen Davis.

Rinaldo Elder.

Thomas H. Marshall.

Sixth Senatorial District

John N. Swasey

Amos B. Simpson

Seventh Senatorial District

John F Harris.

Ninth Senatorial District

Elijah L. Hamlin

Jacob W. Stinchfield

John Trissell.

Tenth Senatorial District

John H. Gilman.

Eleventh Senatorial District

Henry Williamson

John Totman.

Twelfth Senatorial District

Jeremy W. Porter

Thirteenth Senatorial District

Samuel B. Holt.

Thomas Moulton.

The Convention of Senators elect was called to order by Hon. Mr. Swasey of Hancock, on whose

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motion Hon. Mr. Hamlin of Penobscot, was chosen Chairman of the Convention.

Prayer by Rev. Mr. Dexter of Augusta.

On motion of Mr. Burpee, that Senator was charged with a message to the Governor, informing him that a quorum of Senators elect are in attendance in the Senate Chamber ready to take and subscribe the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Mr Burpee, subsequently reported that he had delivered the message entrusted to him, and that the Governor was pleased to return for answer, that he would forthwith attend upon the Senators elect for the purpose of administering to them the oaths required by the Constitution.

Thereupon, the Governor, preceded by the Sheriff of the County of Kennebec, and attended by the Executive Council and Heads of Departments, came in, before whom the Senators elect took and subscribed the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The Governor and his attendants then withdrew.

On motion of Mr. Carleton,

Messrs. Carleton of Lincoln, Fletcher of Kennebec and Stinchfield of Penobscot were appointed a committee to receive sort and count the votes for Secretary of the Senate.

Having attended to the duty assigned to them, the Committee reported that

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The whole number of ballots thrown is 26.
Necessary for a choice 14
Joseph B. Hall has 26.

The report was accepted and Joseph B. Hall Esq. was declared duly elected Secretary of the Senate for the current political year.-

Mr. Hall signified his acceptance in the following remarks.

Mr. President. Permit me, sir, through you to return to the members of this Senate my sincere thanks for this renewed expression of their kindness, confidence and partiality. By a faithful discharge of the duties of the position you have again assigned to me. I hope to merit your continued approval. I accept the trust, and am ready to take and subscribe the necessary oaths of office.

On motion of Mr. Carleton, the Secretary elect was by that Senator conducted to the Council chamber, where he took and subscribed the oaths required by the Constitution, and upon his return entered at once upon the discharge of his official duties.

The Convention then dissolved and the Senate was called to order by the Secretary.

On motion of Mr. Wing.

Messrs Wing of Kennebec, Burpee of Lincoln and Harris of Washington were appointed a committee to receive, sort and count the votes for President of the Senate.

Having attended to that duty the Com-

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mittee reported that

The whole number of ballots thrown is 25
Necessary for a choice 13
Charles W. Goddard, has 25

The report was accepted, and Hon. Charles W. Goddard of Cumberland, was declared duly elected President of the Senate for the current political year.

Mr. Goddard, having been conducted to the Chair by Mr. Hamlin of Penobscot signified his acceptance in the following address.

Senators: — Accept my sincere thanks for this unanimous expression of your confidence. Sensible of the responsibility of the high office your partiality has assigned me, I will disguise neither my appreciation of its value nor a diffidence of my ability to discharge its duties even to my own satisfaction.

Pledging you an honest purpose and my best efforts, relying on a continuance of the same indulgence you have just extended me, and claiming in advance, your constant co-operation and counsel I accept the office in the assurance that you, Senators, will compensate the short comings of your President by the amplitude of your own generosity.

Senators: — This day begins a new political year — may it prove preeminently a happy and successful one for you and for our State. To us the people have entrusted their highest interests and clothed us with a portion of their own sovereignty. Much depends on the faithfulness of our stewardship. Allow me to express the confident hope that our deliberations may always be marked with prudence, moderation and a courteous regard for the

rights and opinions of each other. May a spirit of conciliation and enlightened patriotism actuate every heart — in a word, may our counsels be conducted in a manner worthy ourselves and our beloved State.

Much is justly expected of us by our constituents. The various interests of our noble Commonwealth are to be developed by a liberal and judicious policy; the rapid advance of new branches of industry demands corresponding modifications in the laws, while our civil and criminal code may require further improvements. Yet excessive legislation is a burden under which the people have long suffered and from which they justly expect relief; above all, a prompt transaction of the public business, and an early adjournment is imperatively demanded by the universal popular voice.

Let us therefore enter hopefully on the discharge of our official duties, ever invoking the blessing of the Supreme Lawgiver, and the influences of that Divine wisdom, promised to all who seek it aright, by which alone either kings or people can wisely rule, or princes or senates "decree justice." Thus shall the star of Maine still "direct" this imperial Republic in the path of a free, enlightened and christian civilization.

On motion of Mr. Fletcher

Messrs Fletcher of Kennebec, Wells of York and Hannaford of Cumberland, were appointed a committee to receive, sort and count the votes for Assistant Secretary of the Senate. Having attended to that duty the Committee reported that

The whole number of ballots thrown is 26.

Necessary for a choice 14

James M. Lincoln has

The report was accepted and James M. Lincoln Esq of Bath was declared duly elected Assistant Secretary of the Senate for the current political year.

On motion of Mr. Williamson,

Messrs. Williamson of Somerset, Swazey of Hancock and Gilman of Piscataquis were appointed a committee to receive sort and count the votes for Messenger to the Senate

Having attended to their duty, the committee reported as follows.

That the whole number of ballots Thrown is	26.
Necessary for a choice	14
Oren Currier has	26.

The report was accepted and Oren Currier was declared duly elected Messenger to the Senate for the current political year.

On motion of Mr. Carleton,

Ordered:— That Increase Blake, be, and he hereby is declared duly elected. Assistant Messenger to the Senate for the current political year. —

On motion of Mr. Carleton

That Senator was charged with a message to the Governor and Council, informing the Executive department of the Government that the Senate is duly organized by the choice of Hon Charles W. Goddard as President and Joseph P. Hall Esq. as Secretary

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Subsequently Mr. Carleton reported to the Senate that he had delivered the message with which he was charged.

On motion of Mr. Wing.

That Senator was charged with a message to the House of Representatives, informing that body that the Senate is duly organized by the choice of Hon. Charles W. Goddard as President and Joseph D. Hall Esq. as Secretary.

Subsequently Mr. Wing reported that he had delivered the message entrusted to him.

On motion of Mr. Hamlin.

Ordered:— That the Secretary of the Senate be directed to make up the pay of the former Assistant Messenger. Nelson S. Allan. to and including Tomorrow.—

On motion of Mr. Fletcher

Ordered:— That the rules and orders of the Senate of 1837-8. be adopted as the rules and orders of this Senate. until otherwise ordered.

On motion of Mr. Burpee

Ordered; That the Senate hold one session per day, commencing at Ten o'clock A. M. until otherwise ordered.

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On motion of Mr. Swazey.

Ordered:— That the Secretary of the Senate be instructed to invite the settled clergyman of Augusta and Hallowell to officiate as Chaplains of the Senate in rotation according to seniority.

A message was received from the House of Representatives by Mr. Perkins of Kennebunkport as follows, to wit;—

Mr. President:— I am charged with a message from the House of Representatives informing the Senate that the House is duly organized by the choice of William P. Johnson Esq. of Augusta as Speaker, and George W. Wilcox Esq of Gardiner Clerk ...

A communication was received from Noah Smith jr Secretary of State, transmitting the returns of votes for Senators for the current political year.—

On motion of Mr. Marshall. ...

Ordered:— That a committee of seven be appointed by the chair to which shall be referred the returns of votes cast for Senators the current political year. And

Messrs Marshall of Waldo, Hamlin of Penobscot, Anderson of Cumberland Carleton of Lincoln, Moulton of Oxford, Wing of Kennebec and Harris of Washington, were appointed said committee.

A communication was received from the Secretary of State, as follows, viz;

To the President of the Senate and Speaker

of the House of Representatives

I have the honor herewith to lay before the Legislature the returns of votes made to this office for Governor, for the current political year.

Very Respectfully
Your Obt. Servant
Noah Smith jr
Secretary of State.

On motion of Mr. Burpee

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 consisting of seven on the part of the Senate with such as the House may join.

And Messrs Burpee of Lincoln, Holt of Oxford, O'Brien of York, Porter of Franklin, Hammond of Cumberland Litchfield of Penobscot, and Totman of Somerset, - were appointed on the part of the Senate. Sent down for concurrence.

Subsequently this order was returned with the Committee joined on the part of the House as follows Messrs. Prentiss of Bangor, Stackpole of Waterville Libby of Molunkus. Cobie of Gorham, Barrows of Fryeburg, Palmer of Parnard, Chadbourne of Phipsburg, Butts of Canaan, Greeley of Palermo, Smith of Marion Pierce of Kittery, Jordan of Poland, Haynes of Nobleboro. Sanborn of Phillips and Philbrook of Sedgwick

On motion of Mr. Wing

Ordered, That the Secretary be directed to procure the printing of seventy five diagrams of the Senate Chamber on card paper for the use of the members of the Senate.

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On motion of Mr. Hamlin

The Senate adjourned

Joseph D. Hall Secretary

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In Senate

Thursday, January 6th 1859

Met according to adjournment

The President in the Chair.

Prayer by Rev. Mr. Webb of Augusta.

The Journal of yesterday was read and approved.

On motion of Mr. Moulton,

Ordered; — That the Secretary of the Senate be directed to procure and distribute to each of the members of the Senate, to the Secretary and Assistant Secretary, to the Messenger and Assistant Messenger, and to each of the chaplains, one copy of the thrice weekly Kennebec Journal and one copy of the thrice weekly Age.

On motion of Mr. Williamson

Ordered; — That the Secretary of State be requested to place in the hands of the Messenger of the Senate, for the use of the same, eight copies of the Revised Statutes. —

On motion of Mr. Fletcher

Ordered; — That a committee of three be appointed by the chair, to prepare and report Rules and Orders for the government of the Senate for the present session.

And Messrs Fletcher, Porter and Lyford were appointed.

On motion of Mr. Holt.

Ordered:— That a committee of three on the part of the Senate, with such as the House may join, be raised to prepare joint rules and orders for the government of the two Houses for 1859.

And Messrs Holt, O'Brien and Davis, were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently this order was returned from the House with the Committee joined as follows. viz

Messrs. Baker of Windham, Pike of Calais, McCrillis of Bangor, Smart of Camden and Blaine of Augusta.—

Mr. Carleton, announced the attendance of Joseph Barron, Senator elect, from the third Senatorial District, and that he was ready to be qualified, Mr. Carleton was directed by the President to conduct Mr. Barron, Senator elect, to the Governor and Council to take and subscribe the oath to qualify him for the discharge of his official duties; who subsequently reported that he had attended to the duty assigned him, and that the said Senator had, before the Governor and Council, taken and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties

Thereupon Mr. Barron appeared, and took his seat at the Senate Board,

On motion of Mr. Wing,

Ordered: That a joint select committee, consisting of three on the part of the Senate, with such as the House may join be appointed to contract with some person or persons to do the printing and binding of the State for the current political year, subject to the approval and

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ratification of the Legislature.

And Messrs Wing, Burgess and Williamson were appointed on the part of the Senate

Subsequently the order came back with Messrs Gordenour of Alfred, Stackpole of Waterville Millett of Norway, Small of Temple, Rider of Washington, Estes of Trenton and Fisk of Patten joined on the part of the House.

Mr. Hamlin presented the following

Ordered:— That the Governor be requested to communicate to the Senate such evidence as he may have in his possession in relation to the late election in the several plantations in the County of Aroostook, organized for election purposes, — which was laid on the table.

On motion of Mr. Marshall,

The Senate then adjourned

Joseph B. Hall

Secretary.

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In Senate

Friday January 1. 1859.

Met according to adjournment.

The President in the chair.

Prayer by Rev. Mr. Bean of Augusta.

The journal of yesterday was read and approved.

Mr. Harris announced the attendance of Joseph M. Livermore, Senator elect, from the seventh Senatorial district, and that he was ready to be qualified. Mr. Harris was directed by the President to conduct Mr. Livermore, Senator-elect to the Council Chamber there to take and subscribe the necessary oaths of office. Subsequently Mr Harris reported that he had attended to the duty assigned to him, and that Mr Livermore had before the Governor and Council, taken and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

Thereupon Mr. Livermore appeared and took his seat at the Senate Board.

Mr. Marshall, from the Committee on Senatorial votes, made the following

Report.

State of Maine

In Senate Jan. 1st 1859.

The committee of the Senate to which were referred the returns of votes cast for Senators for the current political year, has had the same under ex-

amination and report that.

In the first Senatorial district

The whole number of ballots is	12.441
Necessary for a choice	6.221
Theodore Wells jr has	6224
John. O'Brien has	6233.
James Morton has	6192
Thomas K. Lane has	6195
Samuel M. Bradbury has	6183
George A. Hammond has	6155
John M. Goodwin has	1
John Hammond has	21
Gideon Ricker has	1
William P. Moody has	1

From these returns it appears that Theodore Wells jr. and John O'Brien are duly elected Senators for the current political year, and that one vacancy does now exist in the first Senatorial District for which James Morton and Thomas K. Lane are the constitutional candidates.

Four hundred eighty one votes returned for Theodore Wells were allowed and counted for Theodore Wells jr.

In the Second Senatorial District.

The whole number of ballots is	16864
Necessary for a choice	8433
Charles Hannaford has	9012
Clement Skolfield has	9022
Edward. Anderson has	9022
Charles W. Goddard has	8959
Joseph Howard has	7850
Frederick Nutting has	7831
Calvin Record has	7845
William Burton has	7835

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And all other persons have

And Charles Hannaford, Clement Skolfield Edward Anderson and Charles W. Goddard having received a majority of all the votes cast for Senators in the Second Senatorial District are duly elected Senators for the current political year.

In the Third Senatorial District

The whole number of ballots is	13455
Necessary for a choice	6728.
Nathaniel A. Burpee has	7257
Jason M. Carleton has	7136.
Joseph Barron has	7252.
Jesse S. Lyford has	7197
Hermon Stevens has	6151
Thomas Nelson has	6238
Albert C. Neal has	6177
George Barron has	6166.
And all other persons	11

And Nathaniel A. Burpee, Jason M. Carleton Joseph Barron and Jesse S. Lyford, having received a majority of all the votes cast for Senators in the Third Senatorial District are duly elected Senators for the current political year.

Forty one votes returned for Jesse C. Lyford were counted for Jesse S. Lyford: One hundred fifty two votes returned for Nathaniel Burpee were counted for Nathaniel A. Burpee: One vote returned for T. Nelson was counted for Thomas Nelson, and four hundred twenty seven votes returned for Alfred C. Neal were counted for Albert C. Neal.

In the Fourth Senatorial District.

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The whole number of ballots is	9963
Necessary for a choice	4982
Alfred Fletcher has	6023
John Berry Jr. has	5980
Charles A. Wing has	6004
Solomon W. Bates has	3915
Edward Gray has	3936
Howard B. Lovejoy has	3922
And all other persons	19

Alfred Fletcher, John Berry Jr. and Charles A. Wing having received a majority of all the votes cast for Senators in the Fourth Senatorial District are duly elected Senators for the current political year.

In the Fifth Senatorial District.

The whole number of ballots is	5908
Necessary for a choice	4455
Allen Davis has	4707
Rinaldo Elder has	4699
Thomas H. Marshall has	4669
Elias Milliken has	4176
David Boody has	4161
Andrew D. Bean has	4182
And all other persons	2

Allen Davis, Rinaldo Elder and Thomas H. Marshall having received a majority of all the votes cast for Senators in the Fifth Senatorial District are duly elected Senators for the current political year

One hundred fifty three votes returned for Andrew D. Bean were counted for Andrew D. Bean. From the town of Unity the whole number of votes were returned instead of the whole number of ballots which error was corrected

In the Sixth Senatorial District.

The whole number of ballots is	6428
Necessary for a choice	3215
John N. Swasey has	3672
Amos B. Simpson has	3673
Daniel Robinson has	2737
George B. Somes has	2735
And all other persons	10

John N. Swasey and Amos B. Simpson having received a majority of all the votes cast for Senators in the Sixth Senatorial District are duly elected Senators for the current political year.

One vote returned for John N. Sargent and eight votes returned for John N. Sawyer were counted for John N. Swasey. Seven votes returned for Ambrose B. Simpson were counted for Amos B. Simpson.

In the Seventh Senatorial District.

The whole number of ballots is	7098
Necessary for a choice	3550
John F. Harris has	3698
Joseph M. Livermore has	3683
Daniel N. Hobart has	3383
Joseph Brandon has	3390
And all other persons	7

And John F. Harris and Joseph M. Livermore having received a majority of all the votes cast for Senators in the Seventh Senatorial District are duly elected Senators,

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for the current political year.

From the town of Addison the whole number of votes were returned instead of the whole number of ballots, which error was corrected.

In the Eighth Senatorial District.

The whole number of ballots is	2787.
Necessary for a choice	1394
John McCleary has	1058.
William Dickey has	1342
Parker P. Burleigh has	369
B. Hamlett has	1
C. C. Bradbury has	1

John McCleary and William Dickey are the constitutional Candidates for the one vacancy which exists in this District.

The votes returned from the Plantation of Macwahoc were rejected, no list of votes having been returned as required by law.

The votes returned from the Plantation of Nemeicus were rejected no evidence of its organization having been returned as the law requires.

The votes returned from the Plantations of Island Falls, Merrill and Wallagrass were rejected for the reason that these Plantations appear to have been organized in September 1858, and the law requires certain acts to be performed by the Assessors of such Plantations on or before the 11th day of August of each year.

The list of votes returned from Hancock Plantation appears very irregular and defective and not such a list as the law requires, but

inasmuch as the allowing and counting of the votes returned from said Plantation does not affect the result; your committee did not consider they were required to institute such a critical examination as would justify them in rejecting said votes; therefore they were allowed and counted.

Your committee would further say that the rejecting of the votes returned from the Plantations of Macwahoe, Umcolcus Island Falls, Merrill and Wallagras does not effect the result.

In the Ninth Senatorial District.

The whole number of ballots is	11907
Necessary for a choice	5954
Elijah L. Hamlin has	6656
Jacob W. Stinchfield has	6640
Theophilus Stanley has	5223
John Kissell has	6640
Joshua Palmer has	5234
Asa Smith has	5229

And Elijah L. Hamlin, Jacob W. Stinchfield, and John Kissell having received a majority of all the votes cast for Senators in the Ninth Senatorial District are duly elected Senators for the current political year.

In the Tenth Senatorial District

The whole number of ballots is	2727
Necessary for a choice	1364
John A. Gilman has	1517
E.B. Averill has	1204

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And all other persons have

John H. Gilman having received a majority of all the votes cast for Senators in the Tenth Senatorial District is duly elected Senator for the current political year.

In the Eleventh Senatorial District
The whole number of ballots is 7668
Necessary for a choice 3835
Henry Williamson has 3992
John Tolman has 3955
Marcellus Steward has 3687
Van Rensselaer Tuttle has 3053

And Henry Williamson and John Tolman having received a majority of all the votes cast for Senators in the Eleventh Senatorial District District are duly elected Senators for the current political year.

In the Twelfth Senatorial District
The whole number of ballots is 4381
Necessary for a choice 2191
Jeremy W. Porter has 2389
Harrison Storer has 1962
And all other persons 30

And Jeremy W. Porter having received a majority of all the votes cast for Senators in the Twelfth Senatorial District is duly elected Senator for the current political year.

Sixty-six votes returned for Jeremy Porter and one vote returned for J. Porter were counted for Jeremy W. Porter.

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The votes returned from the Plantation of Letter C. were rejected, for the reason that no list of voters was returned as the law requires.

The votes returned from the Plantation of number 3 were rejected; the Plantation not having been legally organized.

In the Thirteenth Senatorial District.

The whole number of ballots is	9117
Necessary for a choice	4559
Samuel B Holt has	4883
Thomas Moulton has	4907
Oneil W. Robinson jr. has	4184
Jonas Greene has	4188
And all other persons	2

And Samuel B. Holt and Thomas Moulton having received a majority of all the votes cast for Senators in the Thirteenth Senatorial District are duly elected Senators for the current political year.

Eight hundred eighty-six votes returned for Oneil W. Robinson, four votes returned for O. W. Robinson jr. and three votes returned for O. W. Robinson were counted for Oneil W. Robinson Jr.

Respectfully Submitted
J. H. Marshall Chairman

On motion of Mr. Marshall

Ordered:- That a message be sent by the Secretary of the Senate to the House of Representatives informing that body that

one vacancy has been determined by the Senate to exist in the first Senatorial District and that James Morton and Thomas K. Lane are the constitutional candidates to fill that vacancy.

That one vacancy has been determined by the Senate to exist in the Eighth Senatorial District, and that John McCluskey and William Dickey are the constitutional candidates for that vacancy. — and proposing that a Convention of the two branches be held at 11 o'clock this forenoon in the Hall of the House of Representatives for the purpose of electing Senators to supply these vacancies and asking the concurrence of the House.

The Message was conveyed by the Secretary.

A message was subsequently received from the House by George W. Wiley its Clerk. concurring in the above proposition.

The hour assigned for the convention having arrived. the Senate proceeded to the Representatives Hall. and the Convention was formed.

In Convention.

On motion of Mr. O'Brien of the Senate.

Messrs. O'Brien and Seyfords of the Senate and Sanborn of Parsonsfield. Jordan of Poland. Sanborn of Phillips. Percival of Vassalboro and Butts of Canaan were appointed a committee to receive sort and count the votes for Senator to fill the vacancy existing in the first Senatorial District.

Having attended to that duty the Committee reported that the whole number of ballots

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throwon is 168 25

Necessary for a choice 85

James Morton has 125

Thomas K. Loane has 39

William Dickey has 4.

The report was accepted, and James Morton was duly elected Senator to fill the vacancy existing in the first Senatorial District for the current political year

On motion of Mr. Hamlin of the Senate

Messrs.

Hamlin and Totman of the Senate and Libbey of Molunkus, Eddy of Bradley Ridley of New Sharon Smith of Marion and Gibbs of Berwick were appointed a committee to receive sort and count the votes for Senator to fill the vacancy existing in the Eighth Senatorial District.

Which committee having attended to that duty reported that.

The whole number of ballots throwon is 167

Necessary for a choice 84

John McCluskey has 120

William Dickey has 47

The report was accepted and John McCluskey was declared duly elected Senator to fill the vacancy existing in the Eighth Senatorial District for the current political year.

The convention thereby dissolved

In Senate.

On motion of Mr. Wing

Ordered. That the Secretary of State be directed to furnish one copy each

of the Acts and Resolves of 1858 to the members of the Senate.

On motion of Mr. Carleton

Ordered:— That the Secretary of the Senate be directed to notify the Senators elect to fill the vacancies which existed in the first and eighth Senatorial District of their elections and requesting their attendance at the Senate Board.

Mr. O'Brien announced the attendance of James Morton Senator elect from the first Senatorial District and that he was ready to be qualified.— Mr. O'Brien was directed by the President to conduct Mr. Morton Senator elect to the Governor and Council to take and subscribe the oaths to qualify him for the discharge of his official duties.— who subsequently reported that he had attended to the duty assigned him, and that the said Senator had before the Governor and Council, taken and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties

And Mr Morton appeared and took his seat at the Senate Board.

Mr. Burpee from the joint select committee to which was referred the returns of votes given in the several Cities, Towns and Plantations in this State for Governor for the current political year. reported as follows.

That the whole number of votes cast is	112,898
Necessary for a choice	56,450
Lot M. Morrill has	60,380
Manasseh H. Smith has	52,440
Menasseh H. Smith has	3
Samuel C. Fessenden has	1
John Bodge has	2
J. L. Patten has	1
Samuel E. Humphrey has	1
M. H. Smith has	1

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Manasseh Smith has	13
Manasseh H. Smit has	1
George F. Patten has	24
L. M. Morrill has	1
Lot M. has	2
Lot M. Mow has	2
William D. Dana has	1
Charles Osborn has	2
Anson P. Morrill has	1
Mark Shepherd has	1
Jeremiah Hacker has	1
Leward Merrill has	1
Freeman H. Morse has	1
E. L. Hamlin has	2
Samuel Campbell has	1
Plantation 26 has	2
Ezekiel Holmes has	1
James Roach has	1
Judge Morrill has	1
David Bronson has	1
Scattering	3

Your Committee further report that returns from the towns of Roxbury, Leaville, Livermore and Brooklin and Plantation No. 10 were not sealed. The returns from the town of Brooklin was attested on the outside, but not inside. The returns from Dead River gave the whole number of votes, but not the names of any persons voted for. The number of votes effected by these irregularities, and which were counted in the above is for Lot M. Morrill 272 for Manasseh H. Smith 220.

The Committee have rejected the votes of Letter E. Macwahoe Umcolcus Merrill Island Falls and Walla-

gras Plantations.— The first two did not return lists of the persons voted for to the Secretary of States Office — There is no evidence of the organization of Umcolcus to be found in that office.— The Statutes makes the rejection of these imperitive— Merrill and Island Falls were organized September 6th 1858. and Wallagrass September 1st 1858.

The Statutes requires the Assessors of every Plantation to make out and post up a list of voters on or before the 10th day of August annually.— As this provision is important and clearly could not be complied with after the first of September these organizations were too late to be available for the year 1858.

The number of these votes rejected is for Lot No. Morrill 28. for Manasseh H. Smith 117. The list of voters in Wancock Plantation is irregular and defective having thirty one erasures. many interlineations. and a large proportion of the names not written out but "Do" written under a name above. It is certainly not a "fair copy" as the Statute directs and it contains some appearances of fraud, the latter part of the list and many interlineations appearing to be in a different hand writing from the body of the list. But as the votes of this Plantation cannot effect the result. the Committee have not thought it necessary to inquire into the facts. The Committee are unwilling to reject votes on account of bad writing or bungling execution of the returns and are inclined to overlook all such defects in favor of the elective franchise, and have therefore included the votes of the Plantation in the above.

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The report was read and accepted and Hon Lot M. Morrill was declared duly elected Governor of Maine for the current Political year.

Sent down for concurrence.

On motion of Mr. Burbee.

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.

And Messrs. Burbee, Livermore and Moulton were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently said order came up with the committee joined on the part of the House as follows,— Messrs. Blaine of Augusta, Fisk of Belfast, Brown of Mason, Palmer of Barnard Woodcock of Baring and Estes of Trenton.

Subsequently Mr. Burbee reported that the Committee had attended to the duty assigned to them and the Governor elect is pleased to say that he will accept the office; and further that he will attend upon the Legislature at any time they may assign to take the oaths of office required by the Constitution to qualify him for the duties of his office.

A message was received from the House of Representatives by George W. Wilcox, its Clerk proposing a Convention of both branches of the Legislature at thirty minutes past 12 o'clock

this day in the Hall of the House of Representatives for the purpose of administering to the Hon. Levi McMorrill Governor elect, the oaths required by the Constitution to enable him to enter upon the discharge of his official duties and to hear such communications as he may be pleased to make

The Senate concurred, and a message to that effect was conveyed to the House by the Secretary.

The hour assigned for the Convention having arrived the Senate proceeded to the Representative's Hall, and the Convention was formed.

In Convention.

On motion of Mr. Swazey of the Senate, that Senator was charged with a Message to the Hon. Levi McMorrill, Governor elect, informing him that a Convention of both branches of the Legislature is now in waiting ready to administer to him the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

Subsequently Mr. Swazey reported to the Convention that he had delivered the Message with which he had been charged and that the Governor elect was pleased to return for answer that he would attend forthwith upon the Convention for the purpose indicated.

Thereupon the Hon. Levi McMorrill Governor-elect attended by the Executive Council together with the Heads of Departments, and preceded by the Sheriff of the County of Kennebec, came in, and in presence of both branches of the Legislature in Convention assembled and

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before the President of the Senate, took and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

Noah Smith Jr. Esq. Secretary of the State then made the following

Proclamation.

The votes for Governor, which have been duly returned to the office of Secretary of State having been examined and counted by the Legislature who having declared that a majority thereof were given to Hon. Lot M. Morrill and that he is duly elected, and he having in the presence of the two branches of the Legislature in Convention assembled, taken and subscribed the oaths required by the Constitution to qualify him to discharge the duties of that office, I therefore declare and make known to all persons in the State who are in exercise of any public trust as well as all good citizens thereof that Lot M. Morrill is Governor and Commander-in-Chief of the State of Maine and that due obedience should be rendered to all his lawful acts and commands as such.

God save the State of Maine.

The President of the Convention then signified that the two Branches of the Legislature in Convention assembled, were ready to hear any communications from the Governor that he might be disposed to make.

Whereupon the Governor addressed the Convention as follows.

Governor's Address.

Gentlemen of the Senate
and of the 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 guidance 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 scrutiny of the Legislature in the expenditures authorized. That sense in which a national debt is supposed 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 aim of republican institutions is to ensure the greatest degree of comfort to each individual, and will therefore leave the people in the enjoyment of all their means not required for 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 disbursements 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 of 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 . .	242,000.	1857 . .	401,000
1848 . .	266,000.	1858 . .	365,000

Showing an annual average expenditure during the first of $232,000. and of $396,000. for the latter period.- an average annual excess of the latter period 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.

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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 tendancy to press upon the verge beyond which public charity becomes excessive liberality with the money of the people. and oppressive.

There is another class of items which go to swell the annual expenditure. 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 $699.500.- trust fund $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 1876. while annual interest is payable upon this 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 offices. These securities are nominally $128,000 a moity of which. at best. 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, acres are valuable chiefly as settling lands. and under our present policy or any that it would be thought wise to adopt, will yield no revenue to the treasury. The residue, under a judicious system of annual per-

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mits 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 action of the Legislature. It does not embrace our claim 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 agents 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 merely temporary expedient would be what is plainly 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 tax largely increased. Nothing is clearer than our duty as Legislators to keep our current expenditures,

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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 would naturally fall under an ordinary effort at retrenchment, while whatever 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 pecuniary saving can be made, and the needs of the Treasury for present relief will suggest the necessity of a prompt demand for exact economy.

The great item of present and prospective expense, and the great item of present and prospective retrenchment and reform also, is the legislative 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 ...	$36,280
" Senate ...	8,400	" Senate	9,045
" Council ...	3,100	" Council	2,500

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Fuel, lights, repairs, &c.	$2,500	Fuel, lights, and repairs	$3,900
Stationery,	2,260	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 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 proportion were acts "to incorporate" companies for the promotion of various private enterprise, and which could all be done as well under a general act for that purpose, without application to the Legislature, while its 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, explaining, 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 for 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 elec-

tions is prejudicial to that calm dignity which should characterize the election of our rulers and Legislators, will not be doubted. The burden is not the less grevious because the result of a self-imposed system. The expense is not the less real because it is the voluntary expenditure of time and labor, nor on that account the less useless; and the ultimate result not the less prejudicial to the general prosperity because it is the cheerful homage of the citizen to the commonwealth. Prospectively without resources to meet the current expenditure 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 in 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 for business pursuits. Considering the perfected state of our laws with general laws for private corporations and with reasonable adherance to the law authorizing antecedent notice upon all legislation affecting private rights, it is believed less than one-half the time and money spent in annual session and elections would be adequate to all the demands for legislation.

With annual sessions, there is little hope of reform so large a portion of the time is ordinarily spent in the preliminaries, that the aspirations even of the members for a short session, die out, with positive languor consequent upon inaction before the actual business is brought before them.

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With a prevalent and universal demand for short sessions, less legislation and less expense, the State annually exhibits marked uniformity in time consumed, quantity of legislation and amount of expenditures! Biennial sessions and elections, in my judgement, would do much to relieve the burden 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. No people should be unmindful of, as none can long successfully struggle against, the natural characteristics of the country they inhabit. Its natural features and relative position are quite decisive in modifying the present and predetermining the future. We cannot hope to escape the influences 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 unequaled water-falls, its navigable rivers and extended sea coast. 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 situation, 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 development 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 indispensible 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 superabundance, as accumulated profit; still they have attained the highest end. they have cultivated and made productive their lands, maintained their families and reared them in industry, honesty, and those manly qualities which are the reliances of society

and States. That occupation which produces man in his best condition, is incomparably better 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 millions 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 vegitable productions of the northern States. With reasonable improvements 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 aggregate agriculture of the State. Of the unsettled lands there are perhaps 2,000,000 acres in the valley of the Aroostook and as much 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 well wooded region, equaling in fertility the famed regions of the western States, and capable even under a less congenial clime of producing wheat and other grain fully equal in abundance with any soil 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. Provision has 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 agriculturists to greater effort for improvement.

During the past year an active emigration has been going on into the county of Aroostook giving 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 immigrant 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. Geographic[x] survey 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 immigration now setting 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 region 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 mechanic arts. No mere adventitious aids would be desirable — would do more than excite a temporary interest, with no lasting or permanently favorable results. In its resources and natural features our State is not simple, but composite — not one interest paramount to all others and subordinating all others — but many interests, each bearing upon, upholding and stimulating the others and all combined presenting a greatly diversified yet harmonious Commonwealth. A just appreciation of its natural advantages and capabilities for commerce, manufactures and 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 these schools, which will be laid before you.

The school returns exhibit the gratifying facts that, notwithstanding the severe financial embarrassments; the excess of money raised by the several cities and towns for the support of schools the past year, over the amount required by law, was the sum of $54,912.00, while the sum

of $66,739 was expended in the erection of schools houses during the same period evincing thereby the real and unabated interest taken in the cause of popular education.

The whole amount raised by voluntary taxation was $402,761,00. The whole amount expended for school purpose, $623,599,67. Whole number of scholars attending summer schools 132,182. Whole number attending winter schools 154,860.

The value of school edifices in the State is returned as $1,105,967.

I renew the recommendation in my last annual message for the establish 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

Under the operation of the legislation 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 and blind; and authorized the Governor and Council to provid for such at the American Asylum at Hartford, Conn., for the education and in-

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structions of the deaf and dumb and at the Perkins Institute, South Boston for the education of the blind. This State had under these provisions, the past year, forty-two pupils at the American Asylum, at an annual cost of about $4.000, and at the Perkins Institute sixteen at a cost of about $2.000.

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 arrangement, highly conducive to the best interests of the pupils, and that the situation of the beneficaries from this State is highly gratifying, and the policy of sending to these institutions is undoubtedly wise, both as a matter of economy and the unequaled advantages to the pupils.

The uniform policy of the State, for many years has been to grant permits 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 that the provision referred to be restored.

The condition of the securities in the Land Office is such that in order to realize anything 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 land sold. I refer you to the report of the Land Agent for a detailed statement of the operations of the Land Office.

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H. C.

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 active duty, and 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 payment of a slight equivalent, would relieve the Treasury of the present expense, 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 cases 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 inconveniences and de-

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lay in the ordinary administration of justice, besides they determine a rule of no practical utility 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 subject, 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 provission 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 disbursements, 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 accomodation 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 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 understood to involve the present government of the prison, but growing out of the system of internal economy, labor and general arrangements of the establishments 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 position 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 judgement 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

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organized for election purposes, particularly in the County of Arrowtook in the French settlements (with the advise of the Council) I caused an examination into the fact to be made. The matter was confided to a citizen of the State of great intelligence, who upon enquiry of the principal inhabitants in 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 preserve 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 voters in these settlements and four thousands souls 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, and although the elective franchise has been conferred and 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, well-meaning and simple-hearted people and occupying as they do a position within our limits and rapidly increasing in numbers, their education in our language, and assimilation in their tastes, 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

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the general government visited those plantations before the elections 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 to 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 would seem to demand the stern rebuke of the people of the State, and to be visited with the severest penalties, and wholly prohibited in the future.

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 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 trenches on its absolute sov-

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eraignty. 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-slave-holding 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 liberate 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 less certain that all attempts of the general government to force this policy upon these States, through the influence of position office or patronage, is presumptuous usurpation, 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 of denial, or offensive implication of denial, that the American people are not sovereign over their institutions. Beginning in purest 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 unparalled in our history. It is a moderate statement of the fact to say that is 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 policy, under such circumstances, would present the poor spectacle of a people cherishing the sentiment 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 guardianship of the federal constitution."

Slavery is the malignant ulcer at the vitals of the Union. A patriotic conservatism requires that it should 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 extention by the general government, of an institution to which they are, and from the nature of the case ever must be, opposed. The resistance of the States and the general expression of public disapprobation, saved Kansas from the

doom of slavery; and this resistance should be maintained until the aggressive and sectional policy of fostering an odious and local institution is abandoned or overthrown.

Lot M. Morrill.

The Governor and his attendants then withdrew, and the Convention was dissolved.

In Senate,

On motion of Mr. Carleton.

Ordered, That the session of the Senate on Saturdays be at 2 o'clock, and on Monday at 11 o'clock A. M. until otherwise ordered.

On motion of the same Senator.

Ordered, That the Secretary be directed to procure the printing of one thousand copies of the Governor's address for the use of the Senate.

On motion of Mr. Carleton, the Senate

Adjourned

Joseph D. Hall
Secretary

In Senate

Saturday. January. 8th. 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Sanderson of Augusta.

The Journal of yesterday read and approved.

A message was received from the House by George M. Wilcox its Clerk proposing a Convention of both branches of the Legislature in the Hall of Representatives this day at half eleven A.M. for the purpose of electing a Secretary of State and seven Executive Councilors for the current political year.

The Senate concurred with the proposition for a Convention for the purpose indicated, but nonconcurred with the House, in the time assigned by that branch, and on motion of Mr. Burpee proposed instead the time 20 minutes before 12 M.

Of which action the Secretary informed the House by Message.

...

Subsequently the Clerk of the House informed the Senate that the House concurred with the proposition for a change of the time.

The hour assigned for the Convention having arrived the Senate proceeded to the Representative's Hall where a Convention was formed.

In Convention.

On motion of Mr. Wells of the Senate

Messrs Wells

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and Davis of the Senate Butler of Portland, Parker of Mt. Desert, Mowers of Pittston Porter of Lowell and Hobbs of Sanford were appointed a Committee to receive, sort and count the votes for seven Executive Councilors. Having attended to their duty the Committee reported.

The whole number of ballots thrown is 153

Necessary for a choice	77
Almon Lord has	111
Rufus Horton has	111
George Thorndike has	110
Dennis L. Milliken has	110
Aaron A. Wing has	110
Washington Long has	110
Isaac N. Harriman has	110
Marcellus Steward has	42
George L. Hosmer has	42
Shelden Hobbs has	42
Francis G. Butler has	42
Elijah L. Hammond has	42
Moses R. Ludwig has	42
Rufus Soule has	42
Dennis Milliken has	1
Aaron A. Wing has	1

The report was accepted and Almon Lord, Rufus Horton, George Thorndike, Dennis L. Milliken, Aaron A. Wing Washington Long and Isaac N. Harriman were declared duly elected Councilors to advise the Governor in the Executive department of the Government for the current political year.

On motion of Mr. Fletcher of the Senate.

Messrs. Fletcher and Gilman of the Senate Talbot of

East Machias, Mitchell of Lexington, Mason of Montville, Perkins of Gopsham and Green of Deer Isle were appointed to receive, sort and count the votes for Secretary of State.

Having attended to that duty the Committee reported that

The whole number of ballots thrown is	155
Necessary for a choice	78
Noah Smith Jr. has	112
Albert P. Gould has	43

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

The purposes for which the Convention was formed having been accomplished it was therefore dissolved

In Senate

On motion of Mr Williamson

Ordered: That the Secretary be directed to notify Almon Lord of Parsonsfield, Rufus Horton of Portland George Thorndike of South Thomaston Dennis L. Milliken of Waterville, Aaron A. Wing of Bangor Washington Long of Fort Fairfield and Isaac N. Harriman of Searsport, that they have been duly elected Councilors to advise the Governor in the Executive part of the government for the current political year, and request their immediate attendance

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On motion of Mr. Carleton

Ordered: That the Secretary of the Senate notify Noah Smith Jr. Esq. that he has been duly elected by a joint Convention of the two Houses, Secretary of State for the current political year

On motion of Mr. O'Brien

Ordered: That a joint select committee be appointed to examine the Treasures account and settle the same.

And Messrs. O'Brien of York Marshall of Waldo and Porter of Franklin, were appointed on the part of the Senate.

Sent down for concurrence ...

Subsequently this order came up with Messrs. Pike of Calais, Dow of Portland Prentiss of Bangor, Blaine of Augusta Barrow of Fryeburg, Porter of Lowell, Watts of Thomaston joined on the part of the House.

Order from the House ...

... Ordered: That on Tuesday next the 11th inst. at 12 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 message.

And in case the Senate and House of Representatives shall elect the same person, such per-

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son shall be considered as elected by the Legislature to be a Senator of the United States from 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

Was read and

passed in concurrence

On motion of Mr. Marshall

the Senate

Adjourned.

Joseph P. Hall

Secretary

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In Senate

Monday January. 10th 1859.

Met according to adjournment.

The President in the chair.

Prayer by Rev. Mr. Ballou of Augusta.

The Journal of Saturday was read and approved.

A message was received from the House of Representatives by Mr. Pearce of Meddybemps announcing the decease of Andrews Dyer Esq. late Representative from Dellois, and informing the Senate that the House has passed appropriate resolutions and also that the House will attend his funeral in a body this day at 12 o'clock in the Rotunda.

Mr. Harris of Washington rose and said.

Mr. President—! The message just received from the House of Representatives announcing the melancholy intelligence of the decease of Andrews Dyer of Dellois a Representative from the Cherry-field district in Washington county, renders it proper that the members of the delagation in this branch—should notice the sad event. I do not however propose to make any extended remarks upon this occassion; the solemn fact that death has thus early and suddenly entered the ranks of this Legislature, and laid this icy hand upon one of its members, will, I am sure, make a deeper impression than any thing which I could say in reference to it. I will, therefore only add that I trust that the Senate will, at the appointed time attend the funeral of the deceased as a mark of our

respect for him, and as a token of our sympathy for his family, relatives and friends.

Mr. Livermore of Washington rose in his place and said.

Mr. President, I move as a mark of respect to the deceased, and for the purpose of enabling the Senate to attend the funeral services, to take place in the Rotunda of the State House this day at 12 o'clock that the Senate do now adjourn

And the Senate accordingly adjourned

Joseph B. Hall

Secretary

LLMC DIGITAL

In Senate

Tuesday, January 11th. 1859.

Met according to adjournment.

The President in the chair.

Prayer by Rev. Mr. Bartlett of Augusta.

The Journal of yesterday was read and approved.

Mr. Stinchfield announced the attendance of John Mc. Clusky, Senator elect from the eighth Senatorial District, and that he was ready to be qualified. Mr. Stinchfield was directed by the President to conduct Mr. Mc. Clusky, Senator elect, to the Governor and Council to take and subscribe the oaths to qualify him for the discharge of his official duties; who subsequently reported that he had attended to the duty assigned him, and that the said Senator had, before the Governor and Council taken and subscribed the oaths required by the Constitution, to qualify him to enter upon the discharge of his official duties

And Mr. Mc. Clusky appeared and took his seat at the Senate Board.

On motion of Mr. Swasey.

Ordered: That a Joint select Committee be raised, of three from the Senate, with such as the House may join, to take into consideration that part of the Governor's Address, which refers to the heretofore protracted sittings of the Legislature, and report what preliminary measures, if any,

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may be adopted without public detennent to circumscribe the present session within more reasonable limits.

And Messrs. Savage of Hancock. Carleton of Lincoln and Livermore of Washington were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently this order came back with the Committee joined on the part of the House as follows—; Messrs. Butler of Portland, Gwin of Brunswick, Butts of Canaan, Houston of Eastport, Swett of York Heal of Westport and Carson of Mt. Vernon

Mr. Hannaford introduced the following.

Ordered—;

That all documents relating to the unfinished business of the last Legislature, be placed in the hands of the Secretary of the Senate, to be by him delivered to the Committee to which they were referred at the previous session.

Tabled on motion of Mr. Carleton.

...

On motion of Mr. Anderson

Ordered—; That the Chaplains of this Legislature, be allowed the privileges of the State Library on the same terms as the members of the Legislature.

...

A communication was received from the Treasurer of State as follows.

Treasurers Office

Augusta, January. 10th 1859.

To the President of the Senate.

I have the honor

herewith to transmit the annual statement and account of the receipts and expenditures of all public money for the fiscal year terminating on the 31st December 1838.

Benj. D. Peck
Treasurer of State.

Which was read and the accompanying accounts referred to the Committee on Treasurer's Account.

Sent down for concurrence

A message was received from the House of Representatives, through its Clerk, George W. Wilcox, proposing a Convention of both branches of the Legislature at 11 o'clock this day for the choice of Attorney General and Adjutant General for the current political year.

The Senate concurred; of which concurrence the Secretary informed the House by message.

A message was received from the House of Representatives, by George W. Wilcox, its Clerk proposing a Convention of both branches of the Legislature at 15 minutes before 11 o'clock tomorrow for the purpose of administering to the Executive Councilors elect, or such of them as have signified their acceptance, the necessary oaths required to qualify them for their official duties.

The Senate concurred: of which concurrence the Secretary informed the House by message.

Communications were received from Aaron A. Wing, Washington Long, George Thorndike, and Dennis L. Milliken, signifying their acceptance of the office of Executive Councilors; which were

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read and sent down.

On motion of Mr. Stinchfield.

Ordered—That the Secretary of State be requested to furnish one copy of Greenleaf's map of Maine, for the use of the Senate.

...

A communication was received from Noah Smith Jr. Esq. Secretary of State elect, signifying his acceptance of that office; which was read and sent down.

A communication was received from the Secretary of State transmitting the annual report of the Trustees, Superintendants and Stewards of the Maine Insane Hospital for the year 1838.

The hour assigned for the Convention having arrived, the Senate proceeded to the Representatives Hall, when a Convention was formed

...

In Convention.

On motion of Mr. Anderson of the Senate

...Messrs Anderson and Simpson of the Senate and Goodnow of Alfred, Ridley of New Sharon, Shaw of Greenville, Harding of Detroit and Carter of Belfast were appointed a Committee to receive, sort and count the votes for Attorney General

Having attended to that duty the Committee reported, that

The whole number of ballots thrown is	157
Necessary for a choice	79

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Nathan D. Appleton. has 117
John A. Peters has 39
Charles R. Whidden has 1

The report was excepted and Nathan D. Appleton, having received a majority of all the votes thrown, was declared to be duly elected Attorney General for the current political year.

...

On motion of Mr. Hannaford of the Senate.

The same Committee were directed to receive, sort and count the votes for Adjutant General.

Having attended to the duty assigned them the Committee reported that

The whole number of ballots thrown is ..160
Necessary for a choice 81
Davis Tillson has 111
Charles R. Whidden has 44
James W. Webster has 4
Nathan D. Appleton has 1

...

The report was accepted and Davis Tillson having received a majority of all the votes thrown, was declared duly elected Adjutant General of the State of Maine, for the current political year

The purposes for which the Convention was formed having been accomplished, it was therefore dissolved.

...

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In Senate,

On motion of Mr. Williamson.

Ordered; That the Secretary of the Senate be directed to notify Nathan D. Appleton that he has been duly elected Attorney General, for the current political year.

On motion of Mr. Burpee

Ordered; That the Secretary of the Senate be directed to notify Davis Tillson, that he has been duly elected Adjutant General, for the current political year.

The hour of 12 o'clock M. having arrived, being the hour assigned by the Legislature to ballot for a United States Senator.

On motion of Mr. Burpee

Ordered; That a Committee of three be raised to receive, sort and count the votes for United States Senator for six years from and after the third day of March next

And Messrs. Burpee of Lincoln Marshall of Waldo and Mr. Clusky of Aroostook were appointed.

Having attended to that duty, (the return of the Senate being 29) the Committee reported

That the whole number of ballots is 29

Necessary for a choice 15

William Pitt Fessenden has 29

The report was accepted, and William Pitt Fessenden was declared duly elected, on the part of the Senate Senator to the United States Senate from this State, for the term of six years from and after the third day of March A.D. 1859.

Of which election the Secretary informed the House by message.

A message was received from the House of Representatives, by Mr. Blaine of Augusta as follows:- Viz:-

Mr. President:- I am directed by the House of Representatives to inform the Senate, that the House has on its part, elected William Pitt Fessenden, United States Senator, for the term of six years, from and after the third day of March next.

...

It appearing that both branches of the Legislature, having concurred in the election of William Pitt Fessenden, as United States Senator for six years from and after the third day of March next, that Gentleman was accordingly declared duly elected as such, for six years from and after the third day of March next.

On motion of Mr. Carleton

That Senator was charged with a message to the Governor and Council, informing them of the election of William Pitt Fessenden, as United States Senator for the term of six years, from and after the third day of March A.D. 1859.

Subsequently Mr. Carleton reported to the

Senate that he had discharged the duty assigned him.

On motion of Mr. Anderson the Senate

Adjourned

Joseph B. McCall
Secretary

LLMC DIGITAL

In Senate
Wednesday, January 12th 1859.

Met according to adjournment.
The President in the chair.
Prayer by Rev. Mr. Armitage of Augusta

The Journal of yesterday was read and approved.

A communication was received from Rufus Horton Councilor elect, signifying his acceptance of that office —. Also a communication from Davis Tillson, signifying his acceptance of the office of Adjutant General, which were read and sent down.

Mr. Wing announced the attendance of John Berry Jr. Senator elect from the fourth Senatorial District, and that he was ready to be qualified. Mr. Wing was directed by the President to conduct Mr. Berry Senator elect to the Governor and Council, to take and subscribe the oaths to qualify him for the discharge of his official duties; who subsequently reported that he had attended to the duty assigned him, and that the said Senator had, before the Governor and Council, taken and subscribed the oaths required by the Constitution, to qualify him to enter upon the discharge of his official duties.

And Mr. Berry appeared and took his seat at the Senate Board.

...

The hour assigned for the Convention, for the purpose of qualifying Councilors elect, having arrived, the Senate proceeded to the Representa-

tive's Hall where a Convention was formed.

In Convention.

On motion of Mr. Burpee

Ordered, That the Secretary of the Convention be directed to notify in form the Councilors elect, that the two Houses are now in Convention assembled for the purpose of administering to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The Secretary subsequently reported that he had waited upon the Councilors elect, and that he had delivered the message with which he had been charged, and they were pleased to say that they would attend forthwith upon the Convention for the purpose of being qualified.

Thereupon Rufus Horton, George Thorndike, Dennis L. Mailliken Aaron A. Wing and Washington Long, Councilors elect, came in, and before the President of the Senate took and subscribed the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The Councilors then withdrew, and the Convention dissolved.

In Senate

On motion of Mr. Moulton.

Ordered, That a message be sent to the Governor by the Sec-

retary of the Senate, informing him of the election and qualification of Rufus Horton George, Thorndike Dennis, Lo. Milliken, Aaron A. King and Washington Long, as Executive Councilors for the current political year.

The message was conveyed by the Secretary.

On motion of Mr. Carleton

Ordered; That the House concurring, that the Joint Rules and Orders, adopted by the Legislature in A.D. 1858. be adopted for the Government of this Legislature until otherwise ordered.

Sent down for concurrence.

The following Joint Standing Committees appointed on the part of the Senate and sent down for concurrence, came up joined as follows:

On the Judiciary.

Messrs. Gilbert of Bath
Pike of Calais
McCrillis of Bangor
Smart of Camden
Butler of Portland
Lebroke of Foxcroft
Goodenow of Alfred
of the House

Messrs. Hamlin, Carleton, Fletcher } of the Senate

On Mercantile Affairs and Insurance.

Messrs. Dow of Portland
Darling of Bucksport
Webb of Gardiner
Otis of Wiscasset
Coombs of Bowdoin.
King of Westbrook
Percival of Vassalboro
of the House

Messrs. Burpee
Skofield
Livermore
} of the Senate

On Banks and Banking.

Messrs. McCrillis of Bangor.
Haines of Hobbsborough
Huston of Eastport
Williams of Rockland
Blanchard of Yarmouth
Baker of Windham
Day of Hallowell
of the House

Messrs. Marshall
Sewasey
Morton
} of the Senate

On Education.

Messrs. Estes of Trenton.
Barrows of Gryeburg
Eddy of Bradley
Springer of Belgrade
Palmer of Barnard
Talbot of East Machias
Butts of Canaan
of the House

Messrs. Williamson
Elder
Wells
} of the Senate

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On Divisions of Counties.

Messrs. Brown of Orland
Perkins of Topsham
Sprague of Greene
Cole of Gouldsboro
Gibbs of Berwick
Prince of Falmouth
Mooes of Pittston
of the House

Messrs. Holt, Wing, Williamson } of the Senate.

On State Lands and State Roads.

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

Messrs. Berry, Porter, Simpson } of the Senate.

On the Militia

Messrs. Dunn of Portland
Porter of Lowell
Millet of Norway
Labree of Whitefield
Carter of Belfast
Fuller of Carmel
Libby of Scarborough
of the House

Messrs. McClusky, Marshall, Anderson } of the Senate,

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On Military Pensions.

Messrs. Smith of Marion
Robinson of Alna
Blake of New Gloucester
Chadwick of China
Swett of York.
Goodrich of Bingham
Cyr of Van Buren
of the House

Messrs. Totman, Lyford, O'Brien } of the Senate;

On Incorporation of Towns.

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

Messrs. Davis, Stinchfield, Anderson } of the Senate;

On Divisions of Towns.

Messrs. Robie of Gorham
Johnson of Garland
Safford of Hope
Libby of Pownal
Nash of Harrington
Churchell of Lexington
Jordan of Poland.
of the House

Messrs. Carleton, O'Brien, Berry } of the Senate;

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On the Insane Hospital.

Messrs Burbank of Lewiston
Fish of Patten
Fuller of Corinth
Messrs Wells, Moulton, Gilman } of the Senate. Mc Daniel of Hollis
Carr of Bowdoinham
Clark of Gray
Sanborn of Phillips
of the House

On the State Reform School.

Messrs. Rider of Washington
Hill of Saco
Perley of Naples.
Messrs Swasey, Burpee, Hammaford } of the Senate, Small of Temple
Horton of Dexter
Mc Farland of Ellsworth
Stevens of Searsport
of the House

On Indian Affairs.

Messrs. Wilson of Brewer
Talbot of East Machias
Woodman of Aldstown
Messrs Livermore, Stinchfield, Barron } of the Senate, Bishop of Sangerville
Buckman of Minot
Thomas of Hamilton
Spring of Hiram
of the House

On Agriculture.

Messrs. Perley of Naples
Holmes of Peru
Garvin of Acton
Bartlett of Monroe
Libby of Molunkus
Morrill of Strong
Coombs of South Thomaston
of the House.

Messrs. Anderson, Thissell, Totman } of the Senate.

On Fisheries.

Messrs. Stevens of Monhegan
Parker of Mt. Desert
Chadbourne of Phipsburg
Green of Deer Isle
Blunt of Cutler
Hasty of Cape Elizabeth
Webster of Vinalhaven
of the House

Messrs. Skolfield, Hamlin, Lovermore } of the Senate.

On Manufactures.

Messrs. Rice of Hamden
Given of Brunswick
Benjamin of Winthrop
Shaw of Plymouth
Hobbs of Sanford
Gurney of Canton
Lowell of Biddeford
of the House

Messrs. Wing, Burpee, Davis } of the Senate.

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On Railroads, Ways and Bridges.

Messrs. Stackpole of Waterville
* Pike of Calais
Wells of Freeport
Joy of Orono
Pierce of Kittery
Fulsom of Cornville
Ridley of New Sharon
of the House

Messrs. Fletcher, Gilman, Harris } of the Senate.

On Interior Waters

Messrs. Cushing of Frankfort
* Thomas of Blue hill
Boothby of Burlton
Whitehouse of Smithfield
Walker of Bridgton
Shaw of Greenville
Woodcock of Baring
of the House

Messrs. Minchfield, Carleton, McCluskey } of the Senate

On Accounts.

Messrs. Philbrook of Sedgwick
Dunton of Jefferson
Broom of Mason
Andrews of Monmouth
Mason of Montville
Goodwin of Elliot
Harding of Detroit
of the House

Messrs. Porter, Simpson, Davis } of the Senate

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On Claims

Messrs. Perkins of Kennebunkport
Heal of Westport
Brain of West Gardiner
Carson of Starks
Harmon of Northfield
Storer of Wells
Cookson of Unity
of the House

Messrs. Harris, Swazey, Elder } of the Senate

On State Prison.

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

Messrs. Morton, Holt, Wing } of the Senate,

On Public Buildings

Messrs. Abbot of Etna
Laughton of Ripley
Nickerson of Swanville
Payson of Cushing
Hunter of Clinton
Sinclair of Waterborough
of the House

Messrs. Hannaford, Thissell, Seyford } of the Senate

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On the Library.

Messrs. Wells of Freeport
Dow of Portland
Gilbert of Bath
Messrs. Moulton, Barron, Davis } of the Senate
Moore of Paris
Baleh of Waldoboro
Churchill of Lexington
Piper of Benton
of the House

On motion of Mr. Holt—

Ordered, That there be appointed a Committee of three on the part of the Senate, with such as the House may join, to examine the papers and files of the last Legislature, referred to the present, and report what disposition ought to be made of them.

And Messrs. Holt of Oxford, Fletcher of Kennebec, and Carleton of Lincoln were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently the order came back passed in concurrence with — Messrs. Gilbert of Bath, Dow of Portland, Estes of Trenton, Robie of Gorham, Prentis of Bangor, Cushing of Frankfort and Philbrook of Ledgwick, joined on the part of the House.

On motion of Mr. Wing

Ordered, That the Secretary of the Senate, be directed to prepare a

list of the members of the Senate arranged agreeable with the number of their seats, designating their places of residence, and boarding places; also containing the names of the members of the House with their residences, boarding places and number of their seats; also containing the names of the Standing Committees of the Legislature and that two hundred copies be printed for the use of the Senate, and that one copy of the same be bound with each copy of the Rules and Orders, hereafter to be accepted.

On motion of Mr. Porter.

Ordered — That the Secretary of the State, be requested to place in the hands of the Messenger of the Senate for the use of the Senate, one copy of Webster's Unabridged Dictionary.

The President announced the following Standing Committees of the Senate.

On Bills in Second Reading.

Messrs. Barron,
Berry,
Davis,
Gilman,
Livermore,
Leyford,
Morrison,
O'Brien
Stinchfield
Totman
Wells
Wing

On Engrossed Bills

Messrs. Elder,
Anderson,
Burpee,
Hannaford,
Harris,
Holt,
Marshall,
Moulton,
Porter,
Simpson,
Thissell
Williamson

On motion of Mr. Porter the Senate

Adjourned

Joseph D. Hall
Secretary

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In Senate.

Thursday, January 13, 1859.

Met according to adjournment

President in the chair.

Prayer by Rev. Mr. Ingraham of Augusta.

Journal of yesterday read and approved.

Orders from the House.

That the joint select Committee raised under the order relating to shortning the sessions of the Legislature be instructed to inquire into the expediency of amending the Sixth Section of Chapter 115 of the Revised Statutes, regulating the compensation of members of the Legislature so as to provide that compensation therein provided shall cease after the Legislature has been in session a certain special number of days.

... That the Committee on the Judiciary enquire into the expediency of amending the Ninth Section of the 32. 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 eight line the words "or the first day of January."

... That so much of the Governors message as relates to the expediency of so changing the proceedings of trial in capital cases, as to have the Court, in such case, held by one Judge, be referred to the Committee on the

Judiciary:-

Were severally read and passed in concurrence.

That with the concurrence of the Senate all petitions for private legislation which may be presented to the 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, Whig and Courier and Advertiser public News Papers published respectively in Augusta, Bangor and Portland.

Was tabled on motion of Mr. Fletcher.

Petitions of - Nelson Dingley and others, of Danville to be annexed to the town of Auburn;-

Petition of George Lermond and others of Thomaston to change a portion of the line between Thomaston and Warren;-

Petition of Tisdale Dean and others of Frankfort for a division of said town;-

Petition of A. W. Cummings and others, of Manchester and Hallowell that a portion of land belonging to Maine Granite Co. be annexed to Hallowell;-

Were severally referred to the Committee on division of towns in Concurrence.

Petition of Noah Woods and 98 others of Gardiner for a law to regulate the taking of smelts

in the Kennebec River.—

Referred to the Committee on Fisheries in concurrence

Petition of Jonathan Treat and others for repeal of act of incorporation.—

Referred to the Committee on Railroads Ways and Bridges, in concurrence

Petition of Albert Blaisdell and J. P. Wheeler that balance of account for building Reform School may be paid them.—

Referred to Committee on claims in concurrence.

Petition of Gilbert G. Newhall and others for an act of Incorporation as "Oriental Powder Company"

Bill "An act to incorporate the Oriental Powder Company."— were severally referred in concurrence, to the Committee on Manufactures.

Petition of Directors of Jiconic Bank for reduction of capital Stock,— referred to Committee on Banks and Banking in concurrence

Petition of Michael Boyce and others of Company C. of Light Infantry that they may be treated as other people,— Referred to the Committee on the Militia in concurrence.

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Bill "An act to enable the inhabitants of Camden to purchase a history of said town";— was referred to the Committee on the Judiciary in concurrence. 85

Credentials of Joseph Nicolar delegate from the Penobscot tribe of Indians;— was referred to the Committee on Indian Affairs. in concurrence.

On motion of Mr. Porter

Ordered:— That so much of the Governor's Address as relates to the subject of Agriculture be referred to the Committee on Agriculture ...

Sent down for concurrence.

On motion of Mr. Wing

Ordered:— That so much of the Governor's Address as relates to the Militia be referred to the Committee on the Militia ...

Sent down for concurrence.

Mr. Hamlin presented the petition of Simon Stone and Mary Burton. to be set off from Columbia and annexed to Centreville, which was referred to the Committee on Division of Towns. ...

Sent down for concurrence.

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80. Mr. O'Brien from the Joint Select Committee on Treasurers accounts reported that they had examined said accounts and found them correct, and that they had examined the books in the Treasury Department and found them exhibiting that neatness and accuracy and clearness of statement which have for a long time characterized Mr. Caldwell's Book-keeping.

The report was accepted; and

Sent down for concurrence

Mr. Fletcher from the Select Committee on Rules and Orders;— Reported the Rules and Orders of 1858 without amendments; which report was accepted.

Mr. Porter introduced a "Resolve setting apart certain lands in Franklin County for building roads therein"— which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

A communication was received from Noah Smith Jr. Esq. Secretary of State, transmitting thirty one copies of the 42d. annual report of the Directors of the Asylum for the "Deaf and "Dumb at Hartford Conn" and also the Report of the Commissioners to the Universal Exhibition of Industry at Paris in 1855.

A message was received from the House by George W. Wilcox, its Clerk, proposing a Convention

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of both branches of the Legislature in the Representatives Hall this day at 12 o'clock M. for the purpose of electing a Treasurer of State.

The Senate concurred. of which. concurrence the Secretary informed the House by message.

The hour assigned for the Convention having arrived. the Senate proceeded to the Hall of Representatives where a Convention was formed.

In Convention.

...

On motion of Mr. Williamson of the Senate

Messrs.

Williamson and Fletcher of the Senate,- Messrs Dow of Portland. Prince of Falmouth Small of Temple. Foster of Presque Isle and Harmon of Northfield were appointed to receive. sort and count the votes for Treasurer of State.

Having attended to that duty the Committee reported that the.

Whole number of ballots thrown is	160
Necessary for a choice	81
Benjamin D. Peck has	115
Levi Morrill has	45

The report was accepted and Benjamin D. Peck having received a majority of all the votes thrown was accordingly declared duly elected Treasurer of State for the current political year.

The purposes for which the Convention was formed having been accomplished it was therefore dissolved.

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In Senate.

On motion of Mr. Thissell.

Ordered:- That the Secretary of the Senate be directed to notify Benjamin D. Peck of his election to the office of Treasurer of State for the current political year.

On motion of Mr. Carleton.

The Senate

Adjourned

Joseph D. Hall

Secretary

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In Senate.
Friday January 14. 1859.

Met according to adjournment
The President in the Chair.

Prayer by Rev. Mr Jaspan of Augusta.

The Journal of yesterday was read and approved.

Orders from the House.

That the Committee on the Judiciary be requested to inquire 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.

That the same committee inquire into the expediency of reestablishing a third term of the Supreme Judicial Court for criminal trials for the County of Penobscot.

That the same committee be ordered to inquire into the expediency of providing by law for the change of names of individuals and corporations by judicial process.

Were severally read and passed in concurrence.

Order from the House.

That so much of the Governors address as relates to frauds in the late elections among the French population in the

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County of Aroostook be referred to a joint Select Committee of five on the part of the House with such as the Senate may joine

With Messrs Pike of Calais. Blaine of Augusta. Staughton of Ripley. Fish of Patten and Libby of Morrill's appointed on the part of the House.— was read and passed in concurrence.— And Messrs Hamlin of Penobscot. Livermore of Washington and Carleton of Lincoln, were joined on the part of the Senate.

Claims of the Treasurer of Howland,
" " " " " Lowell,
" " " " " Burlington,
" " " " " Albany,
" " " " " Amherst. severally for Bounty on wild Animals. Severally referred to the Committee on accounts. in concurrence.

Petition of George Morrill and five others that "Gray Surplus" may be annexed to Raymond;—

Petition of David Bartlett and others for repeal of act incorporating the Town of Searsville and to annex the same to the Town of Mt. Desert and Freemont;—

Petition of John M. Noyes and others in aid of the petition of David Bartlett.
Severally referred to the Committee on the Incorporation of Towns in concurrence.

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Petition of Directors of the American Bank for reduction of capital stock.

Petition of Directors of Long Reach Bank for an increase of capital stock.-

Bill "An act additional to an act to incorporate the Long Reach Bank,- severally referred to the Committee on Banks and Banking, in concurrence

Petition of William Swett and sixty others that the Town of Whitefield may be set off from Lincoln County and annexed to Kennebec County;- referred to the Committee on Division of Counties in concurrence

Petition of Penobscot Indians for arrearages of interest due them from the State; referred to the Committee on Indian Affairs, in concurrence.

Petition of Dennison J. Haines and others to be set off from Smithfield and annexed to Norridgewock;- referred to the Committee on Divisions of Towns in concurrence.

Petition of Town of Atisfield for an act of incorporation as a Fire Insurance Company;- refered to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of E. W. Jackson and sixty one others of Gorham in behalf of idiotic and fe

feeble minded children, came from the House. referred to joint select Committee. consisting of Messrs. Robie of Gorham. Burbank of Lewiston, Rider of Washington, Hill of Saco and Wells of Freeport on the part of the House. Messrs. Fletcher of Kennebec, Moulton of Oxford and Gilman of Piscataquis, were joined on its part.

Mr. Swazy, from the joint select Committee to whome was referred that part of the Governors Address which relates to the protracted sittings of the Legislature, made a report recommending an amendment, to the sixth section of the 115th chapter of the Revised Statutes, relating to the pay of members of the Legislature, that if the session shall be protracted after sixty days from its commencement, the compensation of members shall cease after that time; also recommending the expediency of passing an "act" investing Judges of Probate in the several counties with Jurisdiction over change of names; also the passage of a General Law for constituting Corporations for ordinary business purposes; also recommending the passage of the order relating to petitions for private Legislation. received after the eighth of February next, be referred to the next Legislature.

Which report was laid on the table, on motion of Mr. Harris.

A communication was received from Isaac N. Harriman, Councilor elect, declining the trust.

Which was read and sent down.

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Mr. Holt from the Joint Select Committee to examine the files and papers of the last Legislature, referred to the present Legislature reported the following.

Ordered:- That the papers relating to the unfinished business of the last Legislature, referred to the present Legislature, be placed in the* hands of the Secretary of the Senate, and by him delivered to the appropriate Committees to which the subject matter refers; and that all petitions, remonstrances and other papers in relation to aid for the Aroostook Railroad be referred to a Joint Select Committee of three on the part of the Senate, with such as the House may join.

The report was accepted, and the order passed, and,- Messrs. Hamlin, Anderson and McCluskey were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently the order came up with Messrs. McCrillis of Bangor, Barrows of Fryeburg, Pierce of Kittery Dunn of Portland, Cushing of Frankfort Fish of Patten and Burbank of Lewiston, joined on the part of the House.

On motion of Mr Stinchfield

The Senate Adjourned

Joseph B. Hall
Secretary

In Senate

Saturday, January 15, 1859.

Met according to adjournment

The President in the Chair.

Prayer by Rev. Mr. Butterfield of Hallowell.

Journal of yesterday read and approved.

Orders from the House:—

That the Joint Standing Committee on Railroads, Ways and Bridges be and hereby are instructed to inquire 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 co-operation and aid of the National government, as well as the co-operation of the Provincial government of New Brunswick and Nova Scotia, and make report of such measures as they may deem advisable to the premises. ...

That chapter 78 of the Revised Statutes be submitted to the Committee on the Judiciary, with instructions to inquire 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 section 21 of said chapter and report by bill or otherwise.

That the Committee on Judiciary be instructed to inquire into the expediency of changing the Revised Statutes so as to increase the bounties on bears and other wild animals killed in this State.

That the same Committee be instructed

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to inquire into the expediency of so altering the Constitution of the 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.

That the same Committee inquire into the expediency of repealing all laws giving a bounty for the destruction of wild animals.

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 judgement will place the Prison on a self supporting basis.

That so much of the Governor's Address which relates to the management and disposition of the State lands, be committed 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 judgement the interests of the State require.—

Which were severally read and passed in concurrence.

Order from the House:—

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 Governor's Address, as relates to internal improvements shall be referred, with instructions to report by bill or otherwise;— with Messrs. Barrows of Fryeburg, Buckman of Yarmouth, Perley of Naples, Seaborn of Whitefield, McCrillis of Bangor, Cyr of Van Buren and Gibbs of Berwick appoint-

ed on the part of the House:- was read and passed in concurrence, and Messrs Gilman, Williamson and Thissell, were joined on the part of the Senate.

Petition of Harmon Jaquis and eighteen others of Bowdoinham, that Supervisors of Schools, be allowed to teach in their own towns, was referred to the Committee on Education in concurrence.

Petition of Timothy Deane of Vinalhaven for leave to build and maintain a free bridge across tide waters from Deane's Island to Vinal-haven;- was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Petition of Samuel Barabee and others praying for the incorporation of a new bank at Bangor:- was referred to the Committee on Banks and Banking in concurrence.

A message was received from the House by George W. Wilcox, its Clerk, proposing a Convention of the two branches in the Hall of the House of Representatives, this day at 11 o'clock for the purpose of electing an Executive Councilor;- The Senate concurred, of which concurrence, the Secretary informed the House by message.

Mr. McCluskey presented the petition of Sumner Whitney and sixty-six others of Presque Isle;- of George Mosher and forty others of Joseph B. Hall and forty others;- of Thomas Kennedy and eighteen others;- severally for an incor-

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poration of Townships Letters G and G into a town to be called Presque Isle - which were severally referred to the Committee on Incorporation of Towns

Sent down for concurrence

The hour assigned for the Convention having arrived the Senate proceeded to the Representatives Hall, where a Convention was formed

In Convention.

On motion of Hon Marshall of the Senate

Messrs.

Marshall, Morton and Moulton of the Senate and Carter of Belfast Brown of Carroll, Swett of York and Churchill of Lexington, - were appointed a committee to receive, sort and count the votes for an Executive Councilor.

Having attended to that duty the Committee reported that the,

Whole number of ballots thrown is	102.
Necessary for a choice	52.
William Merrian has	74
Marcellus Steward has	27
Rufus Soule has	1

The report was accepted and William Merrian having received a majority of all the votes thrown was declared duly elected, Councilor, to advise the Governor in the Executive department of the Government for the current political year.

The purposes for which the Convention was formed having been accomplished, it was therefore dissolved,

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In Senate

On motion of Mr. Moulton

Ordered:- That the Secretary of the Senate be directed to notify William Merrian of Camden that he has been duly elected Counsellor to advise the Governor in the Executive part of the Government for the current political year and request his attendance

On motion of Mr. Morton

Ordered:- That the Committee on the State Prison be authorized to visit that Institution on or before the fifteenth of February next. for the purpose of examining into the affairs of said Prison, and make report thereon during this session of the Legislature.

On motion of Mr. Harris the Senate

... Adjourned.

Joseph D. Hall
Secretary

...

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In Senate

Monday January 17 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Felch of Hallowell.

Journal of Saturday read and approved.

Orders from the House

That the Judiciary Committee be directed to inquire into the expediency of enacting a general law establishing inferior Courts within and for the several Counties of this State;

That the same Committee be instructed to inquire into the expediency of providing by law, that the judgement of Creditors Interests in real estate, set off on execution be liable to attachment any time after levy is made and recorded; and also that Mortgagee's Interests in real estate be subject to attachment;

That the Committee on Claims inquire into the expediency of erecting a fence around the "King Monument" formerly erected by the State in Maple Grove Cemetery, and report thereon.

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That the Committee on Education be directed to inquire into the expediency of providing by law, that the several cities and towns in this State, may be authorized to publish the histories of said Towns.

That the Committee on the Insane Hospital be directed 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 that Institution cannot be curtailed, and at the same time, the rights of the inmates preserved, also to inquire into the expediency of erecting a barn at the expense of two thousand five hundred dollars, and gas light at the expense of fifteen hundred dollars, also to inquire into the expediency of furnishing some additional articles of furniture for the various apartments, to the amount of one thousand dollars.- and report what amount of appropriations in their opinion, will be necessary for the support of the aforesaid Institution the current year.

Were severally read and passed in concurrence.

Petition of M. A. Safford and forty-six others of Whitney;-

Petition of Jacob Saunders and others;- severally for a revision of the Militia Laws; were severally referred to the Committee on the Militia, in concurrence.

Petition of Andrew Fletcher and others of Troy, that the doings of district number 14 in

said town may be legalized

Petition of C. A. French of Hallowell that he may be made an heir;— were severally referred to the Committee on the Judiciary, in concurrence.

Petition of Marcus R. Keep for a lot of land,— was referred to the committee on State Lands and State Roads in concurrence

Petition of Moses Rose and one hundred others of Presque Isle, that Letter F Range 2. may be incorporated into a town, and remonstrating against the annexation of any more territory; was referred to the Committee on Incorporation of towns in concurrence.

Bill "An act to amend the Charter of the Piscataquis Mutual Insurance Company;— was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Report of the Committee on Division of Towns to which was referred the petition of A. W. Comings and other, ordering notice thereon, returnable on the eleventh day of February next

Also same report on the petition of George Clemmons and others, returnable on the fourth day of February next;— were severally accepted in concurrence

A communication was received from William Merriam, Councilor elect, signifying

his acceptance of that Office, which was read and sent down.

A message was received from the House by Mr Wilcox its Clerk, proposing a Convention of the two branches of the Legislature, in the Representatives Hall, this day at 12 oclock for the purpose of qualifying Hon. William Merriam, Councilor elect.

The Senate concurred of which concurrence the Secretary informed the House by message

The hour assigned for the Convention, having arrived the Senate proceeded to the Representative's Hall where a Convention was formed.

...

On Convention

On motion of Mr. Davis.

Ordered,— That the Secretary of the Convention be directed to notify the Hon. William Merriam Councilor elect that the two branches of the Legislature are now in Convention, assembled for the purpose of administering to him the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

...

The Secretary subsequently reported that he had waited upon the Councilor elect, and that he had delivered the message with which he had been charged and that the Councilor was pleased to say that he would attend forthwith upon the Convention.

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tion for the purpose indicated

Thereupon William Merriam Councilor elect, came in, and before the President of the Senate, took and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties. He then withdrew and the Convention dissolved.

In Senate

On motion of Mr. Simpson

Ordered.- That a message be sent to the Governor, by the Secretary of the Senate, informing him of the election and qualification of William Merriam as one of the Councilors for the current political year.

The message was conveyed by the Secretary

Mr. Swazey presented the petition of Inhabitants of School District No. 11 in Orland and No. 12 in Ellsworth that they may be united,- which was referred to the Committee on Education

Sent down for concurrence

Mr. Livermore presented the petition of Samuel Lawrence and others of Searsport to maintain a "Weir",- which was referred to the Committee on Fisheries

Sent down for concurrence

On motion of Mr. Hannaford the Senate

Adjourned

Joseph P. Hall, Secretary

In Senate

Tuesday January 18th 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Fuller of Augusta.

Journal of yesterday read and approved.

Orders from the House

That the Committee on the Judiciary be directed to inquire whether any further legislation is necessary to carry into effect the provisions of Sections 25 and 26 of Chapter 46 of the Revised Statutes, and whether any amendment or alteration of the same is necessary;-

That the same Committee be directed to inquire if any amendment is necessary to Section 49 of Chapter 18 of the Revised Statutes;-

...

That the same Committee be directed to inquire into the expediency of repealing Chapter 54 of the Laws of 1858, entitled "An act for the suppression of certain common nuisances".

...

That the Committee on Education be instructed to inquire into the expediency of 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 cities, towns and plantations, in such

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manner as will in their judgement give the scholars of the smaller districts a better opportunity of obtaining a common school education;- were severally read and passed in concurrence.

That the Committee on the Judiciary be directed to inquire into the expediency of amending the Act for the preservation of certain useful birds, by striking out the word "woodpecker" in Chapter 11 approved March 9th 1838;- Laid on table, on motion of Mr. Swazey.

Petition of George W. Davis and forty-five others of New Sharon and Vienna;-
" of Horace Soule and seventy-two others of New Sharon;-
" of George Bent and thirty-two others of Monmouth;-
" of George E. Dyer and thirty-four others of Mt. Vernon;-
" of Horace Taylor and seventy-five others of Vienna;- severally in aid of Charles and Uriah Welch, were severally referred to the Committee on Claims, in concurrence.

Petition of Hiram W. Northey and thirty-three others;
" of Henry A. Turner and sixty-two others;
" of Alvin P. Chaney and twenty-seven others;
" of Jeremiah B. Donnell and sixteen others severally that Section of Whitefield may be set off from Lincoln County and annexed to Kennebec County, - were severally referred to the Committee on Divisions of Counties, in concurrence.

Petition of James P. White and others of Waldo County to be incorporated into a Mutual Fire Insurance Company, was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Information relating to frauds in elections, in the French Settlements in Aroostook County, was referred, in concurrence, to the Joint Select Committee having that subject under consideration.

Mr. McClusky presented the petition of Shepard Carey and others to be incorporated into the Aroostook and St. Andrews Branch Railroad Company, which was referred to the Committee on Railroads Ways and Bridges

Sent down for concurrence

The same Senator presented the petition of Nathaniel Churchill that the Land Agent may be authorized to sell him a lot of land, which was referred to the Committee on State Lands and State Roads

Sent down for concurrence

Communications were received from Almon Lord, Councilor elect, and Nathan D. Appleton Attorney General elect, signifying their acceptance of their respective offices; which were read and sent down.

Mr. Carleton presented the petition of Jonathan B. Jordan and others to make valid the records of the Town of Webster; which was referred to the Committee on the Judiciary

Sent down for concurrence

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On motion of Mr. Williamson

Ordered, That the Committee on Education be instructed to inquire into the expediency of procuring a correct map of this State to be supplied at a cheap rate to the several schools of the State

Sent down for concurrence.

On motion of Mr. McClusky.

Ordered, That the Committee on State Lands and State Roads be instructed to ascertain the amount of money that will be required the present year to build and repair roads and bridges through the States Lands in the Aroostook County.

Sent down for concurrence.

On motion of Mr. Gilman

Ordered, That the Joint Standing Committee on the Reform School be directed to visit said School some time on or before the tenth day of February next and inquire into its management and discipline and the condition of its finances and report to the Legislature.

Sent down for concurrence.

A message was received from the House by George W. Wilcox its Clerk, asking the concurrence of the Senate in the proposition of the House for a joint Convention this day in the Representatives Hall, at 11 o'clock for the purpose of qualifying Almon Lord, Councilor elect.

The Senate concurred whereupon

concurrence the Secretary informed the House by message.

On motion of Mr. Harris

The report of the Committee on Legislative sessions, was taken from the table, and recommitted to the Judiciary Committee

Sent down for concurrence

Mr. Hissels presented the claims of the Town of Charleston for bounty on Bears,- which was referred to the Committee on Accounts.

Sent down for concurrence.

On motion of Mr. Swazey.

The order relating to limiting the time for the reception of petitions for private legislation was taken from the table and amended by striking out the word "eighth" and inserting the word "tenth" and pending its further consideration

The hour assigned for the Convention arrived and the Senate proceeded to the Representatives Hall where a Convention was formed.

In Convention-

On motion of Mr. Morton of the Senate

Ordered,- That the Secretary of the Convention be directed to notify Almon Ford Councilor elect; that the two Houses are now in Convention, assembled for the purpose of admin-

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istering to him the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties

The Secretary subsequently reported that he had waited upon the Councilor elect, and had delivered the message with which he had been charged, and that the Councilor was pleased to say, that he would attend forthwith upon the Convention for the purpose indicated.

Thereupon, Almon Lord, Councilor elect, came in, and before the President of the Senate, took and subscribed the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

He then withdrew and the Convention dissolved.

...

In Senate.

The Senate proceeded to the consideration of the order in relation to private Legislation, and further amended by striking out the word "three" and inserting the word "two", and the order as amended was indefinitely postponed

Sent down for concurrence

...

On motion of Mr. Porter.

Ordered, That a message be sent to the Governor by the Secretary of the Senate, informing him of the election and qualification of Almon Lord, as one of the Councilors for the current political year.

The message was conveyed by the Secretary

A message was received from Noah Smith Jr. Esq

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Secretary of State. transmitting returns of Insurance Companies as have been received at that office. The communication was read and the papers referred to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

Mr. Wing presented the petition of B. B. Dudley and seven others to be set off from Mt. Vernon and annexed to the town of Readfield, which was referred to the Committee on Division of Towns.

Sent down for concurrence.

The same Senator presented the petition of the Trustees of Maine Wesleyan Seminary and Female Collegiate Institute; which was referred to the Committee on Education.

Sent down for concurrence.

On motion of Mr. Fletcher.

Ordered:- That the Judiciary Committee be requested to inquire into the expediency of amending Section 34 of Chapter 76. of the Revised Statutes of this State.

Sent down for concurrence.

Mr. Carleton by leave introduced bill "An act additional relating to evidence" which was referred to the Committee on the Judiciary.

Sent down for concurrence.

On motion of Mr. Russell. The Senate

Adjourned.

Joseph B. Hall, Secretary

In Senate

Wednesday, January 19. 1859.

Met according to adjournment.—

President in the Chair.

Prayer by Rev. Mr. Deyler of Augusta.

Journal of yesterdays proceedings read and approved.

Orders from the House;—

That the Committee on the Judiciary be instructed to enquire into the expediency of repealing 1st, 2d and 3d Sections of the 24th Chapter of the Revised Statutes, and such other sections of the same Statute as relates to the enforcement of the sections above named;

That the same Committee be instructed to inquire into the expediency of repealing the 9th section of the 32d. Chapter of the Revised Statutes entitled of Notaries Public and Protests, said section having reference to days of grace, and of making such other provisions as the repeal thereof may require;

That the Secretary of 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;

Which were severally read and passed in concurrence.

Petition of J. B. Brown and 112 others of Cumberland County for an intermediate Court;

Petition of Rufus Durrel for an Act. making the owners of Saw-mills answerable for the acts of their tenants in certain cases;

" of Selectmen of Somerville and others. that that town may be empowered to transact business as other towns are; were severally referred, in concurrence, to the Committee on the Judiciary.

Petition of John Neptune and others of the Penobscot Indians for an appropriation in favor New-all Saul and others;

" of the same for an appropriation for the support of schools - which were severally referred to the Committee on Indian Affairs, in concurrence.

Petition of William H. Stanchfield and others;

" of William C. Gould and others of Milo;

" of I. J. Southard and others of Richmond, - severally for a revision of the Militia Laws; - which were severally referred to the Committee on the Militia.

...

Petition of Silas Somes and 75 others of Oxford for remuneration for labor performed while in the Insane Hospital in the summer of 1838. which was referred to the Committee on Claims, in concurrence.

Petition of Ebenezer S. Hutchinson to be set off from Hancock to Norway - which was referred to the Committee on Division of Towns, in concurrence.

Petition of Arvida Hayford to be refunded amount paid for taxes on Holbrooks Island - which was referred to the Committee on State Lands and

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State Roads, in concurrence.

Petition of Moses Mason and 40 others of Bethel for a toll-bridge across the Androscoggin river- which was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Petition of Samuel A. Gilman and 2 others, for incorporation to improve the navigation of Sheepscot creek-stream,— which was referred to the Committee on Interior Waters, in concurrence

Account of Josiah Morrow, Sheriff of Sagadahoc County,— was referred to the Committee on Accounts in concurrence.

Bill "An act to amend section nine of chapter thirty-two of the Revised Statutes, relating to days of grace"— was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Mr. Hamlin from the Committee on the Judiciary— to which was referred the Order relating to amending Section 9 of Chapter 32 of the Revised Statutes, reported that Legislation thereon is inexpedient.—

The report was accepted.

Sent down for concurrence

On motion of Mr. Moulton.

Ordered,— That the Committee on Agriculture inquire into the expediency of establishing a State Agricultural School in connection with an experimental farm.

Sent down for concurrence.

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Mr. Swazey presented the petition of B company of Light Infantry 1st Regiment, 7th Division, for a law placing the militia department on a basis of equality with the other departments of the State. - which was referred to the Committee on Militia.

Sent down for concurrence.

Mr. McElwee presented the petition of Daniel Turner and 27 others of Plymouth plantation, for incorporation into a town, named Eaton. - which was referred to the Committee on Incorporation of Towns.

Sent down for concurrence

On motion of Mr. Hamlin

Ordered, - That the Committee on the Judiciary be instructed to inquire into the expediency of amending the 6th section of the 81st chapter of the Revised Statutes.

Sent down for concurrence

On motion of Mr. Holman the Senate

Adjourned.

Joseph B. Hall

Secretary

In Senate

Thursday January 20th 1859

Met according to adjournment—

President in the Chair.

Prayer by Rev. Mr. Robinson of Kendalls Mills.

Journal of yesterday's proceedings read and approved

Orders from the House:—

That the Committee on the Judiciary be directed to inquire what alterations, if any, are necessary in the law in relation to the taxation of costs in criminal prosecutions:

That the same Committee be directed to inquire into the expediency of so amending section 42 of the 61st chapter 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 a copy of said notice at the Post Office in 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 land and the notice in said paper to be published three weeks successively before said sale;

...

That the same Committee be instructed to inquire if the Constitution of the State of Maine Article 2. Sec-

tion 1. relating to the qualifications of electors, may be so construed or understood, as that a citizen of the United States, having gained a residence in any town in the State, qualifying him to vote for State officers in said town, and shall remove with his family within the three months next preceding the day of election of said officers, into another town, be still entitled to vote as aforesaid, in the town he removed from at said meeting — and report thereon;

That the same Committee be directed to inquire what legislation, if any, is needed in order to make the lien of laborers and material men more perfect on buildings;

That the Committee on Banks and Banking be requested to inquire into the expediency of limiting still further the liabilities of Directors of Banks and of prohibiting the loan of more than one-tenth of its capital stock to any one individual, firm or corporation, by any Banking corporation in this State;

That the members of the Board of Agriculture during their present session, be admitted to the privileges of the State Library, on the same condition as members of the Legislature;— were severally read and passed in concurrence

Order from the House:—

That a joint select committee of five on the part of the House, with such as the Senate may join, be appointed to take into consideration such parts of the Governor's address as relates to the encroachments of the federal government upon state rights and also

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upon the subject of chattle slavery; with Messrs. Cushing of Frankfort, Stackpole of Waterville Dow of Portland, Smart of Camden and Blaine of Augusta, appointed on the part of the House was read and passed, and Messrs. Berry of Kennebec, Marshall of Waldo and Williamson of Somerset were joined on the part of the Senate.

Petition of H. Clay Smith and others for an act of incorporation as the "Oxford Mining Company";

Bill "An act to incorporate the "Oxford Mining Company"

Bill "An act relating to bail in certain cases";

Bill "An act to extend the time for the location and completion of the Portland Union Railway were severally referred in concurrence to the committee on the Judiciary,

Petition of inhabitants of Stockton for alteration of line between Stockton and Prospect; was referred to the Committee on Division of Towns in 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, in concurrence.

Petition of Samuel L. Morris for a revision of the Militia Law, — was referred to the Committee on Militia, in concurrence.

Petition of David Brown and others for aid, — was referred to the Committee on Claims, in concurrence.

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Account of Edward M. Fields for expenses of inquest on Martin B. Coombs — was referred to the committee on Accounts, in concurrence.

Communication from the Secretary of State, transmitting the returns of the Supervisor of Schools, in the town of Oldtown, and of the Superintending School Committee of the town of Lincoln, in relation to the education of the Penobscot Indians was, with the accompanying papers, referred to the committee on Indian Affairs, in concurrence.

Report of the committee on Division of Towns to which was referred the petition of Tisdale Dean and others ordering notice thereon, returnable the twelfth day of February — was accepted in concurrence.

Mr. Livermore presented the petition of Upham S. Treat and Son of Eastport, for protective legislation in the experiment they are now carrying on, for the artificial breeding of fish — was referred to the committee on Fisheries —

Sent down for concurrence.

Mr. Mc. Clusky presented the petition of Washington A. Vaughan and 29 others for license to cut logs, on Township B. Range 3. west from the east line of the State — was referred to the committee on State Lands and State Roads

Sent down for concurrence

On motion of Mr. Hannaford

Ordered; — That the Superintendant of Public Buildings be directed to raise the seat and table of the President of the Senate to a suitable and proper height.

LLMC DIGITAL

A message was received from the House by George W. Wilcox, its Clerk, proposing a Convention of the two branches of the Legislature in the Representatives Hall, this day at 12 o'clock for the purpose of electing a Land Agent for the State of Maine for the current political year.

The Senate concurred in the proposition of the House, of which action the Secretary informed the House by message.

Mr. Fletcher from the committee on Railroads, Ways and Bridges, to which was referred the petition of Shepard Cary and others for an act of incorporation, reported order of notice thereon, returnable on the 23d day of February next.- The report was accepted.

Sent down for concurrence.

A communication was received from the Secretary of State, transmitting the reports of the Warden and Inspectors of the Maine State Prison for the year 1838.

Mr. Carleton by leave introduced bill "An act additional to chapter 71 of the Revised Statutes" which was referred to the committee on the Judiciary.

Sent down for concurrence

On motion of Mr. Hussell.

Ordered;- That the claims of John E. Fox and R. Dunning for bounties, be taken from the files of the last Legislature, and placed before the committee on Accounts.

Sent down for concurrence

The hour assigned for the Convention having arrived the Senate proceeded to the Representatives Hall where a Convention was formed.

LLMC DIGITAL

In Convention.

On motion of Mr. Thissell of the Senate

Messrs.

Thissell and Barron of the Senate, and Cole of Goulds-
boro. Whitehouse of Smithfield Palmer of Barnard,
Butts of Canaan and Cookson of Unity of the House
were appointed a committee to receive, sort and
count the votes for Land Agent.

Having attended to their duty reported That
The whole number of ballots thrown is 153
Necessary for a choice. 77
Noah Barker has 115
Philip Eastman has 38.

The report was accepted and Noah Barker, having
received a majority of all the votes thrown, was declared
duly elected Land Agent of Maine, for the current
political year.

The purpose for which the Convention was
formed having been accomplished, it was thereupon
dissolved.

In Senate

On motion of Mr. Leyford

Ordered; - That the
Secretary of the Senate be directed to notify Noah
Barker of his election as Land Agent for the cur-
rent political year.

LLMC DIGITAL

On motion of Mr. Gilman. the Senate 12 1.

Adjourned

Joseph P. Hall

Secretary

LLMC DIGITAL

In Senate

Friday January 21st, 1859.

Met according to adjournment

President in the chair.

Prayer by Rev. Mr. Bean of Augusta.

Journal of yesterday's proceedings read and approved.

Order from the House:—

That the Committee on Education be instructed to inquire whether any changes are required in the law, regulating the annual returns made by the Superintending School Committee into the office of the Secretary of State— was read and passed in concurrence

Petition of J. D. Warren with bill "An act to incorporate Jerusalem Royal Arch Chapter"— was referred to the Committee on the Judiciary.

Petition of George W. White and 41 others of Dead River for an appropriation to build a bridge— was referred to the Committee on State Lands and State Roads in concurrence

Petition of Robert Martyn and others members of the Board of Agriculture for a book case and cabinet— was referred to the Committee on Agriculture in concurrence

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Petition of Committee of the town of Prospect that a portion of the town of Stockton may be annexed to the town of Prospect — was referred to the Committee on Division of Towns, in concurrence

Petition of Daniel Craig and others of Readfield for incorporation of "Readfield Farmer's Mutual Insurance Company" — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence

Report of the Committee on the Incorporation of Towns, ordering notice returnable, February 16th on petition of Sumner Whitney and others;

Also same report on the petition of Moses Rose and others;

Also same report on the petition of David Bartlett and others;

Report of the Committee on the Division of Towns ordering notice returnable February 12th, on petition of Nelson Dingley and others

Report of the Committee on Railroads, Ways and Bridges, ordering notice returnable February 16th on Petition of Timothy Lane;

Also same report on petition of Moses Mason and others;

Also same report on the petition of Jonathan Treat and others; —

were severally accepted in 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;" reported

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in the House from the Committee on the Judiciary was read once and tomorrow assigned for its second reading.

Mr. Carleton from the Committee on the Judiciary to which was referred bill "An act additional relating to evidence", reported that the same in a new draft ought to pass.

The report was accepted, the bill once read and, Mr. Fletcher moved that Wednesday next be assigned for its second reading, which motion was laid on the table on motion of Mr. Carleton

Mr. Hamlin from the Committee on the Judiciary to which was referred bill "An act to extend the time for the location and completion of the Portland Union Railway", reported that the same ought to pass. The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of A. Hayford, reported that the same be referred to the Committee on Finance. The report was accepted.

Sent down for concurrence

Mr. Holt from the Committee to prepare Joint Rules and Orders for the government of the two Houses, for 1859. reported the Joint Rules and Orders of 1858, without amendment, The report was accepted,

Sent down for concurrence.

Mr. Hamlin from the Committee on the Judiciary to which was referred bill "An act to incorporate the Oxford Mining Company", reported that

the same in a new draft ought to pass.

The report was accepted, the bill once read and tomorrow assigned for its second reading

Mr. Wing from the Committee on Manufactures to which was referred the petition of Gilbert G. Newhall and others for an act of incorporation reported bill. "An act to incorporate the Oriental Powder Company."

The report was accepted; the bill once read and Wednesday next assigned for its second reading.

...

On motion of Mr. Harris the

Senate Adjourned.

Joseph B. Hall

Secretary

...

LLMC DIGITAL

In Senate.
Saturday, January 22d. 1859.

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Sanderson of Augusta.

Journal of yesterday's proceedings read and approved.

Orders from the House:

That the Committee on the Judiciary be directed to inquire into the expediency of amending an Act entitled "an act additional to Chapter 4 of the Revised Statutes relating to elections" approved February 22d. 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.

...

That the same Committee be instructed to inquire 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 at suit to testify in their own behalf.

...

That the same Committee be instructed to inquire into the expediency of further legislation for the protection of the rights of evidence in malicious suits at law without cause.

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That the same Committee be instructed to inquire into the expediency of amending section 3d. Chapter 111 of the Revised Statutes.

That the same Committee be requested to inquire into the expediency of amending section 12 Chapter 83 of the Revised Statutes by inserting after the word "nor" in the second line in the same section. the words "himself nor any partner of said Judge, they being engaged in the practice of law."

That the Committee on Mercantile Affairs and Insurance be instructed to inquire whether section. 21 of Chapter 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 whethersuch companies do not take advantage of the too indefinite language of the present law to defeat its objects;

were severally read and passed in concurrence.

Petition of Abagail Van Meter; that the Land Agent may be authorized to convey to her Lot 38 in Township No. 4. Indian purchase

Petition of Levi Cutler and 18 others of Kingsbury for an appropriation for a road,

were severally referred to the Committee on State Lands and State Roads in concurrence.

Petition of George A Pierce and others for an act impowering them to maintain a burial ground;—was referred to the Committee on the Judiciary in concurrence.

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128. Petition of Trustees of Westbrook Seminary for an appropriation in aid of said Seminary.— was referred to the Committee on Education in concurrence

Petition of J.O. Brown and 20 others to be set off from Paris to Norway;— was referred to the Committee on Division of Towns in concurrence.

Bill "An additional Act in relation to the Insane Hospital;— was referred to the Committee on Insane Hospital in concurrence.

Report of the Committee on the Judiciary to which was referred the petition of Jonathan B.— Jordan and others ordering notice thereon returnable the 22d. of February;- was accepted in concurrence.

Mr. Stinchfield from the Committee on Bills in the Second Reading reported without amendment 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"; which was read a second time and passed to be engrossed in concurrence.

Bill "An act to extend the time for the location and completion of the Portland Union Railway;"

Bill "An act to incorporate the Oxford Mining Company"—

severally reported by the Committee on Bills in the Second reading, without amendment were severally read a second time and passed to be engrossed.

Sent down for concurrence

A message was received from the House by Mr. Abbott of Etna informing the Senate that in the absence of the Clerk, Charles A. Miller had been elected Clerk protempore.

Mr. Davis asked to be discharged from further service on the Committee on Accounts. His request was granted and Mr. O'Brien was appointed in his stead.

Mr. Holt presented the petition of William Dingley and others for union of the towns of Auburn and Danville - which was referred to the Committee on Incorporation of towns, and sent down for concurrence. ...

... Mr Stinchfield presented the petition of Solomon Francis, Joseph L. Francis and A. L. Francis, for the payment of annuities - which was referred to the Committee on Indian Affairs.

Sent down for concurrence.

The same Senator presented the petition of Mitchel Francis for payment of annuities - which was referred to the Committee on Indian Affairs.

Sent down for concurrence.

Orders from the House:-

That so much of the Governors Address as relates to retrenchment and 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 inquire whether any reduction can be made in the salaries of the heads of depart-

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ments, 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 inquire if there are any office that can be dispensed with without hinderance to the performance of the legitimate public business;- with Messrs. Brown of Mason, Prentice of Bangor, Cushing of Frankfort, Dow of Portland and Hasty of Cape Elizabeth, on the part of the House,- was read and amended by adding "also what printing that has hitherto been done can be dispensed with"- and as amended the order was passed, and Messrs. Barron, Harris and Holt were joined on the part of the Senate-

Sent down for concurrence.

That a joint select committee be appointed to consider the expediency of changing the Constitution of the 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 -with Messrs. Prentiss of Bangor, Wells of Freeport, Parker of Mt. Desert, King of Westbrook, Cram of Brunswick, Millet of Norway and Darling of Bucksport- appointed on the part of the House- was read and passed in concurrence, and Messrs. Carleton of Lincoln, Hamlin of Penobscot and Anderson of Cumberland- were joined on the part of the Senate.

Mr. Anderson from the committee on Agriculture to which was referred the petition of Robert Manton and others reported resolve "authorizing a book case and cabinet to be constructed in the

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agricultural room of the State House" — the report was accepted — the Resolve once read and Monday next assigned for its second reading.

Mr. Livermore from the Committee on Fisheries to which was referred the petition of Wm. L. Treat and son of Eastport — reported bill "An act to protect and encourage the artificial breeding of Fish" the report was accepted. the bill once read and Monday next assigned for its second reading;

On motion of Mr. Carleton.

Ordered — That the following statements of facts be submitted to the Justices of the Supreme Judicial Court, and they be requested to give their opinion on the questions appended thereto. viz:

Article 6. of the amendment limits the power of the Legislature to create additional debts or liabilities on behalf of the State to the sum of three hundred thousand dollars in the aggregate, subject to certain specified exceptions.

Since the amendment became a part of the Constitution, (in 1847) the Legislature; by a resolve of September, 1853, created a loan on behalf of the State of three hundred and fifty thousand dollars for the purchase of the Massachusetts land, which loan is yet unpaid

In 1855. the Legislature in an act incorporating the trustees of the Maine State Seminary, approved March 15. provided for the payment to said Trustees the sum of five thousand dollars, on certain conditions to be performed by them; and also for the issue of scrip of the State to the amount of ten thousand dollars, redeemable in twenty years, bearing interest semi-annually

which scrip was to be placed to the credit of the Trustees on the Treasurer's books, and also deposited in his office in trust for said Trustees, with further provision for its re-issue at the expiration of that time, and so on upon the performance of certain other conditions by the Trustees (Sections 3 and 4.)

Subsequently the Trustees showed by satisfactory evidence to the Governor and Council that they had performed all the conditions required to entitle them to the payment of the five thousand dollars, which was accordingly paid. Afterwards, September 1 1859 they produced to the Governor and Council satisfactory evidence that they had performed the further conditions required to entitle them to the issue of said scrip to the amount of said ten thousand dollars, and claimed of the State the issue and deposit of the scrip, according to the terms of said act.

But in the mean time, the Legislature of 1856 by a resolve approved by Governor Wells, March 15 authorised an additional loan of fifty thousand dollars on behalf of the State, for the ordinary purposes of the Government, and the Treasurer directed to issue bonds therefor, reimbursable one half in seven years, and the other half in eight years, which were accordingly issued to the full amount, and are all still outstanding.

The scrip provided for by the act of 1855, has never been issued.

Questions.

1- Did the act of March 15, 1855, create a "debt or liability on behalf of the State"?

2- Is the resolve of March 15th 1856, constitutional or unconstitutional? If unconstitutional, is it so in whole or in part?

3- Can the Legislature constitutionally fulfil the requirements of the act of March 15th, 1855, by the issue and deposit of scrip to the amount contemplated

ted by that act.?

Ordered,- That a copy hereof, signed by the President of the Senate, and attested by the Secretary, be communicated forthwith, and by the most expeditious mode, to each of the Justices of the Supreme Judicial Court, and an answer to the foregoing questions requested at the earliest practicable moment.

On motion of Mr. O'Brien.

Ordered,- That the Secretary of the Senate be directed to procure the printing of 250 copies of the Rules and Orders, reported by the Committee, together with the usual documents and statistical information accompanying the same for the use of the Senate.

On motion of Mr Anderson the Senate

Adjourned.

Joseph B. Hall
Secretary

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In Senate

Monday January 24th. 1859

Met according to adjournment

The President being absent, the Senate was called to order by the Secretary.

On motion of Mr. Hannaford.

Messrs. Hannaford. Minchfield and Simpson were appointed a committee to receive. sort and count the votes for President pro tem of the Senate. which committee having attended to the duty assigned them. reported as follows:

Whole number of votes	22
Necessary for a choice	12
Elijah L. Hamlin has	21
Thomas H. Marshall has	1

The report was accepted and Hon. Elijah L. Hamlin was declared duly elected President pro tem of the Senate.

Mr. Hamlin having been conducted to the chair by Mr. Marshall. signified his acceptance in a few brief remarks

Prayer by. Rev. Mr. Sanderson of Augusta.

Journals of Saturdays proceedings read and approved.

On motion of Mr. Minchfield.

Ordered, That a message be sent to the House of Representatives informing that body of the election of Hon. Elijah L. Hamlin as President pro tem of the Senate in the absence of the President.

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On motion of Mr. Carleton, the Secretary was charged with a similar message to the Governor and Council;

which messages were conveyed by the Secretary.

That the Committee on State Reform School be directed to inquire into the expediency of altering the law passed March 27th. 1858, whereby it excludes 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;

That the petition of Thomas Webb for a pension, with the accompanying papers on which leave to withdraw was ordered by the last Legislature, be taken from the files, and the same be received and referred to the Committee on Military Pensions;—

were severally read and passed in concurrence.

Petition of Town of Pittston for allowance for transportation of three Indians from Pittston to Bangor;— was referred to the Committee on Claims, in concurrence.

Petition of John Dolby and 16 others, of Gray to be set off from Gray Surplus to Gray— was referred to the Committee on Incorporation of Towns, in concurrence.

Petition of Alden Blossom and 137 others for leave to build a bridge across Campbells bay, was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

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Petition of Thomas Webb for a pension,- was referred to the Committee on Military Pensions, in concurrence

Report of the Committee on Division of Towns to which was referred the petition of James Staples and others of Stockton, ordering notice thereon returnable the Eleventh day of February;

Also same report on petition of O.B. Dudley and others returnable the eleventh day of February;

Also same Report on petition of E.L. Hutchinson returnable the eleventh day of February;

Also same Report on petitions of Simon Stone and Mary Barton; returnable the eighteenth day of February;

Report of the Committee on Fisheries, to which was referred the petition of Samuel Laurence of Searsport ordering notice thereon returnable the eighteenth day of February;

were severally read and accepted in concurrence.

...

Paper from the House.

Claim of Albert D. White, Sheriff of Clifford County, came from the House referred to the Committee on Claims; the Senate nonconcurred in the reference, and referred the same to the Committee on Accounts

...

Sent down for concurrence.

Mr. O'Brien from the committee on Bills in Second Reading, reported without amendment "Resolve authorizing a book-case and cabinet to be constructed in the Agricultural Rooms in the State

House,". The report was accepted. The Resolve read a second time and passed to be engrossed.

Sent down for concurrence

Bill "An act to protect and encourage the artificial breeding of Fish". (Reported without amendment from the Committee on Bills in the Second Reading.) was read a second time and Mr. Carleton proposed amendment as per sheet "C" annexed and on motion of Mr. Carleton the bill and amendment were laid on the table.

Mr. Holt moved to reconsider the vote of Saturday passing the order propounding certain questions to the Justices of the Supreme Judicial Courts; - On motion Mr. Marshall that motion was laid on the table. and to-morrow assigned for its further consideration

Mr. Gilman presented petition of Selectmen of Blanchard for pay for support of an insane pauper, — which was referred to the Committee on Insane Hospital.

Sent down for concurrence.

Mr. Barron by leave introduced Bill "An act to regulate the practice of Attorneys at Law and other persons allowed to practice in Courts", — which was referred to the Committee on the Judiciary.

Sent down for concurrence

On motion of Mr. Stinchfield

The Senate Adjourned

Joseph P. Hale Secretary

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In Senate.

Tuesday. January. 25. 1859.

Met according to adjournment.

President ~~pro tem~~ in the chair.

Prayer by Rev. Mr. Bartlett of Augusta

The Journal of yesterday was read and approved.

Orders from the House:—

That the Judiciary Committee be instructed to inquire into the expediency of amending Chapter 88 section 10 of the Revised Statutes. relating to costs;

That the same Committee be instructed to inquire what further legislation is necessary to give married women the right to testify in suits in which their husbands are interested;—

... That the same Committee be instructed to prepare and 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;—

... That the petition of the Trustees of Waterville College praying for aid be taken from the files and referred to the Committee on Education;—

That the petition of the Trustees of Lewiston Academy for aid with the accompanying papers be taken from the files—

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and referred to the Committee on Education.

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,

were severally read and passed in concurrence.

Petition of W. F. Wentworth and 54 others of Kittery, for an appropriation for building an armory and gun-house;—

Petition of Company B. of Artillery, 1st Regiment, 1st Brigade, 1st Division for revision of the Militia law;—

were severally referred to the Committee on the Militia in concurrence.

Petition of A. J. Moores and 12 others for an appropriation to prepare the Allagash Road in Aroostook County— was referred to the Committee on State Lands and State Roads in concurrence.

Petition of the Board of Supervisors of the County of Leavenworth, Kansas, for refunding an amount expended in case of John Richards, an insane citizen of this State— was referred to the Committee on Claims in concurrence.

Petition of Enoch Lowrey 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 referred to the Committee on

Education in concurrence.

Petition of Abel D. Tyler and Albion Jones asking for compensation for arresting a criminal who had escaped from prison. was refered to the Committee on the Judiciary in concurrence.

Report of the Committee on Manufactures to which was refered the petition of J. G. Blaine and others from the last Legislature. that the petitioners have leave to withdraw. was accepted in concurrence.

Report of the Committee on Division of Towns to which was refered the petition of Dennison Haynes and others. ordering notice thereon returnable February 11th. was accepted in concurrence.

Mr. Marshall from the Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled "An act to enable the Inhabitants of Camden if they should so determine to purchase five hundred copies of Locke's histories of said town", which was passed to be enacted in concurrence, "signed by the President pro tem and by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Holt, to reconsider the vote passing an order submitting certain questions to the Judge of the Supreme Judicial Court was taken up in order to day having been assigned for its further consideration; and the motion to reconsider prevailed. The order was then indefinitely postponed.

On motion of Mr. Livermore. Bill "An act to protect and encourage the artificial breeding of fish" was taken from the table, and amended as per sheets annexed marked "A" and "B" and as amended passed

to be engrossed, and send down for concurrence.

On motion of Mr. Williamson
The Senate
Adjourned

Joseph B. Hall
Secretary

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In Senate.

Wednesday January 26. 1859.

Met according to adjournment

The President pro tem in the chair.

Prayer by Rev. Mr. Hanson of Gardiner.

The Journal of yesterday was read and approved.

Orders from the House:—

That the Committee on the Judiciary inquire into the expediency of an amendment of the 11th section of the 21st chapter of the Revised Statutes, so that the constitutional rights of persons may be protected:

That the Committee on Education be instructed to inquire whether any and what legislation is required concerning frequent changes of texts books used in public schools.

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.

were severally read and passed in concurrence.

Petition of Jedediah Jewett and others of Portland for a Bankrupt Law;

Petition of Joshua Richardson and others for incorporation as the "Saccarappa Gas Light Company"

were severally referred to the Committee on Mercantile Affairs and Insurance in concurrence.

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Petition of Marlboro Packard and others to be incorporated under the name of the Master, Warden and Members of Mariners Lodge at Searsport.

Petition of B Bradbury and others for increase of salary of Judges of Supreme Courts, — were severally referred to the Committee on the Judiciary, in concurrence.

Petition of Stephen H. Read and others of Lewiston for aid to Westbrook Seminary — was referred to the Committee on Education in concurrence.

Petition of Sewall Prebble and 143 others of Bowdoinham for additional legislation to prevent the construction of Weirs below Low water mark in the tide waters of the Kennebec and branches — was referred to the Committee on Fisheries in concurrence.

Petition of Joshua Sawyer and others of Fremont for an act regulating the flowing of certain lands in that town, — was referred to the Committee on Interior Waters in concurrence.

Petition of Samuel Longfellow and others that certain lands may be set off from the town of Manchester and annexed to the City of Haverhill, — was referred to the Committee on Division of Towns, in concurrence.

Bill "An act for the Incorporation of the Somerville Manufacturing Company", — was referred to the Committee on Manufactures in concurrence.

Bill "An act to Incorporate Saccarappa Gas Light Company;" was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

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Bill "An act to repeal an act approved March 27. 1858 regulating the taxation of costs."

Bill "An act to incorporate the Officers and members of Mariner's Lodge" were severally referred to the Committee on the Judiciary, in concurrence.

Report of the Committee on Interior Waters on the petition of Samuel A. Gilman and others for an act of incorporation, ordering notice thereon returnable the 14th. day of February next was accepted in concurrence.

Bill "An act to incorporate the Oriental Powder Company" (reported by the Committee on Bills in the Second Reading without amendment,) was read a second time and passed to be engrossed

Sent down for concurrence.

...

Papers from the House:

...

Mr. Burpee from the Committee on Mercantile Affairs and Insurance. to which was referred bill "An act to amend the charter of the Piscataquis Mutual Insurance Company" reported that the same ought to pass.

The report was accepted, the bill twice read, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

Mr. Fletcher from the Committee on the Judiciary to which was referred the petition of Rufus Dwi-

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nal and others reported order of notice thereon returnable the seventeenth day of February.

The same Senator from the same Committee to which was refered the petition of Selectmen of Fayette. reported order of notice thereon returnable the seventeenth day of February; which reports were severally accepted.

Sent down for concurrence.

Papers from the House:

Report of the Committee on the Division of Towns on petition of Samuel Longfellow and others ordering notice thereon returnable the twelfth day of February - was accepted in concurrence

A communication was received from Noah Barker signifying his acceptance of the office of Land Agent; - which was read and sent down

Mr. Marshall presented the remonstrance of Nelson Gilkey and 124 others of Islesborough, against the passage of a bill forming a new County from Lincoln and Waldo; - which was refered to the Committee on Division of Counties.

Sent down for concurrence.

On motion of Mr. McCluskey.

The Senate

Adjourned

Joseph B. Call

Secretary

In Senate.
Thursday. January. 27. 1859.

Met according to adjournment.
The President pro tem in the chair

Prayer by Rev. Mr. Ingraham of Augusta.

The Journal of yesterday was read and approved.

Order from the House.

That the Committee on the Judiciary be directed to inquire into the expediency of providing by law for the protection of the Pickerel in Gannins Pond; also in so much of Great East and Horn's Pond as lie within the State of Maine. and in the County of York; was amended by striking out of the first line the word "Judiciary" and inserting instead the word "Fisheries". and as amended passed.

Sent down for concurrence.

* * *

Orders from the House:

That the Committee on the Judiciary be directed to inquire into the expediency of amending section first of Chapter 91 of the Revised Statutes by striking out of said section the following clause viz: "made to secure payment of more than thirty dollars.

That the Committee on Railroads. Ways and Bridges be directed to inquire 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

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provisions of Chapter twenty of the Revised Statutes relating to ferries:

That the Joint Select Committee to which was referred the bill providing for biennial sessions, be instructed to report at an early day.

Which were severally read and passed in concurrence

Order from the House:

That the petition of Ira B. Delano for relief from a note held by the State and from losses by reason of the State taking logs purchased by him, be taken from the files of the last Legislature, and referred to the Committee on Claims, with power to summons witnesses and procure the production of the necessary papers.

Tabled on motion of Mr. Fletcher.

Petition of H. C. Harris and others for revision of the Militia Law — was referred to the Committee on the Militia, in concurrence.

Petition of W. W. Willard and others of Brownville for an act to make valid the doings of the Assessors of said town — was referred to the Committee on the Judiciary, in concurrence.

Petition of Thomas Mayberry and others for the incorporation of Windham Mutual Fire Insurance Company; — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of J. F. Spaulding and others of Crono for extending the time to cut timber on east half of Township No. 2. Range 5. — was re-

ferred to the Committee on State Lands and State Roads, in concurrence.

Petition of J. H. Metcalf and others of Winthrop for provision for the education of feeble minded and idiotic children — was referred to the Joint Select Committee having that subject under consideration in concurrence.

Bill "An act relating to the Grocer's Bank at Bangor." — was referred to the Committee on Banks and Banking, in concurrence

Report of the Committee on the Judiciary to which was referred bill "An act to abolish punishment by death;" (from the last Legislature) that the same ought not to pass.—

Report of the same committee to which was referred an order relating to increasing the bounty on bears and other wild animals that legislation thereon is inexpedient;

Report of the same Committee to which was referred an order relating to repealing the bounty on wild animals. that legislation thereon is inexpedient;—

Report of the Committee on the Division of Towns to which was referred the petition of J. O. Brown and others, ordering notice thereon returnable the 18th day of February.

were severally read and accepted in concurrence.

LLMC DIGITAL

"Resolve authorizing the payment of the sum of ten thousand dollars to the Trustees of the Maine State Seminary;" (reported in the House from the committee on Finance) was read once, and Tuesday next assigned for its second reading

Communication was received from Benjamin D. Peck Esq. Treasurer elect, transmitting his official bond which was referred to the joint select committee on Treasurers Accounts

Sent down for concurrence.

Mr Holt from the committee on Division of Counties to which was referred bill "An act to establish the County of Madawaska" referred from the last Legislature, reported that the same ought not to pass

The same Senator from the same committee to which was referred the petition of Jeremiah B. Donnell and others, reported order of notice thereon returnable the sixteenth day of February next— The reports were severally accepted and sent down for concurrence.

Mr McCluskey presented the petition of Henry Wilson of Mars Hill that the Land Agent be authorized to sell him a lot of land— which was referred to the committee on State Lands and State Roads.—

Sent down for concurrence.

Mr Berry presented the petition of B. Williams and 89 others of Gardiner for an act to prohibit

156 the erection of fish weirs below low water mark in Kennebec River — which was referred to the committee on Fisheries

Sent down for concurrence.

The same Senator presented the petition of Francis Stevens and 95 others of Gardiner;

Mr. McCleary presented the petition of John T. Leiby and 81 others; — of James F. Moores and 21 others; of Abijah Crosby and 29 others; — of Stephen Crosby and 29 others; — severally for an act to compel the Kennebec Dam Company to build a good and sufficient fish-way through said Dam — which were severally referred to the committee on Interior Waters.

Sent down for concurrence.

On motion of Mr. Anderson
The Senate then adjourned.

Joseph P. Hall Secretary

In Senate
Friday January 23d. 1859

Met according to adjournment
President pro tem in the Chair.

Prayer by Rev. Mr. Dr. Tappan of Augusta.

Journal of yesterday read and approved.

Order from the House:

That the Report of the Trustees and Superintendent of the State Reform School be referred to the committee on the State Reform School.— was read and passed in concurrence.

Petition of John Morrill and 97 others of Cornville;
" of James Bell and 275 others of Skowhegan;
" of B. Smith 2d and 26 others of Bingham;
" of Norris Bean and 48 others of Palmyra;
" of C. A. Boynton and 33 others of Detroit;
" of George Whitney and 11 others of Pittsfield;
" of Hiram Burrell and 175 others of Canaan;
severally that Skowhegan may be made the Shire-town of Somerset County— were severally referred to the Committee on the Judiciary, in concurrence.

Petition of Hiram Bass and 174 others of Camden for the incorporation of the County of Knox, and that Camden may be made the Shire town — was referred to the Committee on Division of Counties, in concurrence

Petition of G. A. Abbott and others, in aid of the Westbrook Seminary— was referred to the

committee on Education, in concurrence.

Petition of Hiram G. Armstrong and others of Lecter G. for incorporation, and remonstrance against division of the same — was referred to the committee on Incorporation of Towns, in concurrence.

Credentials, Piel Tomah as Representative of the Passamaquoddy Indians, — was referred to the committee on Indian Affairs, in concurrence.

Report of the committee on the Incorporation of Towns, to which was referred the petition of William Dingley and others, ordering notice thereon returnable February 12th;

Report of the same committee on the petition of Daniel Turner and others ordering notice thereon returnable February 23d;

Report of the same committee on the petition of L. L. Boulter and others, — ordering notice thereon returnable February 23d;

Report of the committee on Railroads, Way and Bridges on the petition of Alden Blossom and others ordering notice thereon returnable February 16th.

Report of the same committee on an order relating to the repeal of the tolls on Gardiner and Pittston Bridge, ordering notice thereon returnable February 16th;

were severally accepted in concurrence.

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Bill "An act to incorporate the Officers and members of Jerusalem Royal Arch Chapter", (reported in the House, from the committee on the Judiciary;)

Bill "An act to make valid the doings of School District No 14. in the Town of Troy" (reported in the House, from the committee on the Judiciary;)

were severally once read, and tomorrow assigned for their second reading.

Mr. Williamson from the committee on Education to which was referred an order relating to regulating the annual returns of the Superintending School Committees into the Office of the Secretary of the State, reported bill "An act relating to the annual school returns and the distribution of the State School fund". The report was accepted the bill once read and Wednesday next assigned for its second reading;

Mr. Wing from the committee on Manufactures, to which was referred bill "An act for the Incorporation of the Somerville Manufacturing Company" reported that the same ought to pass. The report was accepted, the bill once read, and tomorrow assigned for its second reading

Mr. Fletcher from the committee on the Judiciary to which was referred the petition of David Brown and others (from the last Legislature), reported that the petitioners have leave to withdraw; The report was accepted.

Sent down for concurrence.

The same Senator from the same committee to which was referred the petition of C. A. French, reported a bill "An act giving the privilege of legitimacy to Charles A. French." The report was accepted, the bill once read and to-morrow assigned for its second reading.

Mr. McClusky presented the petitions of Alfred Cushman and Hiram Stevens, asking that the Land Agent be authorized to dispose of certain tracts of meadow lands,— which was referred to the committee on State Lands and State Roads.

Sent down for concurrence.

The same Senator presented the petition of Enoch Hoyt and 22 others asking that the State pay said Hoyt for services as member of the Board of Agriculture in 1858.— which was referred to the committee on Claims.

Sent down for concurrence.

Mr. Marshall from the committee on Banks and Banking, to which was referred bill "An act granting additional powers to the receivers of the Green's Bank of Bangor"— reported that the same ought to pass. The report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Berry

Ordered,— That the committee on Fisheries be instructed to inquire into the expediency of repealing chapter 26 of the Public Laws of 1858, and of revising sections 47, 48, 49, 50, and 51, of the 40th chapter of the Revised Statutes.

Sent down for concurrence.

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Mr. McClusky presented the petition of W. S. Gilman for aid, which was referred to the committee on State Lands and State Roads.

Sent down for concurrence.

On motion of Mr. Gilman

Ordered, That so much of the Land Agents Report as suggests the propriety of further legislation on subjects connected with the public domain, be referred to the committee on State Lands and State Roads.

Sent down for concurrence.

Mr. Marshall presented the petition of Henry Farwell for some law to correct abuses existing in the present system of appointing Justices of the Peace, which was referred to the committee on the Judiciary.

Sent down for concurrence.

Bill "An act to incorporate the Oxford Mining Company";

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

severally reported by the committee on Engrossed Bills as truly and strictly engrossed, were severally passed to be enacted, in concurrence, signed by the President pro tem and by the Secretary transmitted to the Governor for his approval and signature

On motion of Mr. Hannaford

The Senate adjourned

Joseph B. Hall Secretary

LLMC DIGITAL

In Senate

Saturday, January 29 1859.

Met according to adjournment

President pro tem in the chair.

Prayer by Rev. Nat Butterfield of Hallowell.

The Journal of yesterday was read and approved.

Orders from the House:

That the committee on the Judiciary be instructed to inquire into the expediency of making it a criminal offense for a mortgagor of personal property to sell the same without notice to the purchaser of the incumbrance thereon.-

That the same committee be directed to inquire into the expediency of repealing section 146 chapter 6 of the Revised Statutes, and to see if Section 98 of said chapter does not give tax payers all the remedy that is required;

Were severally read and passed in concurrence

Petition of James Cunnawell and 113 others of Madison that Skowhegan may be made a town of Somerset County;

" Joseph Granger and others for increase of pay of Jurors;

Bill "An act to aid in the settlement of claims arising from division of Towns" - were severally referred, in concurrence, to the Committee on the Judiciary

Petition of John H. Webster and 124 others of Norridgewock for a charter to build a Railroad from Waterville to Carratunk Falls;

" of William B. Snow and 85 others of Madison for same:

Bill "An act in relation to travel on suspension bridges"— were severally referred to the Committee on Railroads, Ways and Bridges in concurrence.

Petition of Warren Call and 97 others of Dresden;

" of Orrington Pottle and 106 others of Richmond— severally asking for additional legislation to prevent the construction of weirs below low water mark on the Kennebec river and its Branches:—

" of R.D. Brown of Bowdoinham asking the right to build and maintain a weir below low water mark on the Kennebec River:— were severally referred in concurrence to the Committee on Fisheries.

Petition of Josiah Webb and 121 others of Hope;—

" of Elizabeth Cotton and 57 others of Hope, severally asking for incorporation of County of Knox— severally referred to the committee on Division of Counties in concurrence.

Petition of Israel Washburn jr. and 23 others of Orono

" of Joseph Barrett and 92 others of Canaan, for aid to Westbrook Seminary— severally referred in concurrence to the Committee on Education

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158. Petition of Joseph Leslie and others, for incorporation of the town of Danforth, - referred to the Committee on Incorporation of towns in concurrence

Petition of Cyrus Hutchins and others to be set off from Mt. Vernon to Readfield, - referred to Committee on Division of towns in concurrence

Petition of Charles Payson and others of Portland for a law to prevent the alteration of Banknotes Referred to Committee on Banks and Banking in concurrence

Report of Committee on Judiciary, that Legislation is inexpedient on an order relating to amending section 49. chapter 18. of the Revised Statutes.

Also same report on an order relating to carrying into effect sections 25 and 26. of chapter 46. of the Revised Statutes.

Report of same Committee that Bill "An act relating to bail in certain cases" Ought not to pass. were severally read and accepted in concurrence

Bill "An act to incorporate the Saccarappa Gas Light Company" (reported in the House from the Committee on Mercantile Affairs and Insurance) was read once, and Tuesday next assigned for its second reading

Petition of the Officers and Members of King David Lodge in Lincolnville, for an act of incorporation,

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came from the House referred to the Committee on the Judiciary. The Senate non-concurred, and referred the same to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

Bill "An act giving the privilege of legitimacy to Charles A. French";

Bill "An act granting additional powers to the Receivers of the Grocer's Bank";

Bill "An act to incorporate the Somerville Manufacturing Company";

...

Severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed.

Sent down for concurrence.

Bill "An act to incorporate the Officers and Members of Jerusalem Royal Arch Chapter";

...

Bill "An act to make valid the doings of School District No 14. in the town of Troy";

Severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed in concurrence

Mr. Porter from the Committee on State Lands and State Roads, to which was referred "Resolve setting apart certain lands in Franklin County for building roads therein"; reported order of notice

thereon returnable the 14th. day of February. The report was accepted.

Sent down for concurrence

On motion of Mr. Livermore.

Ordered:- That the Governor be requested to furnish such information as he may possess in regard to the condition and progress of the Schools for Passamaquoddy Indians.

Sent down for concurrence.

Mr. Holt from the Committee on Division of Counties to which was referred the petition of Hiram Bass and others, reported order & may be thereon returnable February 17th. The report was accepted.

Sent down for concurrence.

Mr. McCrosky presented the petition of James Doyle and 61 others for aid to build a bridge across the little Madawaska in Eaton Grant; also of David F. Adams and 68 others for a road leading from Letter H to Fish river; also of David F. Adams and 74 others that Township No 14 Range 3 may be set apart for immediate settlement; also of Ebenezer C. Gray and 44 others asking the Legislature to authorize the Land Agent to deed him a certain lot of land; also of David L. Cork asking to have money refunded to him, paid for land,- which were severally referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

The same Senator presented the petition of John B

Trafton, County Attorney, of Aroostook County, for increase of salary — which was referred to the Committee on the Judiciary. 161.

Sent down for concurrence.

Mr. Marshall presented the petition of Company A. Light Infantry. 1st Regiment, 2d Brigade. 3d Division for revision of the Militia Law — which was referred to the Committee on Militia.

Sent down for concurrence.

Report of the Committee on Fisheries to which was referred the petition of Noah Woods and 98 others of Gardiner, ordering notice thereon returnable the 11th. day of February, — was accepted in concurrence.

On motion of Mr. Simpson
The Senate then adjourned.

Joseph B. Hall Secretary

LLMC DIGITAL

In Senate

Monday January 31st, 1859

Met according to adjournment.

President pro tem in the chair.

Prayer by Rev. Max Zelch of Hallowell.

Journal of Saturday read and approved.

Order from the House:—

That the Secretary of the Senate be directed to take from the files of this last Legislature, the petition of A. A. Morse and others, members of Machias Log Driving Company for amendment of the act of incorporation and place the same before the Committee on Interior Waters;—

was read and passed in concurrence.

Petition of Jesse Craig and 69 others for aid to construct a bridge across a branch of the Kat-ta-dam-keag;—

Petition of George R. Smith for extention of time to take timber from one half of Township No 4. Range 4.— were severally referred to the Committee on State Lands and State Roads, in concurrence.

Petition of the Bangor Mutual Fire Insurance Company for amendment of charter,— was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Bill "An act additional to Chapter 107 of Revised Statutes" concerning depositions,— was

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referred to the Committee on the Judiciary. in concurrence.

Bill "An act in relation to the trial of capital cases". (reported in the House from the Committee on the Judiciary;)

Bill "An act to incorporate the Mercantile Bank" (reported in the House from the Committee on Banks and Banking;)

"Resolve authorizing the Land Agent to grant permits" on Townships designated for settlement for local use". (reported in the House from the Committee on State Lands and State Roads;)

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

were severally on read and tomorrow assigned for their second reading.

Report of the Committee on Fisheries, to which was referred the petition of Lewis Preble and 143 others, ordering notice thereon returnable the 11th. day of February - was accepted in concurrence

Report of the Committee on the Judiciary submitting bill "An act to repeal an act approved Mar. 27th. 1858, regulating taxation of costs" came from the House recommitted to same committee the Senate concurred.

On motion of Mr. Totman.

Ordered,- That the

attention of the committee on State Lands and State Roads be called to that part of the Land Agents report, relating to lands owned in common with others proprietors.

Sent down for concurrence.

On motion of Mr. Holt.

The Senate then adjourned.

Joseph P. Hall Secretary

LLMC DIGITAL

In Senate
Tuesday February 1st 1859.

Met according to adjournment.
President pro tem in the chair.

Prayer by Rev. Mr. Fuller of Hallowell.

The Journal of yesterday read and approved.

Petition of the York and Cumberland Railroad Company for extension of time for treating and constructing their road;—

Bill "An act for extending the time for filing locations, and for constructing the York and Cumberland Railroad"—referred in concurrence to the Committee on Railroads, Ways and Bridges.

Petition of James Leighton and others for amendment of charter of Falmouth Mutual Fire Insurance Company.— referred in concurrence to the Committee on Mercantile Affairs and Insurance.

Petition of Ira Wadleigh and others to make valid the doings in St. James parish in Oldtown,— referred to the Committee on the Judiciary—in concurrence.

Petition of B Company of Artillery 1st Regiment 9th Division for revision of Militia laws— referred to the Committee on Militia in concurrence.

166 Petition of Almon Twitchell and 26 others of Bath for donation to Westbrook Seminary Referred to the Committee on Education in concurrence.

Petition of Benjamin Goodwin and others of Brewer for leave to extend their wharf. - Referred to the Committee on Interior Waters, in concurrence.

Petition of Emma Sweeny for abatement on lot 361 in Ellsworth. - Referred to Committee on State Lands and State Roads in concurrence.

Petition of Thomas J. Witherly and others of Bangor for law regulating the drainage of Agricultural Lands. - Referred, in concurrence to the Committee on Agriculture.

Bill "An act to annex to the town of Bradley the gore lying south of same." - Referred in concurrence to the Committee on Incorporation of Towns.

Bill "An act to incorporate the Officers and Members of Mariners Lodge;" (reported in the House from the Committee on the Judiciary) was once read, and tomorrow assigned for its second reading.

Report of the Committee on Division of Towns, to which was referred the petition of Cyrus Hutchinson and others, ordering notice thereon returnable February 11th. was accepted in concurrence.

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Order directing the Committee on the Reform School to visit that institution, came up from the House amended by striking out all after the word "Ordered" and inserting the following:

That the two Chairmen of the Committee on the Reform School be directed to visit said School sometime on or before the tenth day of February next and inquire into its management and discipline, and the condition of its finances. Also to inquire of the Officers of said Institution if it has been one of their cardinal principles to qualify each subject in said Institution to become master of any one branch of business that would enable them to take the lead in that branch, and in future become a good member of society and useful to themselves; if this course has not been adopted the Committee is directed to recommend the adopting of the above measures without delay. —

The Senate insisted on their former vote.

Sent down for concurrence.

Bill "An act to incorporate the Saccarappa Gas Light Company," reported from the Committee on Bills in the second Reading without amendment was read a second time. Mr. Fletcher moved to strike out the 5th section, pending which motion, the bill was laid on the table, on motion of Mr. Hanaford.

"Resolve authorizing the payment of the sum of ten thousand dollars to the trustees of the Maine State Seminary", reported from the committee on Bills in the second Reading, was read a second time and amended as per sheet.

annexed marked A. and as amended passed to be engrossed by yeas and nays as follows

Yeas 18 - Messrs. Anderson, Barron, Burpee, Fletcher, Gilman, Hannaford, Holt, Livermore, Lyford, McClusky, Morton, Porter, Stinchfield, Thissell, Totman, Wells, Williamson and Wing.
Nays 5. Messrs. Berry, Hamlin, Harris, Moulton and Simpson

Sent down for concurrence.

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of Abijah Crosby and 300 others, reported order of notice thereon returnable the 14th day of February. The report was accepted

Sent down for concurrence.

Mr. Wing presented the petition of Augustus Hood to be set off from the town of Leeds to Wayne which was referred to the Committee on Division of Towns

Sent down for concurrence

The same Senator presented the petition of John Neal and 81 others, to be incorporated under the name of the "Vienna Mutual Fire Insurance Company"; — which was referred to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence

Mr. Williamson presented the petition of J. S. Cushing and 59 others of Athens, that that town

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may be made the shire town of Somerset County, which was referred to the Committee on the Judiciary.

Sent down for concurrence.

"Resolve for the payment of the funeral expenses of Andrew Dyer late a member of the House of Representatives;"

Bill "An act in relation to the trial of capital cases;"

Bill "An act to incorporate the Mercantile Bank;"

Severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

Resolve authorizing the Land Agent to grant permits on Townships designated for settlement for local use;" (reported from the Committee on Bills in the Second Reading, without amendment,) was read a second time, pending the consideration of an amendment offered by Mr. McClusky; the bill was laid on the table on motion of Mr. Harris.

A communication was received from the Secretary of State transmitting the returns of Corporations in the State.

On motion of Mr. Wing
The Senate adjourned

Joseph D. Hall Secretary

LLMC DIGITAL

In Senate.

Wednesday February 2d 1859.

Met according to adjournment.

President pro tem in the chair.

Prayer by Rev. Mr. Dexter of Augusta.

Journal of yesterday read and approved.

Orders from the House.

That the Committee on the Judiciary be directed to inquire into the expediency of authorizing Judges of Probate to appoint commissioners to decide on claims presented against solvent estates of wards and deceased persons when they are deemed unjust, illegal or exorbitant by the guardian, executor or administrator, the same as in 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.

That the same Committee be directed to inquire 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.

That the Committee on the Reform School be instructed to inquire into the expediency of amending so much of the statute as prohibits the reception of boys under the age of 11 years and substituting 9 years of age as the lowest limits to which boys may be admitted to the Institution.

That the Committee on State Lands and

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State Roads be instructed to inquire what, if any appropriations is necessary to complete the Eastern Aroostook road from Presque Isle to Van-Buren;

That the Committee on Manufactures be instructed to inquire into the expediency of exempting from taxation all Manufacturing establishments erected in this State within three years from the first day of January A.D. 1859 and all the machinery, and the capital for operating the same, as also all machinery put into buildings now erected but not occupied, and the capital for working the same; said exemption to continue until the year 1867;

That the papers of last year relating to the Bangor Mutual Fire Insurance Company, be taken from the files of the last Legislature and referred to the committee on Mercantile Affairs and Insurance.

Were severally read and passed in concurrence

Petition of William A. Gould of Princeton for the conveyance to him of a certain tract of Land for agricultural purposes;

Petition of John McClusky for compensation for making a road for the State;

Petition of Thomas Butler and 50 others of Dead River for an appropriation for the repair of the County Road in No. 2. Range 2. west of Kennebec river;— were severally referred to the Committee on State Lands and State Roads. in concurrence.

Petition of Selectmen of Winthrop for an act defining intelligibly the dividing line between Win-

Throp and Wayne;-

Remonstrance of J. T. Wadsworth and others against the petition of A. W. Cummings and others,- were severally referred to the Committee on Division of Towns in concurrence.

Petition of George C. Getchell and others of Anson for a rail-road from Waterville to Caratunk Falls;-
Petition of George A. Cragin and others in aid of the same;- were severally referred to the Committee on Railroads, Ways and Bridges in concurrence.

Petition of Abram Woodward and others to be incorporated for the purpose of supplying Bangor with water;- was referred to the Committee on Interior Waters in concurrence.

Petition of John Neptune and others, Penobscot Indians for a law regulating the leasing of the shores of their Islands;- was referred to the Committee on Indian Affairs in concurrence.

Petition of Robert Long and 53 others of St. George, for a new County to be called Knox County,- was referred to the Committee on Division of Counties in concurrence.

Petition of Thomas Genthner and others of Waldoboro to be incorporated as the Master Wardens, and Members of King Solomon's Lodge;- was referred to the Committee on Manufactures in concurrence.

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Petition of Ebenezer Dunlap of Topsham for an increase of pension.— which was referred to the Committee on Military Pensions, in concurrence.

Petition of Joseph M. Hayletine and 15 others to make valid the doings of School District No 9. composed of part of Dexter and Garland

Bill "An act giving further remedy against attornies";

Bill "An act to empower the Collector of Dexter to collect school district tax in district No. 9. composed of parts of Dexter and Garland";— were severally referred to the Committee on the Judiciary, in concurrence.

Bill "An act for the protection of Buoys and Beacons— was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Bill "An act additional to chapter 479 of the Revised Statutes, relating to Banks and Banking"— was referred to the Committee on Banks and Banking in concurrence.

Mr. McCluskey presented the petition of Joshua B. Harvey for a grant of land on which to raise an orchard— which was referred to the Committee on State Lands and State Roads

Sent down for concurrence.

Mr. Burpee presented petition of S. C. Fessenden and others for an amendment

1844 of chapter 59 of the Revised Statutes and of an act relating to marriage and its solemnization approved March 11. 1838.— which was referred to the Committee on Judiciary.

Sent down for concurrence.

Bill "An act to incorporate the Officers and Members of Mariners Lodge" (reported without amendment from the Committee on Bills in Second Reading) was read a second time and passed to be engrossed, in concurrence.

Bill "An act relating to the annual school returns and the distribution of the State School Funds" (reported without amendment from the Committee on Bills in Second Reading) was read a second time and passed to be engrossed.

Report of the Committee on the Judiciary to which was referred the petition of Samuel D. Norris and others, and divers other petitions that Skowhegan may be made the Shire Town of Somerset County,— asking to be discharged from the further consideration thereof, and that the same be referred to the Committee on Division of Counties — was accepted in concurrence.

Petition of John Russell and 18 others of Cambridge;
" " Edward Paul and 29 others of Solon;
" " James W. Merrill and 23 others of Harmony;
" " George C. Kimball and 25 others of Athens;
severally praying that Skowhegan may be made the Shire town of Somerset County

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was referred to the Committee on Division of Counties, in concurrence.

Communication from the Secretary of State transmitting an abstract of the returns of Inspectors of Fisk which was read and the abstract referred to the Committee on Fisheries, in concurrence

Petition of Trustees of the Methodist Episcopal Church in Wilton for authority to repair Meeting House;

Bill "An act authorizing the removal and repair of the Methodist Meeting House in Wilton at the Upper Mills Village - Referred to the Committee on the Judiciary in concurrence.

On motion of Mr. Hannaford

Bill "An act to incorporate Saccarappa Gas Light Company - was taken from the table - Mr. Fletcher withdrew the amendment offered by him yesterday. The Bill was then amended as per sheet marked A. and as amended passed to be engrossed

Sent down for concurrence.

Mr. Wing presented petition of Thomas S. Lang, President and E. Holmes Secretary of the Maine Board of Agriculture for a continuance of the annuity hereto fore paid to the Maine State Agricultural Society - which was referred to the Committee on Agriculture.

Sent down for concurrence.

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Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of Ebenezer C. Gray and others reported that the petitioners have leave to withdraw;

Mr. Berry from the same Committee to which was referred the petition John A. Peters reported that the petitioners have leave to withdraw;

These reports were severally accepted

Sent down for concurrence.

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of Marcus R. Keep reported a Resolve in favor of Marcus R. Keep.

Report accepted and the Resolve once read and tomorrow assigned for its second reading.

Mr. Fletcher from the Committee on the Judiciary to which was referred an order relating to amending Article 2. Section 1 of the Constitution. reported that Legislation thereon is inexpedient

The report was accepted.

Sent down for concurrence

Bill "An act to make valid the doings of School District Number 11, in the town of Troy;"

Bill "An act to protect and encourage the Artificial breeding of fish;"

Bill "An act to incorporate the Oriental Powder Com

pany":-

Bill "An act to amend the Charter of Piscataquis Mutual Fire Insurance Company;"-

Bill "An act to incorporate the Officers and Members of Jerusalem Royal Arch Chapter, severally reported from the Committee on engrossed Bills as truly and strictly engrossed,- were severally passed to be enacted in concurrence signed by the President pro tem and by the Secretary transmitted to the Governor for his approval and signature.

...

On motion of Mr Hammaford
The Senate then adjourned.

Joseph B. Hall
Secretary

LLMC DIGITAL

In Senate
Thursday February 3d. 1859.

Met according to adjournment.
The President pro tem in the chair

Prayer by Rev. Mr. Webb of Augusta

Journal of yesterday read and approved.

Order from the House.
That the Committee on the Judiciary be directed to inquire into the expediency of amending the 131st section of the 14th chapter 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 said treasurer to notify by mail all nonresidents owners of realestate in said town whose residence may be known to said treasurer of the amount of the tax assessed upon the real estate of said nonresidents.
Was read and passed in concurrence.

Petition of Joshua Folsom and 12 others that Townships number 5 Range 13 be set apart for settlement.

"Resolve extending the time given in "Resolve approved March 15. 1858 for building mills in Townships number 5 Range 13" were severally referred in concurrence to the Committee on State Lands and State Roads

Petition of Shakers of New Gloucester that a part of their estate be set off from Poland to New Gloucester; — was referred in concurrence to the Committee on Division of Towns.

Petition of G. D. Wakefield and others of West Gardiner praying for incorporation of Trustees of West Gardiner Academy; —

" of I. G. Stockbridge and 6 others of Bath for aid to the Medical School of Maine; —

" of S. L. Lewis and 91 others of Belfast for donation to Westbrook Seminary; — were severally referred in concurrence to the Committee on Education.

Petition of Samuel Gilson and others of Vassalborough for the purpose of supplying the inhabitants of Getchell's Corner with pure water; — was referred in concurrence to the Committee on Interior Waters.

Petition of the Directors of Bangor Bank for an increase of capital stock, was referred in concurrence to the Committee on Banks and Banking.

Petition of Elias Totman of Phipsburgh for leave to build a Weir on North Creek; was referred in concurrence to the Committee on Fisheries.

Petition of Ephraim A. Blen and 42 others of Dresden for the education of idiotic and feeble minded children, — was referred in concurrence to the joint special committee having that subject under consideration.

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180 Remonstrance of Sumner T. Williams and 55 others of Athens against Skowhegan being made the Shire town of Somerset County, was referred in concurrence to the Committee on Division of Counties.

Bill "An act in relation to ravines ..."- was referred in concurrence to the Committee on Judiciary.

Report of the Committee on Judiciary that legislation is inexpedient on an order relating to repealing section 78 chapter 82 of the Revised Statutes.

Same report of same Committee on an order relating to amending section 142 chapter 6 of the Revised Statutes.

Same report of same Committee on an order relating to the expediency of providing a salary for members and Offiers of the Legislature

Same report of same Committee on an order relating" to amending section 3 chapter 111 of the Revised Statutes

Same report of same* Committee on an order relating to granting to women the right of suffrage.

Were severally read and accepted in concurrence

Mr O'Brien from the Committee on Treasurers Accounts to which was referred the official bond of Benj. D. Peck Treasurer of State reported that they have examined the same and find it correctly drawn and sureties sufficient. The report was accepted and Bond approved.

Sent down for concurrence.

LLMC DIGITAL

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of the Bangor Mutual Fire Insurance Company, reported Bill "An act additional to an act to incorporate the Bangor Mutual Fire Insurance Company"

The report was accepted and the Bill twice read, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

Mr. Holt from the Committee on Division of Counties to which was referred the petition of Hiram Burrill and others of Canaan reported order of notice thereon returnable the 23d. inst.

The report was accepted

Sent down for concurrence.

Mr. Livermore from the Committee on Fisheries to which was referred the Credentials of Peol Jonah reported "Resolve in favor of Peol Jonah" which report was accepted and Resolve once read and tomorrow assigned for its second reading

...

Mr. McClusky presented the petition of E. Stackpole and 27 others of Monticello asking that Township "C" Range 2. be set apart for settlements;— which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

...

Mr. Carleton presented the petition of Selectmen of Perrysburg. to make valid the doings of that Town— which was referred to the Committee on

Judiciary.

Sent down for concurrence.

The same Senator presented petition of T. W. Lewis and 30 others to set off Whitefield from Lincoln to Kennebec;— which was referred to the Committee on Division of Counties.

Sent down for concurrence

"Resolve in favor of Marcus R. Keef" reported from the Committee on Bills in the Second Reading, without amendment, was read a second time and laid on the table on motion of Mr Carleton.

On motion of Mr. Wing, the vote of yesterday passing to be engrossed bill "An act relating to the annual School returns and the distribution of the State School funds;"— was reconsidered and the bill was indefinitely post-poned.

Sent down for concurrence.

Mr. Strickfield from the Committee on Indian Affairs on petition of Mitchell Francis and Selma Francis for payment on back annuities,— reported "Resolve in favor of Mitchell and Selma Francis," The report was accepted. The Resolve once read and tomorrow assigned for its second reading.

Mr. McClusky presented the 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— which was referred to the Committee on State Lands and State Roads.

LLMC DIGITAL

A message was received from the Governor informing the Senate that a vacancy exists in the office of Major General of the 9th. Division of the Militia of Maine

A message was received from the House by Mr. Bierbank of Lewiston informing the Senate that the House has elected John L. Hodsdon. Major General of the 9th. Division of the Militia of Maine.

On motion of Mr. Harris

"Resolve authorizing the Land Agent to grant permits on Townships designated for settlement for local use"; was taken from the table. The amendments proposed by Mr. McCluskey were rejected, and was laid on the table on motion of Mr Russell.

Bill "An act in relation to the trial of capital cases"; (reported from the Committee on engrossed Bills as truly and strictly engrossed.) being on its passage to be enacted, was laid on the table on motion of Mr Carleton.

Mr. Barron introduced the following

Ordered:- That the bill entitled "an act to regulate the practice of Attorneys at law and other persons allowed to practice in courts," which was referred to the Committee on Judiciary, be taken from the files of that Committee and laid upon the table

Tabled on motion of Mr. Carleton.

On motion of Mr Wing

Ordered; That the hour of twenty minutes before one o'clock this day be assign

ed when the Senate shall proceed to ballot for Major General of the 9th. Division of the Militia of Maine.

On motion of Mr Stinchfield.

Messrs. Stinchfield, Barron and Harris were appointed to receive sort and count the votes for Major General to fill the vacancy existing in the 9th. Division. Having attended to that duty the Committee reported that

The whole number of ballots thrown is	27
Necessary for a choice	14
John L. Hodsdon has	15
A. C. Welson has	11
Daniel J. Pike has	1

The report was accepted and John L. Hodsdon having received a majority of all the votes thrown was declared duly elected Major General of the 9th. Division of the Militia of Maine.

On motion of Mr Berry: The Secretary of the Senate was directed to notify the Governor and Council that John L. Hodsdon has been elected Major General of the 9th. Division of the Militia of Maine.

Bill "An act to incorporate the Mercantile Bank;"
Bill "An act additional to an act to incorporate the Bangor Mutual Fire Insurance Company" — (severally reported as truly and strictly engrossed, from the Committee on Engrossed Bills) — were severally passed to be enacted in concurrence.

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

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of Representatives", - (reported from the same Committee as truly and strictly engrossed) was finally passed in concurrence. - And these Bills and Resolve having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature. 1857

On motion of Mr. Hannaford.
The Senate then adjourned

Joseph P. Hall Secretary

LLMC DIGITAL

In Senate

Friday, February 4th, 1847.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr Bean of Augusta.

The Journal of yesterday was read and approved.

Orders from the House.

That the Judiciary Committee be instructed to inquire into the expediency of further legislation in reference to the discharge of attachments on real estates in suits where the verdict is in favor of the defendent;—

That the Committee on Military Pensions be directed to inquire into the expediency of renewing the pension of William McJordan of the Town of Paxton which was granted him by a Resolve passed February 25th 1840 and expired February 25th 1845.

... Were read and passed in concurrence.

Petition of A. H. Wentworth and 202 others of Appleton for the incorporation of the County of Kenop;

" of G. W. Collins and 24 others of Ripley;—

" of John French and 35 others of Ripley;—

" of Prescott S. Parker and 40 others of Pittsfield: severally that Skowhegan may be made the Shire town of Somerset County;

—: were severally referred to the Committee on Division of Counties in concurrence.

Petition of Assessors of Blanchard, that their doings in relation to certain taxes may be-

Petition of Benjamin Ball and 37 others for repeal of usury law,— were severally referred to the committee on the Judiciary in concurrence.

Report of the Committee on Division of Towns, ordering notice on petition of Augustus Hood returnable February 23d;—

Also same report on petition of the Selectmen of Winthrop returnable February 18th;—

Report of the Committee on Incorporation of Towns ordering notice returnable February 23d on petition of Joseph Lesley and others;—

Report of the Committee on Railroads, Ways and Bridges ordering notice on petition of George C. Gatchell and others, returnable 23d inst.;— were severally accepted in concurrence.

Bill "An act granting additional powers to the receivers of the Grocers Bank",— Came back from the House amended as per sheet "A" and as amended passed to be engrossed, The Senate receded from its former vote passing the bill to be engrossed— concurred with the House in its amendment and passed the bill as amended, to be engrossed in concurrence.

Mr. Hamlin from the Committee on the Judiciary to which was referred an Order relating to repealing section 9 of chapter 32 of the Revised Statutes, relating to days of grace reported that legislation thereon is inexpedient. The report was accepted.

Sent down for concurrence.

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"Resolve in favor of Bob Jonah"
"Resolve in favor of Mitchell Francis and Selms Francis" - severally reported by the Committee on Bills in the Second Reading without amendment - were severally read a second time and passed to be engrossed.

Sent down for concurrence

On motion of Mr. Carleton:-

Ordered:- That the Secretary inform the House of Representatives that the Senate has on its part elected John L. Hodsdon Major General of the 9th Division of the Militia of Maine.

Mr. Wing from the Committee on Manufactures to which was referred the petition of Thomas Gentner and others reported bill "An act to incorporate the Master. Wardens. and Members of King Solomon's Lodge". The report was accepted. the bill once read and tomorrow assigned for its second reading.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of Daniel Craig and others. reported bill "An act to incorporate the Readfield Mutual Fire Insurance Company". The report was accepted, the bill once read, and tomorrow assigned for its second reading

Mr. Barrows moved to reconsider the vote of yesterday indefinitely postponing bill "An act relating to the annual School Returns, and the distribution of the State School funds", and on motion of Mr Carleton that motion was laid on the table.

Mr. Williamson from the Committee on engrossed

Bills, reported as truly and strictly engrossed Bill "An act to incorporate the Officers and Members of Mariner's Lodge" — which was passed to be enacted in concurrence.

Also "Resolve authorizing the payment of the sum of ten thousand dollars to the Maine State Seminary" which was finally passed. And this bill and resolve having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Morton

The Senate then adjourned.

Joseph B. Hall

Secretary

LLMC DIGITAL

In Senate
Saturday, February 7th 1857

Met according to adjournment
President in the Chair.
Prayer By Rev Mr Sanderson of Augusta
Journal of yesterday read and approved.

Orders from the House:-

That a joint select committee to consist of the delegation from Cumberland County, be instructed to inquire into the expediency of providing for the compensation of the County Commissioners and Clerk of the Courts for said county, by fixed annual salaries.-

That the joint standing Committee on the Judiciary be instructed to inquire into the expediency of making certain amendments in an act entitled "An act to establish the Municipal Court in the City of Portland, approved February 20th 1856;" — were severally read and passed in concurrence.

Petition of Samuel W. Drew and others for a change in the School laws;-
" of S. Souther and others of Fryeburg for additional legislation for the Webster Association of Fryeburg Academy;
" of E. B. Averill and others, for aid to the Westbrook Seminary;— were severally referred to the Committee on Education in concurrence.

Petition of Samuel Smith and others for a law regulating the drainage of lands,— were referred to the Committee on Agriculture and in

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concurrence.

Petition of Stephen Warren and 48 others of Islesborough for the establishment of Knox County— which was referred to the Committee on Division of Counties, in concurrence.

Petition of O. P. Bachellor and 81 others for a Charter for a Railroad from Waterville to Oanratenk Falls,— which was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Report of Committee on Incorporation of Towns to which was referred Bill "An act to annex to the town of Bradley, the gore lying south of the same," that the same ought to pass.

Report of the Committee on Railroads, Ways and Bridges to which was referred bill entitled "An act in relation to travel on suspension bridges,"— that the same in a new draft ought to pass.

Report of the Committee on Mercantile Affairs and Insurance to which was referred the petition of James Leighton, that the petitioner have leave to bring in bill "An act to incorporate the Belmont Mutual Fire Insurance Company."

Report of the same committee to which was referred the petition of C. C. Andrews and others that the petitioners have leave to bring in a bill entitled "an act to incorporate the Otisfield Mutual Fire Insurance Company," were severally accepted in concurrence, the bills

severally once read and Monday next assigned for their second reading.

Report of the committee on the Judiciary to which was referred the petition of Isaac Sturdevant from the last Legislature, that the petitioner have leave to withdraw;

were accepted in concurrence.

Mr. Byford from the committee on Bills in the second reading, reported without amendment. Bills entitled.

"An act to incorporate the Readfield Mutual Fire Insurance Company";

"An act to incorporate the Master Wardens and Members of King Solomon's Lodge"

which were read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Harris presented the petition of Edwin A. Whitten jr. reimbursement of expenses incurred in arresting and returning a fugitive from justice— which was referred to the Committee on Claims

Sent down for concurrence

A message was received from the House of Representatives by Mr. Robie of Gorham, informing the Senate, that, in the absence of the Speaker Frederick A. Pike has been elected Speaker pro tem.

On motion of Mr Carleton bill "An act additional relating to evidence," was taken from the table,

read a second time and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Carleton.
The Senate then adjourned.

Joseph D. Hall
Secretary.

LLMC DIGITAL

In Senate

Monday, February 7th, 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Ballou of Augusta.

Journal of Saturday read and approved.

Papers from the House

Petition of John Lynch and others for power to build dams;

" of George W. Ray and 100 others for the prevention of fog nets on the Penobscot river, — which were severally referred to the committee on Interior Waters, in concurrence.

Petition of L. M. Burr and 140 others of Mercer for a railroad from Waterville to Carratunk Falls;

" of Hollis Bowman and John Ware for the repeal of the 9th section of an act entitled "An act to consolidate certain Railroad corporations, approved April 1st 1856" — were severally referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Petition of Selectmen of Gray and others for the preservation of fish in the ponds of said towns, — was referred to the Committee on Fisheries, in concurrence.

Remonstrance of Moses A. Libby and others;

" of George A. Pierce and 251 others;

" of George White and 32 others — an-

erally against the division of the Town of Frankfort were severally referred to the committee on Division of Towns, in concurrence.

Report of the committee on Division of Towns to which was referred the petition of Shakers of New Gloucester ordering notice thereon returned 4th February 23d;

Report of the same committee to which was referred the petition of A. W. Cummings and others.— That the petitioners have leave to withdraw were severally accepted, in concurrence.

Report of the committee on State Lands and State Roads, granting leave to withdraw on the petition of John A. Peters. came back from the House recommitted, The Senate concurred.

Bill "An act to amend the 11th. section of chapter 107 of the Revised Statutes concerning depositions" came from the House recommitted, The Senate concurred.

Bills entitled "An act to incorporate the Otisfield Mutual Fire Insurance Company;

"An act to annex to the town of Bradley the gore lying south of the same;

"An act to amend an act to incorporate the Falmouth Mutual Fire Insurance Company;

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

Mr. McClusky presented the petition of Hector

Southerland praying that his interest in certain lots of land in G. Range 2 may be secured to him by Legislative action, — which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

Mr. Morton from the committee on Bills in the Second Reading, reported without amendment bill, "An act to amend chapter 19 of the Revised Statutes respecting the Law of the Road"; the report was accepted, the bill read a second time, and laid on the table on motion of Mr. Porter.

Mr. Carleton by leave introduced. "An act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary" which was read twice (the rules being suspended for that purpose) Mr. Williamson offered an amendment as per sheet "A." pending the adoption of which, the bill was referred to the committee on Education.

Sent down for concurrence.

Bills entitled "An act to incorporate the Saccarappa Gas Light Company;"

"An act giving the privilege of Legitimacy to Charles A. French;"

"An act to incorporate the Somerville Manufacturing Company;"

"An act granting additional powers to the Recivers of the Grocers Bank";

severally reported from the committee on Engrossed Bills, as truly and strictly engrossed, were severally passed to be enacted, in Concurrence. And these bills having been signed by the President, were by the Secretary transmitted to the Governor for his approval

and signature

On motion of Mr. Harris.
The Senate then adjourned

Joseph D. Hale
Secretary.

LLMC DIGITAL

In Senate

Tuesday February 8th, 1859

Met according to adjournment.

President in the Chair

Prayer by Rev. Mr Bartlett of Augusta.

Journal of yesterday read and approved

Order from the House.

That the Committee on the Judiciary be and hereby are instructed to inquire into the expediency of so altering that part of sections 37 and 38 chapter 81 of the Revised Statutes. that property to the value of five hundred dollars with the conditions annexed thereto, shall not be exempted from attachment and execution :- was read and passed in concurrence

Petition of J. D. Warren and others for an Act of Incorporation of Maine Commandery of Knights Templars No 1.—

Bill "An Act to incorporate the Eminent Commander, Officers and Members of Maine Commandery of Knights Templars,— were severally referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of Thomas H. Talbot and others for an act of incorporation;

" W. L. P. Hines and 6 others asking aid for Westbrook Seminary,— were severally referred to the Committee on Education in

concurrence.

Petition of J. G. Houtier and others for another Agricultural Society in Lincoln County, — was referred to the Committee on Agriculture, in concurrence.

Petition of Benjamin Downs and 28 others for a division of the Town of Frankfort, — was referred to the Committee on Division of Towns, in concurrence.

Petition of Amos Holden and 84 others of Moose River for an appropriation for repair of road from the Forks of the Kennebec to the Canada line, was referred to the Committee on State Lands and State Roads, in concurrence.

Petition of Samuel Currier and others for a Bank Charter at Hallowell, — was referred to the committee on Banks and Banking in concurrence.

Bill "An act" in relation to powers of Notaries Public, was referred to the Committee on the Judiciary, in concurrence.

Communication from the Treasurer of State in relation to the Indian funds, — was referred to the committee on Indian Affairs, in concurrence.

Message from the Governor

To the Senate and House of Representatives

I herewith transmit a joint resolution of the Legislature of the State of Michigan, in reference to the pending appropriations before Congress.

of the United States for certain improvements.

Dot M. Morrill

Council Chamber Feb. 9th. 1859

Which was read and together with the accompanying papers referred to the Committee on Interior Waters.

Sent down for concurrence.

Order from the House:

That a 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 amendments 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 by the Legislature, — with Messrs. Goodenow of Alfred, Wayford of Millbridge, Dunn of Portland Moores of Pittston, Porter of Lowell, Brown of Mason and Estes of Trenton, appointed on the part of the House — was read and passed in concurrence and Messrs. Burpee, Wing and Davis were joined on the part of the Senate.

Mr. Holt presented the petition of Reed Washburn &c to establish the salary of Judge of Probate in the County of Androscoggin — which was referred to the Androscoggin Delegation,

Sent down for concurrence.

On motion of Mr. Marshall.

Ordered. — That the Judiciary Committee be directed to inquire

into the expediency of providing by law that claims against towns in favor of individuals shall not be barred in cases of assumpsit until twenty years after the date of the claim

Sent down for concurrence.

Mr. McClusky presented the petition of David Dudley and others of Presque Isle for the passage of a law to enable John Allen to purchase more than two hundred acres of land which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

On motion of Mr. Carleton.

Ordered: That the Committee on the Judiciary be instructed to inquire into the expediency of repealing an act making valid the doing of School District No. 14. in the Town of Troy: passed the present session of the Legislature

Sent down for concurrence.

...

On motion of Mr. Anderson.

Ordered: That the Committee on Railroads, Wayand Bridges be instructed to inquire into the expediency of a law requiring Ticket Offices, at Railroad Stations to be open for sale of tickets half an hour before the time advertised for trains to depart.

Sent down for concurrence.

...

On motion of Mr. O'Brien

The Senate then Adjourned.

Joseph P. Hall Secretary

LLMC DIGITAL

In Senate

Wednesday February 9th 1859.

Met according to adjournment.

President in the chair

Prayer by Rev Mr Webb of Augusta.

Journal of yesterday read and approved.

Papers from the House:

Petition of Israel Glidden and 40 others of Somerville,
" of John Tobey and 40 others of Somerville
severally that Somerville may be set off from
the County of Lincoln and annexed to the
County of Kennebec.—
" of Alexander Keltar and 173 others of St George,
for the establishment of Knox County.—
were severally referred to the Committee on
Division of Counties, in concurrence.

Petition of William R. French and 15 others of Turner, for
aid to the Westbrook Seminary;
" of Clement Hadfield and 30 others for an
act of incorporation for Harpswell Acade-
my,— severally referred to the Committee
on Education, in concurrence.

Petition of A. H. Kelley and 41 others for a change in the
Militia law,— referred to the Committee on
the Militia, in concurrence.

Petition of Christopher Bartlett and others of Peru for
the preservation of Richard in Worthly Pond
which was referred to the Committee on
Fisheries, in concurrence.

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Petition of Rudolphus Bowers and 91 others of Camden in favor of Biennial session of the Legislature,— which was referred to the Committee having that subject under consideration in concurrence.

Petition of Orren Brisk to be set off from the town of Canton to the town of Peru — referred to the Committee on Division of Towns in concurrence.

Reports of the Committee on Interior Waters, ordering notice on petition of Samuel Gibson and others, returnable February 21st;
" on petition of Abram Woodward and others, returnable February 21st;
" on petition of Benjamin Goodwin and others, returnable February 21st;
" on petition of J. A. Morse and others, returnable February 28th;
" on petition of John Reynolds and others, returnable February 28th;
" on petition of George W. Ray and others returnable February 28th;—
were severally accepted in concurrence.

Resolve authorizing a renewal of a portion of the State Debt;— was read once and tomorrow assigned for its second reading.

Bill "An act relating to powers of sale contained in mortgages of real estate" was referred to the Committee on the Judiciary in concurrence.

Mr. Lyford presented the petition of William P. Pope, Register of Probate of Androscoggin

County, for establishment of salary, which was referred to the Androscoggin delegation.

Sent down for concurrence.

...

Mr. Harris from the Committee on Claims to which was referred the petition of Enoch Hoyt and 22 others for services as member of the Board of Agriculture, made a report, asking to be discharged from further consideration thereof, and that the same be referred to the Committee on Agriculture:

The same Senator from the same committee to which was referred the petition of Albert Blaisdell and A.P. Wheeler for pay for work on the Reform School Building, reported, reference of the same to the next Legislature.

The reports were severally accepted, and sent down for concurrence.

...

Mr. Wing from the Committee on State printing and binding, reported that they have contracted with Messrs. Stevens and Blaine of Augusta to do the public printing, and with Messrs. Hartford and Smith of Augusta to do the public binding. The report was accepted and the contracts were approved.

Sent down for concurrence.

Mr. Hamlin from the Committee on the Judiciary to which was referred an order relating to authorizing towns to publish town histories, reported bill "An act to enable cities and towns to procure the writing and publication of the histories of the same". The report was accepted, the bill was read and tomorrow assigned for its second

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reading

Mr. Marshall presented the Remonstrance of the Selectmen of the town of Stockton, also Remonstrance of James Staples and 52 others of Stockton; also Remonstrance of Everett H. French and 12 others of Stockton; — severally against any alteration in the line between the towns of Stockton and Prospect; — which were severally referred to the Committee on Division of Towns.

Sent down for concurrence

On motion of Mr. Barron the motion to reconsider the vote whereby Bill, "An act relating to the annual school returns and the distribution of the State School Funds": was indefinitely postponed, was taken from the table, and the vote was reconsidered and the bill passed to be engrossed.

Sent down for concurrence

On motion of Mr. Fletcher, the order relating to the petition of Ira B. Delano, was taken from the table, amended as per sheets annexed marked "A" "B" and "C" and as amended the order was passed.

Sent down for concurrence.

On motion of Mr. Carleton, the "Resolve in favor of Marcus R. Keep" was taken from the table and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Hamlin

Ordered: — That the Committee on the Judiciary be directed to inquire into the expediency of allowing parties charged with of-

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fences the privelege of testifying upon their trial.

Sent down for concurrence.

On motion of Mr. Kissell.

"Resolve authorizing the Land Agent to grant permits on Townships set apart for settlement for local use;" was taken from the table. Mr Stinchfield presented amendment on sheet marked "A" pending the consideration of which, on motion of Mr. Berry the "Resolve" was recommitted.

Sent down for concurrence.

Mr. Berry presented the petition of Noah Woods and 86 others of Gardiner in aid of Westbrook Seminary;— which was referred to the Committee on Education.

Sent down for concurrence.

The same Senator presented the petition of Robert H. Gardiner and 10 others. citizens of Gardiner in aid of the Portland Society of Natural History. which was referred to the Committee on State Lands and State Roads

Sent down for concurrence.

On motion of Mr. Fletcher:-

Ordered:- That the Judiciary Committee be requested to inquire into the expediency of amending section 19 chapter 82 of the Revised Statutes of this State.

Sent down for concurrence.

On motion of Mr. Porter

Ordered:- That the Secretary of State be directed to place in the hands

of the Secretary of the Senate three copies of the Revised Statutes of Maine, for the use of the Senate and it is further ordered that the Secretary of the Senate cause the words "Senate Chamber" to be printed on the covers of the same; which copies shall remain with the Secretary and by him delivered to any member for inspection upon his pledge to return the same in a reasonable time thereafter

On motion of Mr Anderson
The Senate then adjourned

Joseph B. Hall
Secretary

LLMC DIGITAL

In Senate

Thursday February 10th. 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Ingraham. of Augusta.

Journal of yesterday read and approved

Orders from the House:

That the Judiciary Committee be requested to inquire 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 judgement of the Court, have given a different result of the case, either by accident or mistake was not in proof at the time of the trial;

That the papers in the case of Josiah P. 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,— were severally read and passed in concurrence

Petition of Emery O Bean and others of Readfield,
" of Jonathan Eddy and others of Bangor,
" of S. W. Coskins and others of Oldtown,
" of Daniel Billings and others of Milford,
" of Thomas Chase and others of Buckfield,

severally for aid to Westbrook Seminary.— were severally referred to the Committee on Education in concurrence.

Petition of James Staples and others;

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Petition of Benjamin Shute and others severally for a change in the line between Stockton and Prospect;

Petition of Orrin Folsom and others of Jefferson to be set off from Jefferson and annexed to Somerville;

Petition of Thomas Magrath to be set off from Chelsea and annexed to the town of Pittston,— severally referred to the Committee on Division of Towns in concurrence.

Petition of Edward Burgess and 147 others of Searsmont for the establishment of Knox County;
" of David Perkins and 23 others of Somerville;
" of Calvin Blake and 43 others of Eastland;
severally that Skowhegan may be made the shire town of Somerset County— severally referred to the Committee on Division of Counties in concurrence.

Petition of Henry L. Tobey and 40 others of Fairfield;
" of John P. Hodsdon and 43 others of New Portland;— severally for a Railroad from Waterville to Carratunk Falls,— severally referred to the Committee on Railroads, Ways and Bridges in concurrence

Petition of John Randall and others of Portland;
" of Joshua F. Weeks and others of Portland;
severally for a change in the law relating to Trustee Process,— severally referred to the Committee on the Judiciary in concurrence.

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Petition of John Neptune and 15 others, Penobscot Indians, that a salary may be granted to the Governor of said Tribe; referred to the Committee on Indian Affairs in concurrence.

Petition of Joseph Clark jr. and 80 others for an appropriation on the road between Moscow and Moose River; — referred to the Committee on State Lands and State Roads, in concurrence.

Remonstrance of Stetson P. Co. and others against the incorporation of No 8. Range 4. with the Danforth tract, — referred to the Committee on Incorporations of Towns in concurrence.

Report of the Committee on State Lands and State Roads, granting leave to withdraw on the petition of Henry Wilson; — was accepted in concurrence.

"Resolve in favor of Emma Leveny" (reported in the House from the Committee on State Lands and State Roads,) was once read and tomorrow assigned for its second reading.

Mr. Hamlin from the Committee on the Judiciary to which was referred bill — "An act to regulate the practice of Attorneys at law and other persons allowed to practice in courts" reported that the bill ought not to pass. Mr. Williamson moved to strike out the word "not" in the report and that motion was laid on the table on motion of Mr. Barron.

Mr. Swazey presented the petitions of George W.

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Maddox and 156 others, for a law forbidding the authorities or citizens of the State for giving aid or comfort to any and all persons who may be attempting to remove from its limits any person under pretence that such person owes service in some other state; — which was referred to the Committee on Slavery.

Sent down for concurrence.

Mr. McClusky presented the petition of Thomas J. Page that the Legislature grant him a pension in consequence of damage to him in the Aroostook War — which was referred to the Committee on Military Pensions.

Sent down for concurrence.

The same Senator presented the petition of Daniel Johnston, that the State remunerate him for loss on account of the sale to him of certain lots of land.

Also the petition of Justices Gray asking the Legislature to grant to him two lots of land, which were severally referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

Bill "An act to enable cities and towns to procure the writing and publication of the histories of the same" — reported from the Committee on Bills in the Second Reading, without amendment, was read a second time, and passed to be engrossed.

Sent down for concurrence.

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Mr. Fletcher from the Committee on Railroads, Ways and Bridges. to which was referred the petition of the York and Cumberland Railroad Company, reported order of notice thereon returnable the second day of March. The report was accepted.

Sent down for concurrence.

"Resolve authorizing the renewal of a portion of the State debt" reported from the Committee on Bills in the Second Reading, without amendment. was read a second time Mr. Carleton presented amendment "A" when on motion of Mr. Williamson. the whole subject was laid on the table.

Mr. Fletcher presented the petition of William Milliken and others for the holding of one term of the Supreme Judicial Court at Saco in the County of York.— which was referred to a select committee consisting of the delegation from the County of York.

Sent down for concurrence.

Mr. Williamson from the Committee on Education to which was referred the petition of Harmon Jagues. reported that the petitioner have leave to bring in a bill "An act relating to Superintending School Committee and Supervisors of Schools." The report was accepted. the bill once read. and tomorrow assigned for its second reading

Mr. Williamson by leave introduced "Resolve providing for a distribution of the fifth annual report of the Superintendent of Common Schools.

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which was read twice, the rules being suspended, and passed to be engrossed. 2/23.

Sent down for concurrence.

Mr. Swazey presented the petition of W.D. Witherspoon and others of Butter Island, Great Spruce Island and Bear Island, asking for their proportion of the School funds, — which was referred to the Committee on Education

Sent down for concurrence.

Bill "An act to incorporate the Otisfield Mutual Fire Insurance Company";

" "An act to amend an act to incorporate the Falmouth Mutual Fire Insurance Company";

" "An act to incorporate the Readfield Mutual Fire Insurance Company";

" "An act to annex to the town of Bradley the gore lying south of the same";

severally reported from the Committee on Engrossed Bills, as truly and strictly engrossed, — were severally passed to be enacted, in concurrence. And these Bills having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Linford

The Senate then adjourned.

Joseph. P. Hall

Secretary

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In Senate

Friday, February 11th, 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Dr. Tappan of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

That the Committee on the Judiciary be instructed to inquire into the expediency of amending section 1st chapter 74th of the Revised Statutes by striking out the words "disinterested and," in the last line of said section;

That the same Committee be instructed to inquire into the expediency of 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;- ...

That the same Committee be instructed to inquire into the expediency of amending the law relating to the powers and duties of Notaries Public, in giving notices to endorsers.

That the Committee on Mercantile Affairs and Insurance be directed to inquire into the expediency of a law vesting in towns the privilege of insuring their own buildings against loss or damage by fire;

were severally read and passed in concurrence.

Petition of J. Jewett and N. Woods and others of Portland;
" of William Freeman and others of Cherryfield;
" of Samuel Ting and others of Cumberland;
severally for aid to the Portland Society of Natural History, — were severally referred to the Committee on Education in concurrence.

Petition of George W. Dyer and others for aid to build a bridge across the Indian Township which was referred to the Committee on Indian Affairs, in concurrence.

Petition of John M. Wilson, that the balance due him as Surveyor on the Maine and New Hampshire line, may be allowed, — which was referred to the Committee on Claims, in concurrence.

Remonstrance of Henry McGilvery and 66 others of Stockton against the proposed County of Knox, was referred to the Committee on Division of Counties, in concurrence.

Remonstrance of Inhabitants of School District No. 2 in Stockton, against legislative action in a certain case, — was referred to the Committee on the Judiciary, in concurrence.

Remonstrance of Charles Snipe and 52 others of Arrowsic;
" of Matthew Skolfield and 27 others of Bath;
" of William Hodgkins and 25 others of Bath;
" of William Rice and 56 others of Bath;
severally against the petition of Seward Preble, — were severally referred to the Commit-

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tee on Fisheries, in concurrence.

Petition of Robert H. Gardiner and others, referred in the Senate, to the Committee on State Lands and State Roads, came back from the House, referred to the Committee on Education; the Senate receded and concurred.

Report of the committee on Education to which was referred the petition of Inhabitants of School District No. 11. in Orland and No. 12. in Ellsworth that legislation thereon is inexpedient,- was recommitted to the same committee.

Sent down for concurrence.

Report of the Committee on Education to which was referred the petition of Enoch Lurvey and others, that the petitioners have leave to withdraw,- which was accepted in concurrence.

Mr. Lyford from the Special committee of the Androscoggin delegation, to which was referred the petitions of the Judge and Register of Probate for the County of Androscoggin, reported a bill "An act establishing the salaries of the Judge of Probate and of the Register of Probate for the County of Androscoggin." The report was accepted, the bill once read, and tomorrow assigned for its second reading.

Mr. Hamlin presented the petition of Enoch Pond and others for aid to the Portland Society of Natural History, which was referred to the Committee on Education.

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Sent down for concurrence.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance, to which was referred bill "An act to amend section 9th of Chapter 92 of the Revised Statutes, relating to days of grace", reported that the same ought not to pass. The report was accepted.

Sent down for concurrence.

Mr. Livermore presented the remonstrance of James M. Bangs and others against the petition of Samuel Lawrence, — which was referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. Hannaford presented the petition of Frederic R. Jordan and others for aid to the Portland Society of Natural History, — which was referred to the Committee on Education.

Sent down for concurrence.

Mr. Fletcher from the Committee on the Judiciary to which was referred the petition of J. C. Fessenden and others, reported that the petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence.

Mr. Gilman from the Committee on Bills in the

Second Reading, reported without amendment, bill "An act relating to Superintending School Committees and Supervisors of Schools". The report was accepted, the bill read a second time, and laid on the table on motion of Mr. Fletcher.

Mr. Hamlin, from the Committee on the Judiciary to which was referred an Order relating to the expediency of repealing "an act for the suppression of certain common nuisances" reported that legislation thereon is inexpedient. The report was accepted.

Sent down for concurrence.

The same Senator from the same committee to which was referred bill "An act to empower the collector of Dexter to collect school district tax in District No. 9 comprising parts of Dexter and Garland", reported that the same ought not to pass. The report was accepted.

Sent down for concurrence.

The same Senator from the same committee to which was referred the petitions of Assessors of Blanchard — of George A. Pierce and others — of the Selectmen of Kingsbury — of Ira Wadleigh and others — of Joseph M. Hayden and others, - reported that the respective petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence.

Communication was received from Lewis D. Moore, Deputy Secretary of State, transmitting the

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Mr. Davis from the Committee on Bills in the Second Reading, reported without amendment. "Resolve in favor of Emma Sweeny," which report was accepted, the Resolve read a second time, and passed to be engrossed, in concurrence.

On motion of Mr. Marshall

Ordered.— That the Report of the Bank Commissioners be referred to the committee on Banks and Banking.

Sent down for concurrence.

Mr. McCluskey presented the petition of G. Augustus Allen and others of Belfast. G. that the Land Agent be authorized to deed to him two lots of land.— which was referred to the committee on State Lands and State Roads

Sent down for concurrence.

The same Senator also presented the petition of Joseph B. Hall in behalf of the Trustees of Presque Isle Academy for aid for that Institution,— which was referred to the Committee on Education.

Sent down for concurrence.

Mr. Elder presented the Remonstrance of Tobias Billings and others of Unity and Freedom, against the dismemberment of the County of Waldo

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which was referred to the Committee on Division of Counties

Sent down for concurrence.

Report of York Delegation to which was referred the petition of William Milliken and others ordering notice thereon returnable 24 inst. was accepted in concurrence.

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of J. B. Harvey reported that the petitioner have leave to withdraw. The report was accepted.

Sent down for concurrence.

On motion of Mr. Webb, Resolve Authorizing the renewal of a portion of the State Debt — was taken from the table, Amendment "A" adopted, and as amended, passed to be engrossed.

Sent down for concurrence.

Papers from the House.

Remonstrance of George Barton and others of Bath;
" of Ulrich Reed and others of Woolwich;
" of Robert Reed and others of Perkins;
" of M. L. Hagar and others of Richmond;
" of Harvey Preble and others of Brunswick

severally against the petition of Lewall Preble and others — were severally referred to the Committee on Fisheries, in concurrence.

On motion of Mr. Carleton the Senate then Adjourned. Joseph P. Hall Secretary

In Senate

Saturday, February, 12th, 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Butterfield of Hallowell.

Journal of yesterday read and approved.

Orders from the House:-

That the recommendations and suggestions of the Report of the Superintendent of Common Schools, be referred to the Committee on Education

That the papers on the files of the last Legislature relating to Normal Schools, be now taken up and laid before the Committee on Education;

were severally read and passed in concurrence.

Petition of Amos Nourse and 36 others of Bath;

" of John A. Waterman and others of Gorham;

" of John P. Davis and 26 others of Naples and Bridgton;

" of Wingate Carr and others of Bangor;

" of John W. Butterfield and others of Vassalboro;

" of Leonard Woods and others of Brunswick;

" of I. P. Gill and others of Lewiston;

" of Hollis Bowman and others of Bangor;

" of William Savage and others of Limerick,

severally for aid to Portland Society of Natural History

Petition of John Jewett and others of Palmyra;
" of Thomas A. DeBois and others of Portland;
" of Joseph Bowman and 62 others of Vassalboro
severally in aid of Westbrook Seminary.— severally re-
ferred to the Committee on Education, in concurrence.

Petition of D. R. Hastings and others for an amendment
of the 61st Chapter of the Revised Statutes en-
titled "the rights of married women;

Petition of School District No. 2. in Stockton to have
their doings legalized;
" of Hollis Bowman, Mayor of Bangor, that a
portion of the harbor dues, be applied to
improvements in the harbor.— severally
referred to the Committee on the Judiciary, in concur-
rence.

Petition of Osborne Charles of Fryeburg for leave to take
tolls on logs slipped through his dam in
Ballard Brook;
" of Caleb Warren and others of Fryeburg for
the preservation of fish in Elkins and
Strong Brook, in said town;
Remonstrance of Charles Buffum and 111 others
of Orono;
" of A. B. Sutton and 41 others of Upper
Stillwater,— severally against the peti-
tion of Abram Woodward and others, sev-
erally referred to the Committee on Interior
Waters, in concurrence.

Petition of Gibeon Plummer and others of Raymond
that a certain unincorporated tract of
land may be annexed to Raymond.

Petition of James L. Jordan and others of Danville.

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that part of said town may be annexed to the town of Auburn.— severally referred to the Committee on Division of Towns, in concurrence.

Petition of Hiram Knowlton of Liberty for exoneration from fine against him as a Military Officer,— which was referred to the Committee on the Militia, in concurrence.

Petition of Mills M. Danforth and 101 others for a railroad charter from Waterville to Canaan Falls,— which was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Claim of Eastern Times of Bath,— referred to the committee on Claims in concurrence.

Petition of John M. Goddard and 230 others of Lincolnville for incorporation of the County of Knox,— referred to the committee on Division of Counties, in concurrence.

Petition of John Carver and 49 others of Vinalhaven for Biennial sessions of the Legislature,— referred to the Committee on Biennial Sessions, in concurrence.

Bill "An act to regulate the compensation of members of the Senate and House of Representatives," came from the House committed to the committee on the Judiciary, with instructions to report the average amount per diem of a member of the Legislature for a full session for a period of ten years, and the same for the period since the organization of the State, with

such other forts as they may see fit: The Senate nonconcurred, and committed the bills to the joint select committee on Retrenchment and Reform.

Sent down for concurrence.

Report of the Committee on Education that Legislation is inexpedient on an order relating to amending the 32d section of the 18th chapter of the Revised Statutes;

Report of the same committee that Legislation is inexpedient on petition of Samuel N. Drew and others;

Report of the committee on State Lands and State Roads, granting leave to withdraw on petition of Nathaniel Churchill;

Report of the committee on the Judiciary, granting leave to withdraw on petition of Benjamin Ball and others;

Report of committee on Division of Counties ordering notice returnable the 2d day of March, on petition of John Tobey and others;

were severally accepted in concurrence

Report of the committee on Claims asking to be discharged from further consideration of the petition of David Brown, came up from the House, recommitted with instructions to report a bill to withhold from the South Kennebec Agricultural Society the annual bounty from the State for three successive years, and to report a Resolve to restore the same on Mrs. Brown;

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The Senate concurred with the House in recommitting the Report with instructions;

Bill "An act to incorporate the Portland Kerosene Oil Company". Passed to be engrossed in the House, was once read and referred to the committee on Mercantile Affairs and Insurance.

Sent down for concurrence

Bill "An act to amend section 6 of chapter 115 of the Revised Statutes, in relation to pay of the members of the Senate and House of Representatives". Refused a passage in concurrence.

Bill "An act to incorporate the Windham Mutual Fire Insurance Company". (reported in the House from the committee on Mercantile Affairs and Insurance)

Bill "An act to amend an act entitled an act to establish a Municipal Court in the City of Portland", approved February 20th, 1856.

Were severally read once, and Monday assigned for their second reading.

Hon. McCluskey presented the petition of Reuni Cox and 132 others for the passage of an act authorizing the Land Agent to repurchase from them that part of Township 18 Range 3, 4, and 5 west from the east line of the State, which was referred to the committee on State Land and State Roads, ...

Sent down for concurrence.

"Resolve in favor of Prof Jewett;"

" in favor of Mitchell Francis and Selma Francis;"

"Resolve authorizing a book-case and cabinet to be constructed in the Agricultural Room in the State House;"

severally reported from the committee on Engrossed Bills as truly and correctly engrossed, were finally passed in concurrence. And these Resolves, having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

Mr. Wells from the Committee on Bills in the Second Reading, reported without amendment. "An act establishing the salaries of the Judge of Probate, and the Register of Probate, for the County of Androscoggin." The report was accepted, the bill read a second time and passed to be engrossed.

Sent down for concurrence.

* * *

Report of the committee on Division of Towns on the petition of Thomas McGrath, ordering notice thereon returnable the 23d of February - which was accepted in concurrence.

"An act to incorporate the Masters, Wardens and Members of King Solomon's Lodge," came from the House indefinitely postponed, and was laid on the table on motion of Mr. Carleton.

On motion of Mr. Anderson the Senate then adjourned.

Joseph P. Hall Secretary

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In Senate

Monday, February 14th, 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Welch of Hallowell.

Journal of Saturday read and approved.

Orders from the House.-

That the committee on the Judiciary be requested to inquire into the expediency of additional legislation to that part of the 82d Chapter of the Revised Statutes relating to "set off". by providing that in all suits brought on account, 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

That the same committee be instructed to inquire whether any change is required in the laws respecting the punishment of the crime of drunkenness - and if so to report an act;

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 the fact or otherwise

were severally read and passed in concurrence.

Petition of John Mc Milliken and others of Scarboro;
" of A.G. Chrisholm and 26 others of Saco;
" of B. Bradley and others of Bryburg,- severally for aid to the Portland Society of Natural History, severally referred to the committee on Education in concurrence.

Petition of John Wood and others of Lovell for additional legislation to that part of the 82,d chapter of the Revised Statutes relating to "set off";

Petition of County Commissioners of Somerset County for an act to authorize the Judiciary of Somerset County to commit prisoners to the Jail in Kennebec County, the year next ensuing;
" of Grand Jurors of Penobscot County for an additional criminal term of the Supreme Judicial Court for said County,- which were severally referred to the committee on the Judiciary, in concurrence.

Petition of J. M. Hayes and others for an Act to revive the Charter of the Saco River Ice Company;
" of George Collins and others to incorporate the proprietors of the Mocgunticook Water Works,- were severally referred to the committee on Mercantile Affairs and Insurance, in concurrence

Petition of B.F. Corson and 70 others of Starks for the Charter of a Railroad from Waterville to Canaan Bunch Falls,- which were referred to the Committee on Railroads, Ways and Bridges in concurrence.

Petition of Amos Quimal and 40 others of Lester &c.

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to be incorporated into a town by the name of Lyndon.— which was referred to the Committee on Incorporation of Towns, in concurrence.

Petition of R. H. Tucker and others for the incorporation of Wawenock Bank, in Wiscasset referred to the Committee on Banks and Banking, in concurrence.

Petition of William H. Goodwin and 123 others for the more effectual protection of the fish in certain ponds and streams in Kennebec and Somerset Counties— was referred to the Committee on Interior Waters, in concurrence.

Remonstrance of 186 citizens of Lincolnville against the division of Waldo and Lincoln Counties, to form a new County, was referred to the Committee on Division of Counties, in concurrence.

Bill for watching Jail of Cumberland County, was referred to the Committee on Claims, in concurrence.

Bill "An act further in additional to an act entitled "an act to incorporate the Female Orphan Asylum of Portland",— was referred to the Committee on the Judiciary, in concurrence.

Report of the committee on Fisheries to which was referred an order, relating to repealing chapter 26th. of the Public Laws of 1858. with bill "an act to repeal chapter 26th. of the public laws of 1858, relating to fish

wiers", came from the House recommitted.- The Senate concurred.

Report of the Committee on Division of Towns ordering notice on petition of Orson Irish returnable the 28th of February; and on the petition of Orrin Fulsom and others, returnable the 4th of March,- were severally accepted on concurrence.

Bill "An act to incorporate the Belfast Mutual Fire Insurance Company" (reported in the House from the committee on Mercantile Affairs and Insurance)

Bill "An act for the protection of buoys and beacons" (reported in the House from the same committee;)

"Resolves in favor of low rates of Letter Postage" were severally once read and tomorrow assigned for their second reading.

"Resolve authorizing a renewal of a portion of the State Debt," came back from the House, that branch having insisted on its former vote proposed a Conference with Messrs. Blaine of Augusta, Prentiss of Bangor, and Dow of Portland appointed conferees on the part of the House; the Senate concurred and joined Messrs. Carleton, Lyford and Marshall, conferees on its part.

Bill "An act to incorporate the Officers and Members of King David's Lodge of Lincolnville" (reported in the House from the committee on Mercantile Affairs and Insurance) was once read and laid on the table on motion.

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of Mer. Burpee.

On motion of Mer. Anderson.

Ordered:- That the Secretary of State be directed to purchase and keep in his Office, for the use of the Legislature, one copy each of the most approved County Maps.

Sent down for concurrence

On motion of Mer. Hamlin the vote accepting the report of the committee on the Judiciary, that legislation is inexpedient on an order in relation to the provisions of Sections 25 and 26 of Chapter 46 of the Revised Statutes, was reconsidered and the report was recommitted

Sent down for concurrence

Mr. Marshall presented the remonstrance of James P. White and 96 others of the County of Waldo; also the remonstrance of J. Mc. Bailey and 60 others of Morrill;- also the remonstrance of Jacob Elwell and 15 others of Northport- severally against the formation of the new County of Knox- which were severally referred to the Committee on Division of Counties

Sent down for concurrence.

Mr. McCluskey presented the petition of James Doyle and 25 others of Eaton Grant for incorporation;- also the petition of W. A. Vaughan and 25 others of Letter H Range 2. for incorporation,- which were severally referred to the com-

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mittee on Incorporation of Towns

Sent down for concurrence

Bill "An act to incorporate the Windham Mecttual Fire Insurance Company."

Bill "An act to amend an act entitled "an act to establish the Municipal Court in the City of Portland, approved February 20th 1856," Severally reported from the committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

Mr. Berry from the committee on Division of Towns to which was referred the petition of the Committee of the Town of Prospect for setting off a portion of Stockton to Prospect, reported that the petitioners have leave to withdraw.— The report was accepted.

Sent down for concurrence.

...

Mr. Davis presented the petition of Jason Hill and others, that they may be set off from the Town of Lincolnville and annexed to the town of Northport,— which was referred to the committee on Division of Towns.

...

Sent down for concurrence.

On motion of Mr Seavey

...

Ordered,— That the committee on Education be instructed to take into consideration the subject of so amending the 10th

section of chapter 55 of the Revised [illegible]
may be authorized to raise such [illegible]
fifty cents for each taxable poll [illegible]
they may decide to do by a vote of two [illegible]
ters present at any town meeting [illegible]
money for the support of a Town [illegible]

Sent down for concurrence

On motion of Mr Morton the [illegible]
then adjourned.

Joseph B. Hall
Secretary

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In Senate.

Tuesday. February. 15th. 1859.

Met according to adjournment

President in the chair.

Prayer by Rev. Mr. Fuller of Hallowell.

Journal of yesterday read and approved.

Orders from the House:

That the committee on the Judiciary be directed to inquire and report what further legislation is necessary in the relation to the taxation of personal property under mortgage;

That the same committee be instructed to inquire into the expediency of amending section 26 of chapter 18 of the Revised Statutes relating to appeals from decisions of Commissioners as to locations of highways;

That the same committee be directed to inquire what further legislation, if any, is necessary to enforce payment of debts of Married women;

That the same committee be instructed to inquire into the expediency of enacting a law to stop the accruing of interests on Town orders after notice given;

That the committee on State Lands and State Roads be instructed to inquire 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; — were severally read and passed in concurrence.

Remonstrance of Newell D. Stanton and others of Prospect;
" of Daniel Putnam and 117 others of Jackson;
" of J. H. Fuller and 86 others of Freedom;
" of Benjamin P. Upham and others of Liberty;
" of Daniel Drinkwater and 44 others of Northport;
" of Rufus Stone and 36 others of Union;
" of Jefferson Goodwin and 43 others of Stockton;
severally against the incorporation of the County of Knox.—

Petition of Henry Beveredge and 108 others of North Haven in favor of the formation of Knox County,— severally referred to the committee on Division of Counties.

Petition of G. W. Chadbourne and others of Perry;
" of W. B. Sewall and others of Kennebunk;
" of J. D. Parker and others of Stewben,— severally in aid of the Portland Society of Natural History;

Petition of James S. Hall and others of Calais for aid in favor of Westbrook Seminary— severally referred to the Committee on Education in concurrence.

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Petition of Selectmen of Phipsburg, that the doings of that town may be legalized;

Remonstrance of Daniel Nickerson and 24 others of Orrington, against the petition of Rufus Durrell;

Bill "An act to repeal Chapter 99 of the Public laws of 1858, relating to guardians," — were severally referred to the committee on the Judiciary, in concurrence.

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, in concurrence.

Petition of Thomas E. Webster and 43 others of Milton for a Town Insurance Company, was referred to the committee on Mercantile Affairs and Insurance, in concurrence.

Petition of C. B. Hunter and 83 of Chelsea, that the north half of said town may be set off and annexed to the City of Augusta and the south half to the town of Pittston, — which was referred to the committee on Division of Towns, in concurrence.

Petition of Nathan Emerson and 30 others of Orland for the repeal of a law passed in 1846, to prevent the destruction of fish in the East Penobscot river, in the town of Orland, — which was referred to the committee on Fisheries, in concurrence.

Remonstrance of Luther Lewis and 28 others against the petition of Abram Woodward and others, which was referred to the com

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mittee on Interior Waters. in concurrence.

Petition of Sylvester Rollins and 43 others of Passamaquoddy that the Land Agent may be authorized to convey to Marcellus L. Foster, a swamp lot, which was referred to the Committee on State Lands and State Roads. in concurrence.

Bill "An act to change the names of certain persons" (reported in the House from the Committee on change of names)

"Resolve in favor of the Insane Hospital," (reported from the Committee on the Insane Hospital,) ——— which were severally read and tomorrow assigned for their second reading.

Mr. Marshall presented the Remonstrance of James M. Stevens and 31 others against the petition of Rufus Davis[illegible]. which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Papers from the House.

Report of the Committee on Interior Waters to which was referred the petition of Asa Charles of Fryeburg, ordering notice thereon returnable the 28th day of February. which was accepted in concurrence.

Ordered. That the Judiciary Committee be directed to inquire 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 in his opinion, the public interests may require such commutation.—

Read and passed in concurrence.

Bill "An act for the protection of buoys and beacons".—

Bill "An act to incorporate the Belfast Mutual Fire Insurance Company".—

"Resolves in favor of low rates of Postage".—

which were severally reported from the committee on Bills in the Second Reading, were severally read a second time and passed to be engrossed in concurrence.

Mr. King presented petition of A. P. Gould and others, members of the Lincoln Bar, also of the Grand Jury, Sheriff and Clerk of the Court, asking for an increase of the Salaries of the Justices of the Supreme Judicial Court which was referred to the committee on the Judiciary.

Sent down for concurrence.

Mr. Morton by leave introduced "Resolve in favor of the Committee on Statistics", which was read twice, the rules being suspended, and passed to be engrossed

Sent down for concurrence

Mr. Swazey presented the Remonstrance of Stillman Cotton and 16 others against the petition of Rufus Quinch - which was referred to the Committee on the Judiciary.

Sent down for concurrence.

The Committee on Engrossed Bills, reported as truly and correctly engrossed, bills, entitled

"An act to incorporate the Windham Mutual Fire Insurance Company" -

"An act to amend an act entitled 'an act to establish a Municipal Court in the City of Portland,' approved February, 20th. 1856."

"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;" -

which were severally passed to be enacted, in concurrence.

Also, Resolves, entitled:

"Resolve providing for the distribution of the fifth Annual Report of the Superintendent of Common Schools;"

Resolve in favor of Commissioners;"

which were finally in concurrence.

And these bills and resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

Mr. Marshall presented the Remonstrance

of Timothy Mayo and 138 others of Monroe; also the Remonstrance of S. L. Gerrish and 37 others of Troy;- severally against the incorporation of the new County of Lenox,- which were severally referred to the Committee on Division of Counties.

Sent down for concurrence.

On motion of Mr. Carleton
The Senate then adjourned

Joseph P. Hall
Secretary.

In Senate
Wednesday February 16th. 1859.

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Dexter of Augusta.

Journal of yesterday read and approved.

Orders from the House.—

That the Committee on the Judiciary be instructed to inquire what legislation, if any, is necessary to protect judgment Debtors from the vexation and additional cost of a trustee process, where the debtors openly possesses abundant means in real and personal estate to pay such judgement. 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;

That the same Committee be instructed to inquire into the expediency of exempting harnesses from attachment and seizure on execution;

which were read and passed in concurrence.

...

That the same Committee inquire into the expediency of legalizing the Official acts of Sheriffs and their deputies for the political year 1858,— which was laid on the table on motion of Mr. Burgess.

...

LLMC DIGITAL

242 Petition of Watson Hopkins and 152 others of Vinalhaven, for the incorporation of the County of Knox;-

Remonstrance of Hiram J Black and 104 of Palermo;

" of David L. Lincoln and 32 others of Searsmont;-

" of Davis Woodman and 209 others of Searsmont;-

" of Amos Pitcher and 22 others of Northport;-

" of Samuel Norton and 218 others of Palermo;

" of John Carver and 40 others of Vinalhaven;

" of L.P. Hinds and 121 others of Bristol;- severally against the same.

Remonstrance of A.B. Penney and 107 others of Canaan against the change of County seat of Somerset County,- were severally referred to the Committee on Division of Counties in concurrence

Petition of Noah Woods and 299 others of Gardiner;

" of James E. Ashford and 80 others of Windsor severally for an act repealing the tolls on the Gardiner and Pittston Bridge;- were severally referred to the Committee on Railroads, Ways and Bridges in concurrence

Petition of Susan M. Blodgett for divorce;

" of J.O. Gilman and others of Monmouth, that the doings of school district No. 9 in said town be made valid;

Remonstrance of E.P. Jordan and others of Camden-

" of A.B. Sutton and 49 others of Upper Stillwater;

" of E.L. Fifield and 89 others of Brewer;- severally against the petition of Rufus Durrell: were severally referred to the Committee on the Judiciary in concurrence.

LLMC DIGITAL

Petition of Maj. Gen. Samuel Wood and Staff;
" of B. Company of Artillery 2d. Regiment 2d Brigade 4th. Division for a revision of the Militia laws — were severally referred to the Committee on the Militia, in concurrence

Petition of Calvin S. Brown and others of Canton;
" of Moses Gage and 37 others of Lagrange; severally in aid of Westbrook Seminary were severally to the Committee on Education in concurrence.

Petition of William Arnold and others of Bangor for incorporation of Bangor Kerosene Oil Company;—
" of Lincoln Mutual Fire Insurance Company for an amendment of charter;— were severally referred to the Committee on Mercantile Affairs and Insurance in concurrence

Petition of O. P. Tuckerman and others of Portland for a five cents savings bank;— was referred to the Committee on Banks and Banking in concurrence

Petition of R. S. Porter and others for a law to prevent obstructions in Pushaw stream;— was referred to the Committee on Interior Waters, in concurrence.

Bill "An act to incorporate the Portland five cent savings bank";— was referred to the Committee on Banks and Banking in concurrence.

Report of the Committee on Incorporation of Towns to which was referred the petition of Amos Dwinel

and others ordering notice thereon returnable March 8th.—

Report of same Committee ordering notice returnable March 8th. on petition of James Doyle and others:—

Report of the Committee on Division of Towns ordering notice returnable March 4th. on petition of C. B. Hunter and others; were severally accepted in concurrence

Report of the Committee on Banks and Banking to which was referred the petition of Calvin Spaulding and others, that the Petitioners have leave to bring in bill, "An act to reduce the capital stock of the American Bank at Hallowell;—

Report of the Committee on Mercantile Affairs and Insurance to which was referred an order relating to Foreign Insurance Companies. with bill "An act relating to Insurance Companies", were severally accepted in concurrence. The bills were severally once read and tomorrow assigned for their second reading;—

Mr. Stinchfield presented the petition of J. Prescott and 26 others;— also the petition of Hartley Merrick and 25 others severally that the Kennebec Dam Company may be compelled to make and keep in repair a fish-way through said Dam;— which were severally referred to the Committee on Interior Waters.

Sent down for concurrence

"Resolve in favor of the Insane Hospital" reported from the Committee on Bills in the Second Reading, without amendment was read a second time. Mr. Totman proposed amendment "A" and pending its consideration the "Resolve" was laid on the table on motion of Mr. Moulton.

Mr. Thissell from the Committee on Agriculture to which was referred the petition of Enoch Hoyt and others, - reported that the petitioners have leave to withdraw.

The report was accepted.

Sent down for concurrence.

Mr. Marshall presented the Remonstrance of B. F. Holbrook and 28 others of Knox of Nathan Pierce and 94 others of Montville; - of Viral Hills and 30 others of Northport; of Otis D. Wilson and 40 others of Belmont; - severally against the division of Waldo County; - which were severally referred to the Committee on Division of Counties.

Sent down for concurrence.

Mr. Hamlin from the Committee on the Judiciary to which was referred bill "An act additional to chapter 71 of the Revised Statutes" - reported that the same ought to pass.

The report was accepted, the bill once read and tomorrow assigned for its second reading.

The same Senator from the same Committee to which was referred bill "An act authorizing the removal and repair of the Methodist Meeting-house in Wilton at the Upper Mills

village" reported that the same in a new draft ought to pass.

The report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Stinchfield

Ordered, That the Committee on Education be instructed to inquire into the expediency of amending section 10 of chapter 11 of the Revised Statutes so that towns may invest Supervisors of Schools with the rights, duties and obligations of School Agents as provided for School Committees in said section.

Sent down for concurrence.

Mr. Williamson from the Committee on Education to which was referred the petition of the Trustees of Maine Wesleyan Seminary, reported. Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute," The report was accepted, the Resolve once read, laid on the table, 350 copies ordered to be printed for the use of the Legislature, and Wednesday next assigned for its further consideration.

Mr. Hamlin presented the Remonstrance of Moses Hodsdon and others of Kenduskeag against the petition of Rufus Dwinel which was referred to the Committee on the Judiciary

Sent down for concurrence.

The same Senator presented the petition of Pe-

nobscot Mutual Fire Insurance Company for a- mendment to their Charter;- which was referred to the Committee on Mercantile Affairs and Insurance

Sent down for concurrence.

Bill "An act to change the names of certain persons" reported from the Committee on Bills in the Second Reading, without amendment was read a second time and passed to be engrossed in concurrence.

On motion of Mr. Williamson

Ordered,- That the Messenger be directed to place in the hands of the Secretary of State fifty copies of the Rules and Orders of the Senate, for the use of the Senate of 1860

On motion of Mr. Holt

The Senate adjourned

Joseph B. Hall

Secretary

In Senate

Thursday. February 17th. 1859.

Met according to adjournment

President in the chair

Prayer by Rev. Mr. Burgess of Portland.

Journal of yesterday read and approved.

Orders from the House:—

That the Committee on Manufactures be directed to enquire if any alteration be necessary in the law relating to lime casks;

That the same Committee inquire into the expediency of having a standard weight for all lime sold in casks;—

That the Committee on the Judiciary be directed to inquire into the expediency of amending the 21st section of the 79th Chapter of the Revised Statutes relating to the admission to practice of Attorneys at Law.

That the same Committee inquire what further provisions are necessary in relation to exceptions in criminal cases so as to prevent the great expense now according to every County in the State, by the filing of frivolous exceptions for the sake of delaying sentence;—

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;—were severally read passed in concurrence.

Petition of Ebenezer Cobb and 259 others of Union,—

" of Isaac Totman and 85 others of South Thomaston,—

" of Alexander Young and 34 others of Lincolnville

" of J. B. Wetherbee and 159 others of Warren;—

Petition of Isaac Pendleton and 37 others of Camden;
" of Benjamin Clark and 24 others of St. George:- severally for the incorporation of the County of Knox:-
Remonstrance of Alexander W. Boynton and 130 others of Liberty;
" of John A. Porter and 49 others of Lincolnville;
" of J. S. Buxford and 161 others of Brooks;
" of Henry Erskine and 104 others of Montville;
" of J. W. Miswell and 49 others of Waldo County;
" of Miles Staples and 104 others of Swanville;
" of Reed B. Mitchell and 122 others of Appleton;
" of James Ginn and 47 others of Thalhaven;
" of Nathan Allen and 112 others of Hope;
" of Joseph Thomas and 9 others of Lincolnville;
severally against the incorporation of the County of Knox.
Petition of Abel C. French and 9 others of Cornville, that Skowhegan may be made the shire town of Somerset County;-
Remonstrance of Warren P. Whittier and 93 others of Cornville;
" of William Parkman and 125 others of Solon;
severally against changing the shiretown of Somerset County;
" of S. P. Harriman and 58 others of Sears port;
" of B. P. Keene and 24 others of Appleton;
" of E. W. Leavey and 24 others of North Searsport;
" of Nathaniel Sleeper and 28 others of Appleton;
severally against the incorporation of the County of Knox,- were severally referred to the Committee on Division of Counties, in concurrence.

Remonstrance of Stillman Cotton and 16 others of Orland;-
" of John B. Ridley and 20 others of Prospect;

250 Remonstrance of Dearborn Harriman and 29 others of Prospect Ferry;
" of P. G. Cook and 55 others of Castine;—
" of Graham Warren and 77 others of Paris;—
" of John Loud and 39 others of Brooksville;—
" of G. W. Perkins and 75 others of Castine;—
" of Albion A. Bells and 59 others of Searsport;—
" of Warren Stankope and 54 others of South Livingston;—
" of Charles Hersey and eleven others of Corinth;
" of William Jameson and 40 others of Penobscot County;—
" of L. Mariner and 36 others of Milford;—
" of John H. Smith and 51 others of Old town;
" of H. B. Emery and 92 others of Bradley;— severally against the petition of Rufus Dwinel— which were severally referred to the Committee on the Judiciary, in concurrence.

Petition of Gilman Davis and other for aid to the Maine Medical School.—
" of S. H. Heeler and others for aid to the Portland Society of Natural History, were severally referred to the Committee on Education, in concurrence.

Petition of Moses Longfellow and 60 others of Whitefield, for a repeal of the act increasing the toll on the Gardiner and Pittston Bridge;
" of Benjamin Young and others for a bridge charter,— were severally referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Petition of the Officers and Members of Company K

of Orland for some change in the Militia Law— which was referred to the Committee on the Militia in concurrence.

Petition of Daniel Hopkins of Fort Fairfield for indemnity for loss of horses;— which was referred to the Committee on Claims, in concurrence.

Petition of Nathaniel Alford and others of Hope to be incorporated under the name of Hope Mutual Fire Insurance Company, which was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of David Talbot and others for incorporation of Bank at Camden.— which was referred to the Committee on Banks and Banking, in concurrence.

Remonstrance of R. L. Stevens and 280 others of Paris, against the division of the town of Paris,— which was referred to the Committee on Division of Towns, in concurrence.

Bill "An act giving further remedies against Attorneys" (reported in the House from the committee on the Judiciary) on a new draft, was read twice, the rules being suspended; House amendments A. B. and C. were adopted, the bill was then further amended by amendments D. and E. and as amended the bill was passed to be engrossed.

Sent down for concurrence.

LLMC DIGITAL

252 Mr. Marshall presented the Remonstrance of W. L. Fuller and 25 others of Freedom, against the incorporation of the County of Waldo, which was referred to the Committee on Division of Counties

Sent down for concurrence.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of Francis MacDonald and others reported bill "An act to incorporate the Portland Kerosene Oil Company," The bill was read twice, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

Mr. Strickfield from the Committee on Interior Waters to which was referred the petition of Rufus L. Porter, reported order of notice thereon returnable the 28th day of February. The report was accepted.

Sent down for concurrence.

Mr. Davis from the Committee on Incorporation of Towns, to which was referred the petition of David Bartlett and others, reported bill "An act to annex the town of Seaville to the towns of Mount Desert and Tremont." The report was accepted, the bill once read and tomorrow assigned for its second reading.

LLMC DIGITAL

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of Henry Williams, reported that the petitioner have leave to withdraw. The report was accepted.

Sent down for concurrence.

Mr. O'Brien from the Committee on Bills in the Second Reading, reported without amendment bill entitled "An act relating to Insurance Companies". The report was accepted, the bill read a second time, and laid on the table on motion of Mr. Berry.

Mr. Barron, from the Committee on Bills in the Second Reading, reported without amendment, bill entitled "An act to reduce the capital stock of the American Bank at Hallowell". The report was accepted, the bill was read a second time and passed to be engrossed, in concurrence.

Bills entitled "An act authorizing the removal and repair of the Methodist Meeting-House in Wilton"; "An act additional to chapter 71 of the Revised Statutes," were severally reported from the Committee on Bills in the Second Reading without amendment, were severally read a second time and passed to be engrossed

Sent down for concurrence.

The order relating to the petition of Ira B. Delano came back from the House, bearing the following endorsements: Amendments A. and B. adopted, as to amendment C. the House insists on the words

as they stand and propose a conference and appoint Messrs. Gilbert of Bath, Wells of Freeport and Perkins of Topsham as conferees on the part of the House. The Senate adhered to its former vote.

Sent down for concurrence.

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of the President, Directors and Company of the Ticonic Bank" reported bill "An act to reduce the capital stock of the Ticonic Bank." The report was accepted. the bill once read and tomorrow assigned for its second reading.

Mr. Marshall presented the Remonstrance of Josiah Walker and 14 others of Monmouth; of D. L. Flanders and 22 others of Monmouth; of James Abom and others of Knox, - severally against the incorporation of the County of Knox which were severally referred to the Committee on Division of Counties.

Sent down for concurrence.

Mr. Harris from the Committee on Railroads Ways and Bridges to which was referred an order relating to further protection of toll bridges and ferries. reported that legislation thereon is inexpedient. Tabled on motion of Mr Carleton.

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of Caleb Warner and others, reported that the

Petitioners have leave to withdraw. The report 255
was accepted

Sent down for concurrence.

Remonstrance of Agnes M. Buck and 87 others of
Norway;
" of Solon of Paris;
" of Thomas Crocker and 160 others of Paris;
" of H. G. Brown and 81 others of Paris, - severally against the petition of J. C. Brown and others were referred to the Committee on Division of Towns, in concurrence.

On motion of Mr. Anderson.
The Senate then adjourned.

Joseph P. Hall
Secretary

LLMC DIGITAL

In Senate

Friday, February 18th. 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Cheney of Lewiston.

Journal of yesterday was read and approved.

Orders from the House.—

That the Committee on the Judiciary be instructed to inquire into the expediency of changing the present lien law on vessels.—

That the same Committee take into consideration the propriety of fixing a day in March for holding the annual meetings of the towns in this State, also the propriety of adjourning the Supreme Judicial Court on the day so established;—

That the Cumberland Delegation be instructed to inquire 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.—

That the petition of Robert P. Chase and the accompanying papers be taken from the files of the Senate of 1858, and returned to the petitioners;—

were severally read and passed in concurrence.

Petition of Alfred Cushman and others for an additional law to protect State roads.—

" of William Clark and 40 others of Salem—That William Witham be removed from the office of Justice of Peace;—

" of Joseph L. Dering and others for amendment of law respecting Trustee process;—

Remonstrance of Daniel Curtis and 41 others of Eddington

" of Jefferson Goodwin and 35 others of Stockton;

" of Francis W. Hill and 29 others of Exeter;

" of Joshua Hill and 70 others of Hampden;

" of George M. Goss and 52 others of East-Hampden.

" of Samuel Phillips and 28 others of Hampden;—severally against the petition of Rufus Dimick;

Bill "An act making further equity provisions"

" "An act relating to evidence in Courts;—

" "An act defining the penalty for obtaining property by representations, falsely and fraudulently made;"—

" "An act relating to Trustee process;"—

were severally referred to the Committee on the Judiciary, in concurrence.

Remonstrance of Joseph Nichols and 34 others of Moscow;—

" of B. R. McIntire and 105 others of Bingham;—

" of James Sylphers and 18 others of Ripley;—

" of David Martin and 53 others of Pittsfield

" of John P. Hodsdon and 193 others of New Portland,—severally against

any alteration of the shire town of Somerset County.— Referred to the Committee on Division of Counties.—

Petition of St. John Smith and others for incorporation of the International Bank— which was referred to the Committee on Banks and Banking.

Petition of Cyrus Cobb and 191 others for the union of the towns of Auburn and Danville,— which was referred to the Committee on Division of Towns.—

Petition of Selectmen of Madison and 124 others for an act for prohibiting persons in certain cases from using wheels with narrow rims;

Bill "An act to incorporate the Proprietors of the Hallowell and Chelsea Bridge,— which was referred to the Committee on Railroads, Ways and Bridges;—

Petition of R. Blacker and others in aid of Westbrook Seminary;— which was referred to the Committee on Education;—

Petition of George Pierce and 66 others of Harrison to be incorporated into a Mutual Fire Insurance Company;— which was referred to the Committee on Mercantile Affairs and Insurance— were severally referred as above in concurrence

Report of the Committee on Claims to which was referred the petition of the Town of Pittston,— That the petitioners have leave to withdraw,— came from the House recommitted. The Senate concurred

Report of the Committee on the Judiciary to which was referred an order relating to Int of St— That legislation thereon is inexpedient— which was accepted in concurrence.

Mr. Stinchfield from the Committee on Bills in the Second Reading reported without amendment bill entitled "An act to reduce the capital stock of the Ticonic Bank" The Report was accepted. the bill read a second time, and passed to be engrossed

Sent down for concurrence.

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of David G. Cook,— reported that the petitioner have leave to withdraw. The report was accepted.

Sent down for concurrence.

Bill "An act to annex the town of Searsville to the towns of Mount Desert and Tremont" reported from the Committee on Bills in the Second Reading without amendment, was read a second time. and passed to be engrossed

Sent down for concurrence.

LLMC DIGITAL

Mr. Williamson from the Committee on Education to which was referred bill "An act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary;" — reported the same in a new draft. The report was recommitted with instructions to report a detailed statement of facts.

Sent down for concurrence.

Petitions of Joseph York and others of Norway, in aid of the petition of I. O. Brown and others were referred to the Committee on Division of Towns, in concurrence.

The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled:

"An act to incorporate the Portland Kerosene Oil Company."

"An act to reduce the capital stock of the American Bank at Hallowell;"—

"An act to change the names of certain persons;"—

"An act to incorporate the Belfast Mutual Fire Insurance Company;"—

"An act for the protection of buoys and beacons;"—

which were severally passed to be enacted, in concurrence.

Also Resolves entitled

"Resolve in favor of low rates of postage;"—

"Resolve in favor of Marcus R. Kelp;"— which were finally passed in concurrence. And these bills and resolves having been signed by the President, were by the Secreta

ry transmitted to the Governor for his approval and signature.

Bill "An act to set off a part of the Town of Danville and annex the same to the Town of Auburn", reported in the House from the Committee on Division of Towns was read twice, the rules being suspended, House amendments "B" and "C" were adopted and the bill as amended passed to be engrossed in concurrence.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of John Neal and others reported bill "An act to incorporate the Vienna Mutual Fire Insurance Company"; - The report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Totman

Ordered, - That the Committee on Claims be instructed to inquire whether any money is due Minton Academy by an act of the Legislature of 1838, or on a report of Committee of the Council in favor of Hubert Richardson in behalf of Minton Academy, dated July 20th 1846.

Sent down for concurrence.

Mr. McCluskey presented the petition of Rev. Henry Dionne and 24 others for an appropriation for schools in Madawaska, - which was referred to the Committee on Education.

Sent down for concurrence

The same Senator presented the remonstrance of inhabitants of Plymouth grant against the incorporation of the same - which was referred to the Committee on Incorporation of Towns.

Sent down for concurrence.

The same Senator presented the petition of Lectmen of Littleton asking the Legislature to locate the public lands belonging to said town - was referred to the Committee on State Roads.

Sent down for concurrence.

Mr. Fletcher moved to suspend the Rules so as to reconsider the vote whereby Wednesday next was assigned for the further consideration of "Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute" - The Senate refused so to suspend the rules.

On motion of Mr. Hannaford,
The Senate then adjourned

Joseph B. Hall
Secretary

In Senate.
Saturday. February 19th. 1859.

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Sanderson of Augusta.

The Journal of yesterday was read and approved.

Papers from the House:-

Resolves from the town of Thomaston against the division of Lincoln County;-
Remonstrance of Thomas Dancey and 112 others of Palmyra;-
" of Eben G. Page and 317 others of Fairfield,-
" of Major Lord and 77 others of Detroit,-
severally against any change in the shire town of Somerset County,- which were severally referred to the Committee on Division of Counties, in concurrence.
Petition of the Androscoggin Bar for a change of the term of their court;-
Remonstrance of Benjamin Grove and 67 others of Bucksport;-
" of N. Cook and 27 others of Bucksport;-
" of C. P. Hussenden and 207 others of Bucksport;
severally against the petition of Rufus Quinn,- severally referred to the Committee on the Judiciary, in concurrence.

Petition of Samuel Wheeler and others for a Bank at Phillips,- which was referred to the Committee on Banks and Banking, in concurrence.

LLMC DIGITAL

264 Memorial of Joseph A. Lee and others in relation to certain charges heretofore filed by them in regard to Indian Agents,— which was referred to the Committee on Banks and Banking, in concurrence

Report of the Committee on Mercantile Affairs and Insurance to which was referred the petition of J. D. Warren and others that the petitioners have leave to withdraw,— which was accepted in 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 thous. and nine hundred nineteen dollars and thirty cents," (reported in the House from the Committee on Finance,) was once read and Friday next assigned for its second reading

Mr Porter presented the petition of J. A. Vincent and others for a bank at Farmington, which was referred to the Committee on Banks and Banking.

Sent down for concurrence.

Mr. Stinchfield presented the petition of Walker Darling for a pension, which was referred to the Committee on Military Pensions,

Sent down for concurrence.

Mr. Swazey from the Committee on State Reform reported made a report in relation to that Institution,— which with the accompanying

bill was laid on the table, and ordered to be printed.

Mr. Davis from the Committee on Bills in the Second Reading, reported without amendment Bill, "An act to incorporate the Vinna Mutual Fire Insurance Company". The report was accepted, the bill read a second time, and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Berry,

Ordered, That the Judiciary Committee be requested to inquire into the expediency of amending Chapter 11th of the Revised Statutes.

Sent down for concurrence.

Mr. Porter presented the petition of A. C. Dolbier and 61 others for an appropriation for the repair of the road from Kingfield to Eustis Mills, - which was referred to the Committee on State Lands and State Roads.

... Sent down for concurrence.

Mr. Marshall from the Committee on Engrossed Bills, reported as truly and correctly engrossed, bill, entitled "An act to set off a part of the town of Danville and annex the same to the town of Auburn", - which was passed to be enacted in concurrence, signed by the President, and by the Secretary transmitted to the Governor for his approval and Signature.

On motion of Mr Stinchfield
the Senate then adjourned.

Joseph P. Hall
Secretary

LLMC DIGITAL

In Senate

Monday, February 21st, 1859

Met according to adjournment.

The President in the chair

Prayer by Rev. Mr Weston of Westbrook.

The Journal of Saturday was read and approved

Orders from the House:-

That the joint standing Committee on the Judiciary be instructed to inquire into the expediency of an amendment to Section 142 of Chapter 60th. 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";-

That the same Committee inquire into the expediency that all taxable property be holden for the tax; also to strike out the word "nine" and insert "six" in chapter 6th. section 150 of the Revised Statutes;

That the same Committee be instructed to inquire into the expediency of amending section 32d, Chapter 608 of the Laws of 1858; so as to give certain plantations greater power to enforce the payment of taxes;

That the petition of Godfrey Laydrick and the accompanying papers be taken from the files of the last Legislature and placed de novo before the Committee

on Division of Towns, — which were severally read and passed in concurrence.

Order from the House, —

That the Secretary of State be directed to deliver to the town of Searsport the following volumes of the "Maine report, to wit; Vols 1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 23. 29. 30. 31. 32. 33. 34. 35. 38. and 41. — being the volumes wanting at the division of town books when set off from the town of Prospect, and those not received to which the town is entitled since the separation, — was amended by adding after the word "reports", the words, "provided the same are in the State Library", and as amended the order passed.

Sent down for concurrence.

Remonstrance of Otis H. Ellis and 140 others of Smithfield, —

" of Rodney Collins and 134 others of Anson,

" of John L. Jenney and 317 others of Norridgewock, —

" of Joshua Boynton and 57 others of Lexington, —

" of Albert G. Dennis and 9 others of Cornville,

" of Foster L. Palmer and 89 others of Athens,

severally against the change of the county seat of Somerset County, — which were severally referred to the Committee on Division of Counties, in concurrence.

Petition of Charles O. Fanning and others for incorporation of Penobscot Leather Manufacturing Company, — which was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

LLMC DIGITAL

Petition of James R Smith and 41 others for a Rail-road from Waterville to Carrabunk Falls. which was referred to the Committee on Rail-roads. Ways and Bridges, in concurrence.

Petition of Thomas Stinson for a grant of land,— which was referred to the Committee on State Lands and State Roads; in concurrence.

Remonstrance of the Selectmen of Smithfield and 125 others against the petition of Dennison J. Haynes and others,— which was referred to the Committee on Division of Towns, in concurrence.

Report of the Committee on Agriculture to which was referred the petition of J. L. Long and E. Holmes. President and Secretary of the Maine State Agricultural Society,— that the same be referred to the next Legislature;— which was accepted, in concurrence.

Report of the Committee on Division of Towns to which was referred the petition of Jason Hill ordering notice thereon returnable the 9th day of March; was laid on the table on motion of Mr Marshall

Report of the Committee on Division of Towns granting leave to withdraw on the petition of A. W. Cummings and others came back from the House, that branch having reconsidered its vote accepting the report, and recommitted the same. The Senate concurred.

Bill "An act relating to the South Kennebec Agricul-

tural Society" (reported in the House from the Committee on Claims) came up from that branch indefinitely postponed. The Senate concurred.

Bill "An act to provide for the commutation of the sentence of certain persons" (reported in the House from the Committee on the Judiciary.)

Bill "An act to set off a lot of land from the town of Columbia and annex the same to the town of Centreville" (reported in the House from the Committee on Division of Towns); were severally read once and tomorrow assigned for their second reading.

On motion of Mr. Moulton the "Resolve in favor of the Insane Hospital" was taken from the table. The amendment proposed by Mr Totman was withdrawn. The Resolve was amended as per sheep "A" annexed, and as amended was passed to be engrossed.

Sent down for concurrence.

Mr. Hannaford by leave introduced Resolve in favor of the Committee on State Reform School, which was read once and tomorrow assigned for its second reading;—

On motion of Mr. Berry
The Senate then adjourned.

Joseph P. Hall
Secretary

LLMC DIGITAL

In Senate

Tuesday, February 22d 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Bartlett of Augusta.

The Journal of yesterday was read and approved.

Notes from the House:-

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 inquire into the expediency of carrying into effect the recommendations therein made;-

That the Committee on State Prison be directed to inquire 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;-

That the Committee on the Judiciary be directed to inquire into the expediency of providing by law against persons coasting or sliding down hill in public highways;-

were severally read and passed in concurrence.

Petition of Samuel Parker and 38 others of Bloomfield asking that Skowhegan may be made the Shiretown of Somerset County;-

LLMC DIGITAL

272. Remonstrance of James Fuller and 91 others of Hartland;

" of A. L. Lane and 58 others of Concord;

" of Isaac Daggett and 52 others of Embden;

" of B. J. Dinsmore and 134 others of Anson;

" of B. F. Carson and 204 others of Starks;

" of David Patterson and 165 others of Madison, — severally against the same, were referred to the Committee on Division of Counties

Petition of Morgan L. Gerry and 71 others of No. 3. Range 5 for the protection of settlers, was referred to the Committee on State Lands and State Roads.

Petition of David Black and others of Ledgewick, for further legislation in relation to the preservation of fish, — was referred to the committee on Fisheries —

Petition of Elijah B. Smiley and 48 others for a fish-way through Kennebec Dam, — was referred to the Committee on Interior Waters.

Petition of C. G. Batchelder and 44 others in aid of petition of J. W. Cummings and others was referred to the Committee on Division of Towns.

And these papers were severally referred as above in concurrence.

Report of the Committee on Mercantile and Insurance to which was referred petition of

Lincoln Mutual Fire Insurance Company. that the petitioners have leave to bring in bill "An act giving additional power to the Lincoln Mutual Fire Insurance Company";—

Report of the Committee on Division of Towns to which was referred the petition of the Selectmen of Winthrop. that the petitioners have leave to bring in a bill "An act to define intelligibly the division line between the towns of Winthrop and Wayne";—

Report of the Committee on Indian Affairs to which was referred the petition of Newall Saul and others that the petitioners have leave to bring in a Resolve in favor of Newall Saul and others, Penobscot Indians,— were severally accepted in concurrence. The bills were severally once read, and tomorrow assigned for their second reading.

Mr. Holt from the Committee on Division of Counties to which was referred the petition of Hiram Bass and others for the incorporation of the County of Knox, reported that the petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence.

Bill entitled "An act to set off a lot of land from the town of Columbia and annex the same to the town of Centreville, (reported from the Committee on Bills in the Second Reading) was read a second time and passed to be engrossed, in concurrence.

"Resolve in favor of the Committee on the State Reform School" — reported from the Committee in Bill in the Second Reading, was read a second time and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Hannaford ...

Ordered, That the Superintendent of Public Buildings be directed to take such measures as he may deem expedient for preventing noise and confusion in the ante-room and gallery of the Senate Chamber.

Mr. Berry from the Committee on Division of Towns to which was referred the petition of Titus O. Brown, reported that the petitioner have leave to bring in a bill "An act to set off certain territory from the town of Paris and annex the same to the town of Norway". The report was accepted. The bill once read, and Wednesday of next week assigned for its second reading.

...

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of Abraham Woodward and others reported that the petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence

...

Bill entitled "An act to provide for the commutation of the sentence of certain persons" reported from the committee on Bills in the Second Reading, without amendment, was read a second time. Mr. Carleton proposed amendment "A" pending its consideration

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the bill was laid on the table on motion of Mr. Carleton. 275

Bill "An act authorizing the removal and repair of the Methodist Meeting House at Milton Upper Mills" reported by the Committee on Engrossed Bills, as truly and correctly engrossed, was passed to be enacted, in concurrence, signed by the President and by the Secretary, transmitted to the Governor for his approval and signature.

On motion of Mr. Hamlin the Senate then adjourned.

Joseph B. Cole
Secretary.

LLMC DIGITAL

In Senate

Wednesday February 23d 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Armitage of Augusta.

The Journal of yesterday was read and approved.

Order from the House:-

That the Committee on Banks and Banking be instructed to consider the expediency of amending the 21st section of the 47th Chapter 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;

was read and passed in concurrence

Petition of Joshua Frye and others of Damariscotta;
" of Daniel Hopkins and 27 others of New Castle;
" of G.C. Jones and others of Alna;
" of B. Merrill and others of Nobleboro;
" of Otis Little and others of Bremen; severally in aid of the petition of J. G. Huston and others, were severally referred to the Committee on Agriculture, in concurrence

Petition of John Porter and others to set off Whitefield from Lincoln County to Kennebec County;-

Remonstrance of Hiram Knowlton and 155 others

of Mercer;—

Remonstrance of William K. Lancey and others of Ritterfield. severally against any change in the shire town of Somerset County,— were severally referred to the Committee on Division of Counties, in concurrence

Petition of James Marson and 69 others of Windsor for aid from the State to M. S. Stimpson referred to the Committee on Claims in concurrence.

Petition of A. C. Robbins and 23 others of Brunswick for a new Judicial Court,— referred to the to the Committee on the Judiciary in concurrence.

Bill "An act for the protection of the Houlton and Baring Road;"— referred to the Committee on State Lands and State Roads, in concurrence

Report of the Committee on Division of Towns on petition of Tis-dale Dean and others of Frankfort, that the petitioners have leave to withdraw,— was accepted in concurrence.

Remonstrance of Inhabitants of Albany against the petition of Ebenezer S. Hutchinson,— referred to the Committee on Division of Towns in concurrence.

Mr. Porter presented the petition of the Directors of the Sandy River Bank, for an increase of capital stock, which was referred to the Committee on Banks and Banking. Sent down for concurrence.

LLMC DIGITAL

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of Samuel A. Gilman and others, reported that the petitioners have leave to bring in a bill "An Act to incorporate the Skitticook Dam Company". The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Boyford from the Committee on Military Pensions to which was referred the petition of Timothy Gibson and others, reported that the petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence.

Mr. Boyford presented the petition of Daniel Holland and others of Lewiston, for the establishment of a Municipal Court in that town which was referred to the Committee on the Judiciary

Sent down for concurrence.

Bills entitled "An act giving additional powers to the Lincoln Mutual Fire Insurance Company"

"An act defining intelligibly the division line between the towns of Northrop and Wayne"

Resolve in favor of Neural Saul and others, Penobscot Indians", severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed in concurrence.

On motion of Mr. Carleton, Bill "An act to provide for the Commutation of the sentence of certain persons" — was taken from the table, — Amendment "A" adopted, and as amended the bill was passed to be engrossed.

Sent down for concurrence.

Mr. Fletcher from the Committee the Judiciary to which was referred an order relating to taxation of costs in criminal prosecutions, — reported that Legislation thereon is inexpedient. The report was accepted.

Sent down for concurrence.

On motion of Mr. O'Brien

Ordered:- That there be taken from the files all petitions relative to a change of the shire-town of the County of York and the same be referred to the delegation of the County of York.

Sent down for concurrence.

Mr. Morton presented the petition of John Dennett and others of Wells and Dayton; of William Fox and others, of the Municipal Officers and others of Kennebunk Port; of Thomas Cook and others of Biddeford; of A. F. Chadbourn and others; severally for the establishment of one term of the Supreme Judicial Court for York County at Saco in said County; which were severally referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. Wing from the Committee on Bills in the Second Reading reported without amendment Resolve, entitled a "Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute," which was read a second time, when,

On motion of Mr. Carleton the Senate resolved itself into a committee of the whole for its further consideration and Mr. Carleton was called to the chair

In Senate.

Mr Carleton from the Committee of the whole reported that the Committee had made some progress, and ask leave to sit again, which was granted and tomorrow assigned for a further sitting

On motion of Mr. Carleton the Resolve was laid on the table.

Papers from the House:-

Remonstrance of Levi McIntire and 23 others of Bloomfield;-
" of Noah Marsh and 21 others of Palmyra;
" of H. C. Warren and 36 others of Canaan;
" of Israel Vining and 129 others of St. Albans;
" of Robert Crosby and 29 others of Embden;
severally against any change in the Shiretown of Somerset County;

Remonstrance of Samuel Carleton and 28 others of Whitefield;
" of Alpheus Lewis and 9 others of Whitefield;
" of W. F. Carleton and 59 others of Whitefield;
severally against the annexation of that town to the County of Kennebec,— were severally referred to the

Mr. Stinchfield from the Committee on Interior Matters to which was referred the Petition of Benjamin Goodwin and others, reported that the Petitioners have Leave to bring in a bill "An act authorizing the extending of of Wharves into tide water at Exeter". The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Fletcher from the Committee on the Judiciary to which was referred an Order relating to amending section 34 chapter 76 of the Revised Statutes, reported bill "An act to amend section 34 of chapter 76 of the Revised Statutes". The report was accepted, the bill once read, and tomorrow assigned for its second reading.

Mr. Hamlin from the Committee on the Judiciary to which was referred the petition of Susan M. Blodgett, also petition of the inhabitants of School District No. 2. in Stockton; reported that the petitioners severally have Leave to withdraw. The report was accepted.

Sent down for concurrence.

Bills entitled "An act to reduce the capital stock of the Liconic Bank;"

"An act to annex the town of Lewiston to the towns of Mount Desert and Tremont;

"An act additional to chapter 71 of the Revised Statutes relating to sales of real estate by executors, administrators and guar-

dians;"

"An act to set off a lot of land from the town of Columbia and annex the same to the town of Centreville";- severally reported by the Committee on Engrossed Bills. as truly and correctly engrossed. were severally passed to be enacted.

Resolve in favor of the Insane Hospital was finally passed.

And these bills and resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr Wing the Senate then adjourned.

Joseph D. Hall
Secretary

LLMC DIGITAL

In Senate.
Thursday. February 24th. 1859.

Met according to adjournment
President in the Chair.

Prayer by Rev. Mr. Ingraham of Augusta.

The Journal of yesterday was read and approved

Order from the House.

That the remonstrance against the removal of the Courts from 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;-

was read and passed in concurrence.

Petition of Samuel Little and 31 others to be set off from Whitefield to Alna;
" of Theodore Chisam and 15 others. in and of the same,- were severally referred to the Committee on Division of Towns in concurrence.

Petition of Simeon B Howe and 19 others of Whitefield;
" of Patrick Maloney and 57 others of Whitefield, severally for the repeal of an act increasing the toll on Gardiner and Dillston bridge— were severally referred to the Committee on Railroads. Ways and Bridges, in concurrence.

Petition of Wentworth Tuttle and 36 others of Camden, for incorporation of a Mutual Fire

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Insurance Company;— was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Petition of B. B. Dudley and others for protection of fish in Quimby Stream;— was referred to the Committee on Fisheries, in concurrence.

Remonstrance of Alfred Wall and 77 others of Shapleigh;—
" of Horace Bodwell and 32 others of Acton;
" of Edward S. Morris and 229 others of Newfield;— severally against making Saco, Salt Shiretown,— were severally referred to the Committee of the York delegation, in concurrence.

Petition of Ira B. Delano of Kittery for redress for loss by the action of the State; referred in the House to the Committee on Claims,— was laid on the table on motion of Mr. Castle.

Report of the Committee on the Judiciary, to which was referred the petition of John Wood and others, that the petitioners have leave to withdraw;

Same report of the same Committee, on the petition of Abel D. Taylor and others;

Same report of the same Committee, on the petition of Joseph Granger and others;—

Report of the Committee on Education, granting leave to withdraw on the petitions of Limington Academy, from the last Legislature;

Reports of the Committee on the Judiciary, that leg-

islation is inexpedient on an order relating to* providing that claims against towns in favor of individuals shall not be barred till twenty years after the date of the same;-

— that legislation is inexpedient on an order relating to attachments of creditors interest in real estate set off on execution;-

— that legislation is inexpedient on an order relating to amending sections 37 and 38 of chapter 81 of the Revised Statutes;-

— that legislation is inexpedient on an order relating to exemption of harnesses from attachment;

— that legislation is inexpedient on an order relating to interest on town orders;-

— that legislation is inexpedient on an order relating to fixing a day in March for annual town meetings;-

— that legislation is inexpedient on an order relating to the protection of the rights of defendants in malicious suits;

were severally accepted in concurrence.

Report of the Cumberland delegation to which was referred the petition of the County Commissioners of Cumberland County from the last Legislature. that the petitioners have leave to bring in a bill "An act to annex Gray Surplus and the Gore on the Cape between Raymond and Standish to the town of Raymond and the Longs River Gore to Casco. ...

The report was accepted in concurrence the bill on a read and tomorrow assigned for its second reading.

Bill "An act to empower the collector of Dexter to collect School District tax in District No. 9. composed of parts of Dexter and Garland

passed to be engrossed in the House was once read and tomorrow assigned for its second reading.

Mr. Carleton from the Committee of conference on "Resolve authorizing the renewal of a portion of the State debt," reported that the Senate recede and concur with the House in rejecting amendment "A". The report was accepted the Senate receded and concurred with the House in rejecting amendment "A" and passed the Resolve to be engrossed in concurrence.

Mr. Hamlin from the special Committee on "Election frauds in Aroostook" made a report on the subject with bill "An act to amend chapter 4 of the Revised Statutes in relation to elections and plantations organized for election purposes." which with the bill and accompanying documents were laid on the table and 3000 copies ordered to be printed for the use of the Legislature

On motion of Mr. Williamson.

Ordered. That the Committee on Internal Improvement be directed to inquire into the expediency of recommending a continuation of the Geological and Agricultural survey of the State.

Sent down for concurrence.

...

Mr. McClusky presented the petition of Francis Smith and 13 others for aid to build a bridge across the Molunkus river in No 2. Range 5 which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence

LLMC DIGITAL

Mr. Morton presented the petition of Joseph W. Hanson and others of Lyman; - of John Drew and others; - of Daniel Dennett and others of Burtons - severally that one term of the Supreme Judicial Court for York County may be held at Saco - which were severally referred to the Committee of the York delegation

Sent down for concurrence.

Papers from the House.

Petition of the President and Directors of the Northern Bank at Hallowell for a reduction of its capital stock; -

Bill "An act to reduce the capital stock of the Northern Bank at Hallowell - severally referred to the Committee on Banks and Banking in concurrence.

Bills "An act to amend section 34 of chapter 76 of the Revised Statutes;"

" " authorizing the extending of wharves into tide water at Brewer;"

" " to incorporate the Shiticook Dam Company; - severally reported from the Committee on Bills in the Second Reading, without amendment - were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Carleton from the Committee on the Judiciary to which was referred an order relating to amending chapter 4 of the laws of 1858 in relation to elections, reported that legislation thereon is inexpedient. The report was accepted.

LLMC DIGITAL

Sent down for concurrence

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of George R. Smith reported that the petitioners have leave to withdraw. The report was accepted.

Sent down for concurrence

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of George Pierce and others reported that the petitioners have leave to bring in a bill "An act to incorporate the Harrison Mutual Fire Insurance Company". The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Carleton from the Committee on the Judiciary to which was referred an order relating to give the Law Court the discretionary power of recommitting a case to the Jury for a new trial when the Court is satisfied that material testimony to the issue was omitted by accident or mistake on the trial- reported that legislation thereon is inexpedient. The report was accepted.

Sent down for concurrence

On motion of Mr. Wing the "Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute" - was taken from the table.

On motion of Mr. Carleton the Senate went into a committee of the whole, for the further consideration of the Resolve. Mr. Carleton in the chair.

LLMC DIGITAL

In Senate

Mr. Carleton from the Committee of the whole reported that the Committee recommended the adoption of certain amendments,— and that the Resolve ought not to pass.

On motion of Mr. Wing

Ordered.— That when the question of accepting the report of the Committee of the whole be taken, it be taken by yeas and nays.

On motion of Mr. Carleton the further consideration of the subject was assigned for tomorrow at 11. o'clock.

Mr. Porter from the Committee on Engrossed Bills reported as truly and correctly engrossed bill "An act giving additional powers to the Lincoln Mutual Fire Insurance Company"— which was passed to be enacted, in concurrence signed by the President and by the Secretary transmitted to the Governor for his approval and signature...

On motion of Mr. Thissell

The Senate adjourned.

Joseph B. Hall

Secretary

In Senate.
Friday February 25th. 1859.

Met according to adjournment
President in the Chair

Prayer by Rev. Dr. Tappan of Augusta.

Journal of yesterday was read and approved.

Orders from the House.-

That the Committee on the Judiciary be instructed to inquire whether any, and what amendment of the statute providing for the appointment of Reporter of the Law Court is necessary, and particularly as to the manner of reporting the same and the publication thereof

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,- were severally read and passed, in concurrence.

Remonstrance of Jesse Craig and 42 others;
" of L. C. Benjamin and 49 others - severally against extending permits granted by Massachusetts on townships designated for settlements severally referred to the Committee on State Lands and State Roads in concurrence.

Petition of Thomas Goodwin and 136 others of Pittston for repeal of an act increasing tolls on Gardiner and Pittston Bridge;

Bill "An act to authorize the town of Oldtown

to purchase a bridge; severally referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Petition of A. P. Bradbury and 26 others for the preservation of fish in Pushaw Pond,— referred to the Committee on Fisheries, in concurrence.

Petition of Alexander Johnston and others in aid of the petition of J. G. Huston and others for Agricultural Society— referred to the Committee on Agriculture in concurrence

Report of the Judiciary Committee to which was referred the petition of John Randall and others- that the petitioners have leave to withdraw

Report of the same Committee that Legislation is inexpedient on an order relating to amending section 10 Chapter 88 of the Revised Statutes; -

Report of the Committee on State Lands and State Roads to which was referred the petition of Daniel Johnston that the petitioners have leave to withdraw.

Report of the Committee on Fisheries to which was referred the petitions of Lewale Preble and others that the petitioners have leave to withdraw;

Report of 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", that the bill ought not to pass.

LLMC DIGITAL

Report of the same Committee to which was referred the petition of David Black and others ordering notice thereon returnable March 23d. were severally accepted in concurrence

"Resolve in favor of John Neptune," (reported in the House from the Committee on Indian Affairs,)

Bill "An act in relation to powers of Notaries Public" (reported in the House from the Committee on the Judiciary.)

Bill "An act to prevent the destruction of pickerel in Purgatory Pond, in the towns of Litchfield and Monmouth; (passed to be engrossed in the House,) were severally read once and tomorrow assigned for their second reading.

"Resolve in favor of Arletta A. Brown;" (reported in the House from the Committee on Claims.) was once read and laid on the table on motion of Mr. Carleton.

Mr. Berry from the Committee on State Lands and State Roads to which was referred the petition of Justus Gray reported that the petitioners have leave to bring in a "Resolve in favor of Justus Gray;" The reported was accepted. the bill once read and tomorrow assigned for its second reading.

Mr. Totman from the Committee on Military Pensions to which was referred the

petition of Ebenezer Dunlap. reported that the petitioner have leave to bring in "Resolve in favor of Ebenezer Dunlap". The report was accepted the Resolve once read and. tomorrow assigned for its second reading.

Mr. Davis from the Committee on Incorporations of towns. to which was referred the petition of Sumner Whitney and others reported that the petitioners have leave to bring in a bill. "An act to incorporate the town of Presque Isle".

The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of R. H. Tucker and others reported that the petitioners have leave to bring in bill "An act to incorporate the Wawenock Bank". The report was accepted. the bill once read and tomorrow assigned for its second reading.

Bills entitled. "An act for the assessment of a State tax for the year 1859 amounting to $200,919.30;-

"An act relating to the towns of Dexter and Garland." severally reported from the Committee on Bills in the Second Reading, without amendment were severally read a second time and passed to be engrossed. in concurrence.

Bill "An act to incorporate the Harrison Mutual Fire Insurance Company" reported from the Committee on Bills in the Second Reading without amendment, was read a second time and

passed to be engrossed.

Sent down 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 the town of Casco"— reported from the Committee on Bills in the Second Reading, without amendment was read a second time and recommitted to the Cumberland Delegation

Sent down for concurrence.

On motion of Mr. Berry the petition of Ira B. Delano, was taken from the table and referred to the Committee on Claims, in concurrence.

Mr. Fletcher from the Committee on the Judiciary to which was referred an order relating to sale of personal property by Mortgagee— reported that legislation thereon is inexpedient.—

Same Senator from the same Committee to which was referred bill "An act relating to evidence in Courts"— reported that the bill ought not to pass;—

Same Senator from the same Committee to which was referred the petition of Alfred Cushman— reported that the same be referred to the Committee on State Lands and State Roads.

And these reports were severally accepted.

Sent down for concurrence.

LLMC DIGITAL

On motion of Mr. Carleton the Senate proceeded to the consideration of "Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute"

After discussion the Resolve was laid on the table and Tuesday next assigned for its further consideration

The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled:—

"An act to define intelligibly the division line between the towns of Winthrop and Wayne;"

" " to incorporate the Vienna Mutual Fire Insurance Company;— which were severally passed to be enacted in concurrence

"Resolve authorizing the renewal of a portion of the State debt;—

" in favor of Newal Saul and others Penobscot Indians;—

" in favor of the Committee on State Prison;— were finally passed in concurrence. And these Bills and Resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature ...

... ...

On motion of Mr Barron.

The Senate then adjourned.

... ...

Joseph B. Hall

... Secretary

LLMC DIGITAL

In Senate

Saturday February 26th. 1859.

Met according to adjournment

President in the Chair.

Prayer by Rev. Mr. Welch of Hallowell.

Journal of yesterday was read and approved.

Papers from the House:-

Ordered.- That the Committee on Indian Affairs be requested to inquire into the expediency of paying the Indian Agent of the Penobscot tribe of Indians a Salary, instead of per diem and commissions as at present.-

Was read and passed in concurrence.

Petition of Stillman W. Leighton and others that the record of Webster Plantation may be made valid;-

" of E. P. Wood and others to have records of Drew Plantation made valid;-

" of N. A. Joy and 17 others to be authorized to sell the old Baptist Meeting house and lot in Ellsworth; were severally referred to the Committee on the Judiciary.

Remonstrance of Samuel Rogers and 280 others;-

" of Elijah H. Atwood and 88 others severally against the petition of George W. Ray and others,-referred to the Committee on Interior Waters

LLMC DIGITAL

Petition of Lorin Adams and 35 others for incorporation of Mutual Fire Insurance Company— was referred to the Committee on Mercantile Affairs and Insurance

Petition of Nathan Winslow for change of location of certain Lands assigned to Revolutionary Officers and their widows— referred to the Committee on State Lands and State Roads.

were severally referred as above in concurrence.

Reports of Committee on Judiciary.

That legislation is inexpedient on an order relating to change of names of individuals and corporations by Judicial process;

That legislation is inexpedient on an order relating to amending section 12 chapter 63 of the Revised Statutes,—

That legislation is inexpedient on an order relating to amending section 3d. chapter 608 of the Laws of 1852;—

That legislation is inexpedient on an order relating to amending section 11. chapter 91 of the Revised Statutes;—

That Bill "An act making further equity provisions" ought not to pass;—

That Bill "An act defining the penalty for obtaining property by representations falsly and fraudulently made, ought not to pass;—

LLMC DIGITAL

Granting leave to withdraw on petition of Joseph G. Deering and others.

Were severally accepted in concurrence.

Report of the Committee on Manufactures; that legislation is inexpedient on an order relating to Lime Casks — was accepted in concurrence.

Report of the Committee on the Judiciary: ordering notice returnable March 10th on petition of Daniel Holland and others — was accepted in concurrence.

Report of the Committee on Division of Towns granting leave to withdraw on petition of Shakers of New Gloucester, came from the House referred to the next Legislature; The report was laid on the table on motion of Mr. Holt.

Report of the Committee on Railroads, Ways and Bridges to which was referred the petition of Moses Mason and others, that the petitioners have leave to bring in bill "An act to incorporate the Androscoggin Bridge Company": The report was accepted, the bill read twice, the rules being suspended and passed to be engrossed in concurrence.

Report of the Committee on the Judiciary to which was referred an order relating to discharge of attachments on real estate. submitting bill "An act to provide for recording discharges of attachments on Real Estate;—

Report of the Committee on Claims to which was referred the petition of John M. Wilson that the petitioner have leave to bring in "Resolve in favor of John M. Wilson".—

LLMC DIGITAL

Were severally accepted in concurrence. Bills and Resolve once read and Monday assigned for their second reading.

"Resolve in favor of Westbrook Seminary" (reported in the House from the Committee on Education)- was once read and Thursday assigned for its second reading.

"An act to incorporate the Shitticook Dam Company" passed to be engrossed in the Senate, came back from the House, recommitted to the Committee reporting it. The Senate concurred.

Bills "An act in relation to powers of Notaries Public;-

"An act to prevent the destruction of Pickerel in Purgatory Pond in the towns of Litchfield and Monmouth;-

Also "Resolve in favor of John Neptune"- severally reported from the Committee on Bills in the Second Reading, without amendment- were severally read a second time and passed to be engrossed, in concurrence.

Bill "An act to incorporate the Wawenock Bank."
Also "Resolve in favor of Ebenezer Dunlap;"
" " " in favor of Justus Gray" severally reported from the Committee on Bills in the Second Reading without amendment, were severally read a second time and passed to be engrossed

Sent down for concurrence.

Report of the Committee on the Judiciary to which

was referred the petition of the Selectmen of the Town of Fayette that the petitioners have leave to withdraw;

Report of the Committee on Railroads, Ways and Bridges to which was referred the petition of Jonathan Treat and others that the petitioners have leave to withdraw – were severally accepted.

Sent down for concurrence.

Mr. McCluskey presented the petition of B. Company of Cavalry in Richmond;–

Mr. Totman presented the petition of the Officers of the 3d division of the Maine Militia;

Mr. Porter presented the petition of the Officers and members of Company "A" of Cavalry 1st Regiment 1st Division of Maine Militia;— severally for a change in the Militia laws of the State– which were severally referred to the Committee on the Militia.

Sent down for concurrence.

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of the Directors of the Veazie Bank reported that the petitioners have leave to bring in a bill "An act to increase the capital stock of the Veazie Bank. The report was accepted the bill once read and Monday next assigned for its second reading.

On motion of Mr. Berry the "Resolve in favor of Arletta A. Brown" was taken from the table

read a second time, and Thursday next assigned for its further consideration

Mr. Stinchfield from the Committee on Bills in the Second Reading reported bill "An act to incorporate the town of Presque Isle with amendment A. The report was accepted. The bill read a second time. The amendment adopted, and bill as amended was passed to be engrossed.

Sent down for concurrence.

On suggestion of the President. The following order, presented by Mr. Burpee was adopted.—

Ordered.— That the President be requested to appoint two monitors whose duty shall be to make returns of the number of Senators voting in their division when so ordered by the President; and that all the seats in the eastern half of the Senate chamber be denominated the first division, and those in the western half be denominated the second division.

The President appointed Mr. Hamlin monitor for the first division, and Mr. Simpson monitor for the second division.

On motion of Mr. Anderson
The Senate then adjourned.

Joseph B. Hall
Secretary

LLMC DIGITAL

In Senate.

Monday, February 23d, 1857.

Met according to adjournment

President in the chair.

Prayer by Rev. Mr. Butterfield of Hallowell

Journal of Saturdays proceedings read and approved

Order from the House.

That the committee on the Judiciary be directed to inquire into the expediency of so amending section 41st of chapter 83d of the Revised Statutes, relating to certifying copies of judgment of Justices of the Peace, whose commissions have expired.

was read and passed in concurrence.

Remonstrance of J. Demeritt and others against the incorporation of the Danforth Tract,— was referred to the committee on incorporation of Towns, in concurrence.

Bill "An act to incorporate the Augusta Free Bridge Company", was referred to the Committee on Railroads, Ways and Bridges in concurrence.

Bills "An act relating to Treasurers of cities, towns and plantations

"An act relating to embezzlement in

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certain cases";— were severally referred to the committee on the Judiciary, in Concurrence

Report of the Committee on the Judiciary to which was referred the petition of William Clark and others, asking to be discharged from further consideration of the subject, as not being properly within their province, came from the House referred to the next Legislature The Senate concurred

Bill "An act to provide in part for the expenditures of government", (reported in the House from the Committee on Finance,)

Bill "An act to punish for intoxication", (reported in the House from the Committee on the Judiciary,)

were severally once read and tomorrow assigned for second reading.

Mr. Williamson from the Committee on Education to which was recommitted bill "An act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary" with instructions to report a detailed statement of facts; made a report in accordance with instructions, together with bill in a new draft, entitled "An act to repeal an act entitled "an act additional to an act to incorporate the Maine State Seminary", The report was accepted. The bill once read, and laid on the

table on motion of Mr. Berry.

Mr. Harris from the Committee on Claims to which was referred an order of inquiry relating to Clinton Academy, reported that legislation thereon is inexpedient. The report was accepted.

Sent down for concurrence.

Bill "An act to provide for the recording of discharges of attachments on Real Estate;
Also "Resolve in favor of John M. Wilson", severally reported from the Committee from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed in concurrence.

Bill "An act to increase the capital stock of the Maine Bank." reported from the committee on Bills in the Second Reading, without amendment, was read a second time, and passed to be engrossed.

Sent down for concurrence.

On motion of Mr Hannaford
The Senate then adjourned.

Joseph G. Hall
Secretary.

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In Senate

Tuesday, March 1st. 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Fuller of Hallowell.

Journal of yesterday read and approved.

Orders from the House.-

That the Committee on the Judiciary be instructed to inquire 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 cities, towns and plantations, in 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 a true cash valuation of the property;—

That the same committee be instructed to inquire into the expediency of alteration in the Statutes as to the liability of common carriers.

That the same committee be instructed to inquire whether any amendment of the 7th section of the 81st chapter of the Revised Statutes, relating to the dissolving attachments by death of the debtor, is necessary.—

That the same Committee be directed to inquire into the expediency of revising the forms of judicial processes, and

of enacting forms for the proceedings of Probate Courts, and for the returns of officers on precepts, and for the declarations of wids.—

That the same committee be directed to inquire into the expediency of amending the Charter of the City of Calais as to the elections of Assessors.—

That the same committee be directed to inquire into the expediency of repealing an act additional to chapter 80th of the Revised Statutes, relating to divorce, approved March 27th 1858.—

were severally read and passed in concurrence

Petition of W. B. Lapham and 6 others for the incorporation of Bryants Pond High School was referred to the Committee on Education, in concurrence.

Petition of James L. Hall and others relating to Calais Boom Company,— was referred to the Committee on Interior Waters, in concurrence.

Remonstrance of Anson B. Bowler and others;
" " Israel Glidden and others; severally against the annexation of Somerville to the County of Kennebec— were referred to the Committee on Division of Counties, in concurrence.

Reports of the committee on Division of Towns, granting leave to withdraw on the petition of Cyrus

Hutchinson and others;—

— Granting leave to withdraw on petition of Dennison J Haynes and others;—

— Ordering notice returnable March 11th on the petition of Theodore Chisam and others;

— Ordering notice returnable March 11th on the petition of Samuel Little and others;

were severally accepted in concurrence.

"Resolves providing for the collection of securities in the Land Office due the State" (reported in the House from the Committee on State Lands and State Roads) were once read and, on motion of Mr Berry laid on the table, and 350 copies ordered to be printed for the use of the Legislature,—

"Resolve in favor of Baker Weston and Ambrose Arnold" (passed to be engrossed in the House;) was once read and tomorrow assigned for its second reading;—

Bill "An act to amend chapter 79 of the Revised Statutes, relating to the admission of Attorneys at Law to practice"; (reported in the House from the Committee on the Judiciary,) came from that branch indefinitely postponed. The bill was once read and laid on the table on motion of Mr. Fletcher.

Bill "An act to provide for the commutation

of the sentence of persons",- came from the House recommitted to the committee on the Judiciary. The Senate concurred.

Mr. Stinchfield from the committee on Interior Waters to which was referred the petition of George W. Ray, reported that the same be referred to the Committee on Fisheries. The report was accepted.

Sent down for concurrence.

Bill "An act to punish for intoxication" reported from the Committee on Bills in the Second Reading, without amendments, was read a second time and laid on the table on motion of Mr. Harris;

Bill "An act to provide in part for the expenditures of government." reported from the committee on Bills in the Second Reading, was read a second time, House amendment "A" adopted, and the bill as amended passed to be engrossed, in concurrence.

On motion of Mr. Berry, the report of the Committee on Education, relating to the Maine State Seminary, was taken from the table. Mr. Berry proposed amendment "A" and pending its consideration the report was recommitted

Sent down for concurrence.

Mr Stinchfield from the Committee Interior Waters to which was re-

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ferred the petition of John Lynch and others, reported order of notice thereon returnable the 21st of March. The report was accepted.

Sent down for concurrence

The same Senator from the Committee on Indian Affairs to which was referred a "Resolve in favor Passamaquoddy Indians" from the last Legislature, reported a "Resolve in favor of Passamaquoddy Indians" The report was accepted. The Resolve was once read. and tomorrow assigned for its second reading.

Mr. Holt from the Committee on Division of Counties: to which was referred the petition of Jeremiah B. Donnell and others reported bill "An act to set off the town of Whitefield from the County of Lincoln and annex the same to the County of Kennebec." The report was accepted the bill once read and tomorrow assigned for its second reading.

Papers from the House:—

Petition of E Hodge and others. of Edgecomb and Boothbay, in aid of the petition of J. G. Huston and others;

Remonstrance of H. W. Partridge and others of Jefferson;—

" of Albert Johnson and others of Warren;

" of C. C. Atwell and others, members of the Lincoln County Agricultural Society— severally against the petition of J. G. Huston and others, which were severally referred to the Committee on Agriculture, in concurrence.

On motion of Mr. Lyford the "Resolve in favor of the Maine Wesleyan Seminary, and Female Collegiate Institute", was taken from the table. The report of the Committee of the whole was rejected by yeas and nays as follows:

Yeas— Messrs. Barron, Berry, Burpee Gilman, Hamlin, Holt, Lyford, Moulton O'Brien Simpson, Stinchfield ——— 11.

Nays Messrs. Carleton, Davis, Elder, Fletcher, Goddard, Hannaford, Harris Livermore, McCluskey, Morton, Porter, Thissell, Totman, Wells, Williamson, Wing ——— 16.

Mr Wing proposed amendment "A" and "B" which were adopted, and the Resolve as amended passed to be engrossed by yeas and nays, as follows:

Yeas— Messrs. Carleton, Davis, Elder, Fletcher, Goddard, Hannaford, Harris, Livermore, McCluskey, Morton, Porter, Thissell Totman, Wells, Williamson, Wing ——— 16.

Nays— Messrs. Barron, Berry, Burpee, Gilman, Hamlin, Holt, Lyford, Moulton, O'Brien, Simpson, Stinchfield, ——— 11.

Sent down for concurrence

Mr Livermore presented the petition of Peol Tomah, for an appropriation for the Passamaquoddy Indians,— which was referred to the Committee on Indian Affairs

Sent down for concurrence

Mr Stinchfield from the Committee on Interior Waters to which

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was referred the petition of Samuel Gilson and others, reported that the petitioners have leave to bring in bills "An act for furnishing pure fresh water at Getchels Corner" The report was accepted, the bill once read, and tomorrow assigned for its second reading. 311

On motion of Hon Livermore
The Senate then adjourned.

Joseph J. Hall
Secretary

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In Senate.

Wednesday, March 2d, 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Dexter of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

That the Judiciary Committee be instructed to inquire 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 section 130 of chapter 6th of the Revised Statutes, in relation to the notices to be given in certain cases by collectors of cities, ...

That the same Committee be instructed to inquire into the expediency of making valid the doings of school district No. 3. in the town of Lewiston;-

That the Committee on Agriculture be requested to inquire into the expediency of authorizing towns and cities to appropriate money for the purpose of improving the breed of domestic animals;

were read and passed in concurrence.

Petition of C. F. Jordan and 19 others of Poland

for incorporation of Poland Mutual Fire Insurance Company,— was referred to the Committee on Mercantile Affairs and Insurance:—

Petition of H. H. Spear and others for a law for the collection of assessments upon certain lime rock quarry corporations — was referred to the Committee on Manufactures.

Petition of E. G. Wilson and 61 others for an amendment of the law relating to disclosures of poor debtors — was referred to the Committee on the Judiciary:—

Remonstrance of Ephraim Weeks and 27 others of Jefferson, against the petition of J. G. Hunton and others;— was referred to the Committee on Agriculture:

Remonstrance of George H. Day and 27 others of Jefferson against the petition of Orin Fulsom and others — was referred to the Committee on Division of Towns. were severally referred as above in concurrence.

Bill "An act additional to an act, entitled an an act to incorporate the Lowell Bank" was referred to the Committee on Banks and Banking, in concurrence.

Report of the Committee on Interior Waters to which was referred the petition of William Sargent and others from the last Legislature, ordering notice thereon returnable March 14th, was accepted in concurrence.

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314. Bill "An act to amend section 18 of chapter 82 of the Revised Statutes, relating to brief statements of defence" (reported in the House from the Committee on the Judiciary) came from the House indefinitely postponed. The bill was once read, and on motion of Mr. Wing laid on the table and 350 copies ordered to be printed for the use of the Legislature.

Resolve providing for the payment of Roll of accounts No 39 (reported in the House from the Committee on accounts) was read once and Tuesday next assigned for its second reading.

Resolve in favor of the Passamaquoddy Indians reported from bills in the Second Reading without amendment — was read a second time and passed to be engrossed. Sent down for concurrence.

Bill "An act to set off the town of Whitefield from Lincoln County and annex to the County of Kennebec, — was read a second time Mr. Burpee moved that the bill be indefinitely postponed, pending which, on motion of Mr Hannaford the bill was laid on the table and Friday next assigned for its further consideration"

On motion of Mr Hamlin the rules were suspended. the vote accepting the report of the Committee on the Division of Towns, granting leave to withdraw on petition Tisdale Dean and others, was re-

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considered and the report recommitted
Sent down for concurrence.

Bill An act authorizing the extending of Wharves into tide water at Brewer was passed to be engrossed in the House, was tabled on motion of Mr. Swazey.

On motion of Mr. Livermore:

The rules were suspended, vote the report of the Committee on the Judiciary on petition of Abel D. Taylor and others, was reconsidered and report recommitted.

Sent down for concurrence.

Bills entitled.

"An act to provide for recording discharges of attachments on real estate:—

"An act to amend section 94 of chapter 76 of the Revised Statutes, relating to adjournment of sales by officers in certain cases:—

"An act to empower the collector of Dexter to collect School District tax in District No. 9, composed of parts of Dexter and Garland":—

"An act to prevent the destruction of Pickerel in the Purgatory Pond in the towns of Litchfield and Monmouth":—

"An act to incorporate the Harrison Mutual Fire Insurance Company":—

"An act to incorporate the Androscoggin Bridge Company":—

"An act in relation to powers of Notaries Public":—

Having been reported from the Committee

316 on Engrossed Bills, as truly and correctly engrossed, were severally passed to be enacted, in concurrence.

Also "Resolve in favor of John W. Wilson".

" " in favor of John Neptune.— having been reported from the Committee on Engrossed Bills as truly and correctly engrossed.— were finally passed in concurrence.

And these bills and resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

Bill "An act to set off certain territory from the town of Paris and annex the same to the town of Norway"— was read a second time. Hon. Hamlin proposed amendment as per shed. "A" Pending the consideration of which

On motion of Mr. Carleton,

The Senate adjourned

Joseph P. Hall

Secretary

In Senate

Thursday, March 3d 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr Ballou of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

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:

That the Committee on Education be requested to inquire into the expediency of amending section 27 of chapter 11 of the Revised Statutes; -

That the Committee on Insane Hospital be instructed to inquire 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 supervision of that Institution to the Governor and Council; -

That so much of the Governor's Address as relates to the development of the resources of the State, and also 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 inquire into the expediency of the adoption by the Legislature of some thorough and efficient system, by which reliable and extensive statistic-

cal information can be obtained and laid before the people, with the view to develope the 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.

... were severally read and passed in concurrence.

Petition of Silas Danforth and others of Madison for the incorporation of a Free-Meeting-House Society — was referred to the Committee on the Judiciary.

Petition of Josiah Crosby and others of Acton — in aid of petition of Penobscot and Kennebec, and A. and R. railroad Companies; — was referred to the Committee on Railroads, Ways and Bridges.

Petition of Benjamin P. Manly and others for a general law for the protection of Pickerel in the waters of this State — was referred to the Committee on Fisheries — were severally referred as above, in concurrence.

Report of Committee on Claims granting leave to withdraw on petition of Daniel Hopkins — was accepted in concurrence.

Report of the Committee on the Judiciary to which was referred an order, relative to the lien of laborers on buildings,

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that legislation thereon is inexpedient, came from the House recommitted with instructions to report a bill - laid on the table on motion of Mr Fletcher.

Report of the Committee on Railroads, Ways and Bridges, to which was referred the petition of Shepard Cary and others, that the petitioners have leave to bring in a bill "An act to incorporate the Aroostook and St. Andrews Branch Railroad Company". The report was accepted, the bill was once read and tomorrow assigned for its second reading

Report of the Committee on Education to which was referred the petition of G. D. Wakefield and others that the petitioners have leave to bring in bill "An act to incorporate the trustees of West Gardiner Academy" - was accepted, the bill once read and tomorrow assigned for its second reading.

Report of the Committee on State Lands and State Roads, to which was referred the petition of Abigail Van Meter that the petitioner have leave to bring in a "Resolve in favor of Abagail Van Meter". Report accepted. Resolve amended as per sheet "A" and tomorrow assigned for its second reading.

Report of the Committee on Claims to which was referred the petition of Josiah P. Bean that the petitioner have

leave to bring in a "Resolve in favor of Josiah P. Bean". The report was accepted. The Resolve once read and indefinitely postponed

Sent down for concurrence. *

Bill An act giving further remedies against Attorneys, came back from the House. That branch having refused to adopt amendments "D" and "E" and insisted on its former vote, passing the bill to be engrossed The Senate insisted on its former vote and propose a conference and appointed Messrs. Carleton, Barron and Wells, Conferees

Subsequently the bill came back. The House having appointed Messrs. Gordon of Alfred, McGillis of Bangor and Wells of Freeport Conferees on its part.

On motion of Mr. Hamlin the rules were suspended, and the vote accepting the report of the Committee on the Judiciary that bill "An act making further equity provisions, ought not to pass, was reconsidered and the report recommitted

Sent down for concurrence.

On motion of Mr. Hamlin the rules were suspended and the vote accepting the report of the Committee on the Judiciary that bill "An act defining the penalty for obtaining property by representations falsely and fraudulently made, ought not to pass, was reconsidered and the report recommitted.

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Sent down for concurrence

Mr. Savage presented the Remonstrance of Albion Loper and others against the petition of certain citizens of Orland — which was referred to the Committee on Fisheries.

Sent down for concurrence.

The Senate then proceeded to the consideration of the bill "An act to set off certain territory from the town of Paris and annex the same to the town of Norway.

Pending it consideration,

On motion of Mr. Carleton.

The Senate then adjourned.

Joseph P. Hall

Secretary

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In Senate,
Friday, March 4th, 1859.

Met according to adjournment
President in the chair,

Prayer by Rev. Mr. Bean of Augusta.

Orders from the House:-

That the Committee on the Judiciary be directed to inquire into the necessity of a change in the Statutes so as to provide a less time for one town to pay another for supplying their paupers before notifying them of their liability — was read and passed in concurrence.

Petition of Eben Crayton and 37 others of Warren for a change in the line between Thomaston and Warren, —

Remonstrance of Pardon Allen and others;
" " " Tristram Moore and others; —
" " " Robert Hanley and 49 others; —
" " " W. Otis and others; — severally against annexing a part of Chelsea to Pittston were severally referred to the Committee on divisions of towns, in concurrence.

Bill "An act giving additional power to the Thomaston Mutual Fire Insurance Company" — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Report of the Committee on Incorporation of Orono to which was referred the petition of S. C.

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Boulton from the last Legislature that the same be referred to the next Legislature

Report of the Committee on Railroads, Ways and Bridges to which was referred the petition of James W. North and Joseph H. Williams from the last Legislature that the petitioners have leave to withdraw.

were severally accepted in concurrence.

Report of the Committee on Indian Affairs to which was referred the credentials of Joseph Nicolar submitting a "Resolve in favor of Joseph Nicolar." The report was accepted. The resolve once read and tomorrow assigned for its second reading

Report of the Committee on Interior Waters to which was referred the petition of William H. Gordwin. that the petitioner have leave to bring in a Bill entitled. "An act to amend the 52d section of the 40th chapter of the Revised Statutes relating to fish in Ponds in Kennebec and Somerset Counties".

The report was accepted. the bill once read and tomorrow assigned for its second reading.

...

On motion of Mr. Porter the rules were suspended and the vote assigning Tuesday next for the second reading of "Resolve providing for the payment of Roll of Accounts No. 39. was reconsidered. the resolve read a second time and

passed to be engrossed, in concurrence.

On motion of Mr Swazey bill "An act authorizing the extending of wharves into tide water at Brewer" — was taken from the table and passed to be enacted, in concurrence.

Bill "An act to provide in part for the expenditure of government" reported from the Committee on Engrossed Bills as truly and correctly engrossed, — was passed to be enacted, in concurrence

And these bills having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

The Senate proceeded to the consideration of "An act to set off certain territory from the town of Paris and annex the same to the town of Norway" — which was under consideration at the time of adjournment yesterday. Amendment "A" proposed by Mr Hamlin — was rejected by the yeas and nays as follows:-

Yeas. Messrs. Hamlin, Hannaford, Harris, Holt, Livermore, Moulton, O'Brien, Porter, Swazey, Totman, 10

Nays. Messrs. Barrin, Berry, Burpee, Carleton, Davis, Elder, Gilman, Goddard, Hayford, McCrusky, Fletcher, Morton, Russell, Wells, Williamson, 15

The bill was then passed to be engrossed by Yeas and Nays as follows:-

Yeas, Messrs. Barron, Berry, Burpee, Carleton

Davis, Elder, Gilman, Goddard, Hayford, McClusky, Morton, Savage, Weissel, Wetherbee, Wells, Williamson. 16.

Nays. Messrs. Hamlin, Hannaford, Harris, Holt, Livermore, Moulton, O'Brien, Porter. 8.

Sent down for concurrence.

On motion of Mr. Wing. Resolve in favor of West Brook Seminary." was taken from the table, read a second time, and passed to be engrossed in concurrence.

Mr. Morton from the Committee on the Judiciary to which was referred an order relating to foreign attachments," reported bill "An act regulating foreign attachments;"—

The same Senator from the same Committee to which was referred the petition of Select men of Somerville, reported that the petitioners have leave to bring in a bill "An act explanatory of an act incorporating the town of Somerville" The reports were accepted, the bills severally read and tomorrow assigned for their second reading

Mr. Fletcher, from the Committee on Railroads Ways and Bridges, to which was referred an order relating to ticket-offices at railroad stations, reported that legislation thereon is inexpedient.

The same Senator from the same Committee to which was referred bill "An act to incorporate the Augusta Free Bridge Company" reported that the

 same be referred to the next Legislature.

Mr. Carleton from the Committee on the Judiciary, to which was referred an order relating to prohibiting marriages between cousins, reported that legislation thereon is inexpedient. The reports were severally accepted.
Sent down for concurrence.

Report of the Committee on the Judiciary that bill "An act relating to evidence in Courts" ought not to pass, came back from the House recommitted.
The Senate concurred.

Petition of Hiram Fuller and 53 others in aid of the petition of A. W. Cummings and others — was referred to the Committee on Division of Towns in concurrence.

On motion of Mr. Carleton bill "An act to amend chapter 79 of the Revised Statutes relating to the admission of Attorneys at Law to practice" was taken from the table, read a second time and passed to be engrossed.
Sent down for concurrence.

Mr. Williamson moved to reconsider the vote of yesterday whereby the Senate indefinitely postponed "Resolve in favor of Josiah P. Bean" and that motion was laid on the table on motion of Mr. Carleton.

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Mr. Burpee from the Committee on Engrossed Bills, reported as truly and correctly engrossed, bill

"An act to increase the capital stock of the Veazie Bank"; which was passed to be enacted, in concurrence.

Also "Resolve in favor of the Maine Wesleyan Seminary and Female Collegiate Institute";

"Resolve in favor of the Committee on State Reform School" which were finally passed in concurrence. And this bill and resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature,

On motion of Mr. Hammond
The Senate then adjourned.

Joseph P. Hall
Secretary

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In Senate

Saturday, March 5th. 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Sanderson of Augusta.

Journal of yesterday read and approved.

Orders from the House.

That the Committee on State Lands and State Roads inquire as to what legislation, if any is necessary to authorize the Land Agent to convey certain lots to settlers on No. 4 Range 2. north of Bingham's Kennebec purchase, which lots were entered upon while the fee was in the commonwealth of Massachusetts.

That the Committee on the Judiciary be instructed to inquire into the expediency of empowering County Commissioners to authorize the employment in some suitable manner of prisoners committed to County Jails -

were severally read and passed in concurrence.

Petition of H. H. Hill and others of Augusta for aid to Maine Medical School -

Petition of Isaac Lincoln and others of Brunswick in aid of the same were severally referred to the Committee on Education in concurrence.

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Remonstrance of Asbury Young and others;
" " Charles Bailey and others;
" " B. G. Clark and others; severally against annexing a part of Chelsea to Pittston — severally referred to the Committee on Division of Towns in concurrence.

Petition of David Allen and 56 others of New Gloucester that certain officers of Cumberland County may be paid by salary — was referred to the delegation from Cumberland County, in concurrence

Petition of N. H. Kelly and others, officers of Milton Artillery Company, for aid to build a gun house — was referred to the Committee on the Militia, in concurrence.

Report of the Committee on the Judiciary that Legislation is inexpedient on an order relating to exceptions in criminal cases;

Report of the Committee on Railroads, Ways and Bridges to which was referred the petition of the Selectmen of Madison that the petitioners have leave to withdraw — were severally accepted, in concurrence.

...

"Resolve in favor of the training and teaching of indigent and idiotic children" (reported in the House from the Joint Select Committee) was read once and Tuesday next assigned for its second reading;

1830. Bill "An act to prescribe the time for electing Assessors in the city of Calais" (reported in the House from the Committee on the Judiciary;)

Bill "An act to extend the time for filing locations and for constructing the York and Cumberland Railroad." (reported in the House from the Committee on Railroads, Ways and Bridges;) - were severally read once and Monday next assigned for their second reading

Bill "an act to amend an act additional to an act incorporating the proprietors of Gardiner and Pittston Bridge." (reported in the House from the Committee on Railroads, Ways and Bridges;) was once read and Wednesday next assigned for its second reading.

Mr Holt from the Committee on Division of Counties, to which was referred the petition of John Tobey and others, reported that the petitioners have leave to withdraw.

Mr. Russell from the Committee on Agriculture to which was referred the petition of J. G. Huston and others, reported that the same be referred to the next Legislature

Mr Harris from the Committee on Railroads, Ways and Bridges, to which was referred bill. An act to authorize the town of Aldertown to purchase a bridge" - reported that the same ought not to pass:

Mr Carleton from the Committee on the Judiciary

to which was referred an order relating to the powers and duties of Notaries Public — Reported that legislation thereon is inexpedient —

The same Senator from the same Committee to which was referred an order relating to laying personal property under mortgage. Reported that legislation thereon is inexpedient.

The above reports were severally accepted.

Sent down for concurrence.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of Nathaniel Alford and others reported that the petitioners have leave to bring in a bill "An act to incorporate the Hope Mutual Fire Insurance Company";

The same Senator from the same Committee to which was referred the petition of Orin Adams and others, reported that the petitioners have leave to bring in a bill "An act to incorporate the Milton Mutual Fire Insurance Company"

The same Senator from the same Committee to which was referred the petition of Wentworth Tuttle and others, reported that the petitioners have leave to bring in a bill "An act to incorporate the Canaan Mutual Fire Insurance Company";

Mr. Carleton from the Committee on the Judiciary to which was referred the petition of John B. Fraser, reported that the petitioner have leave to bring in bill "An act to in

crease the salary of the County Attorney for the County of Aroostook";

The same Senator from the Committee on Interior Waters, to which was referred the petition of John H. Dibbey and others, reported that the petitioners have leave to bring in bill, "An act additional relating to the Kennebec Dam;

Mr. Gilman from the Committee on Railroads, Ways and Bridges, to which was referred the petition of Timothy Dane, reported that the petitioner have leave to bring in bill "An act to authorize Timothy Dane of Vinalhaven, in the County of Waldo, to erect a free bridge over tide water from Dane's Island to Vinalhaven";

The reports were severally accepted, the bills severally once read and Monday next assigned for their second reading.

Mr. Berry from the Committee on State Lands and State Roads, to which was referred the petition of David Dudley and others, reported that the petitioners have leave to bring in "Resolve in favor of John Allen and J. Augustus Allen"; The report was accepted, the resolve once read and Tuesday next assigned for its second reading

...

...

Mr. Carleton from the Committee on Division of Towns, to which was referred the petition of B. B. Dudley and others, reported that the petitioners have leave to bring in bill "An act to set off certain territory from the town of Mt.

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Vernon and annex the same to the town of Read-
field"; the report was accepted, the bill once read
and Thursday next assigned for its second reading.

Mr. Wells from the Committee on Education
to which was recommitted the report
of said Committee, on bill. An act to repeal
an act entitled an act additional to an act, to
incorporate the Maine State Seminary", reported
the same with some modifications, which was
laid on the table on motion of Mr. Trissell
and Thursday next assigned for its further con-
sideration.

"Resolve in favor of Baker Weston and Ambrose
Arnold", reported from the Committee on Bills
in the Second Reading, without amendment
was read a second time, and referred to the Com-
mittee on Agriculture.

Sent down for concurrence

"Resolve in favor of Abagail Van. Meter", reported
from the Committee on Bills in the Sec-
ond Reading, without amendment, was read a
second time, amended as per sheet "A" annexed,
and as amended passed to be engrossed.

Sent down for concurrence.

Bill "An act to amend the 32d. section of the
40th chapter of the Revised Statutes", report-
ed from the Committee on Bills in the Second Read-
ing, without amendment, was read a second time

amended as per skirt "A" annexed. and as amend-
ed passed to be engrossed.

Sent down for concurrence.

Bills entitled "An act to incorporate the trustees
of the West Gardiner Academy";
"An act to incorporate the Aroos-
took and St Andrews Branch Railroad Com-
pany";
Also "Resolve in favor of Joseph Nicolar" severally re-
ported from the Committee on Bills in the Se-
cond Reading; without amendments were sever-
ally read a second time. and passed to be engros-
sed. in concurrence.

Bills entitled "An act explanatory of an act incor-
porating the town of Somerville";
"An act for furnishing pure fresh
water at Getchels Corner";
"An act regulating actions of foreign
attachments" severally reported from the
Committee on Bills in the Second Reading,
without amendment, were severally read
a second time and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Russell.

Ordered, That the
Governor be requested to communicate to the Sen-
ate such information as he may have in his
possession in relation to the Maine State Sem-
inary; and whether the Trustees of that institution
have fully complied with all the provisions of an act

to incorporate the Trustees of the Maine State Seminary, approved March 16th - 1855; and if so, at what time these said provisions were so complied with.

Communication from the Governor.

To the Senate and House of Representatives:

A vacancy exists in the office of Major General in the sixth division of the volunteer militia of this State. The duty of providing for which devolves upon the Legislature.

Lot M. Morrill

Council Chamber
March 5th 1859.
Read and placed on file.

Bill "An act to incorporate the Wavenock Bank" reported from the Committee on Engrossed Bills as truly and correctly engrossed, was passed to be enacted, signed by the President, and by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Holt, the Senate then Adjourned.

Joseph P. Hall
Secretary

In Senate.
Monday, March 7th, 1859.

Met according to adjournment
President in the Chair.

Prayer by Rev. Mr. Webb of Augusta.

Journal of Saturday read and approved.

Order from the House:

That the Committee on the Judiciary be directed to inquire what alteration, if any, it is expedient to make in the 95th section of chapter 81 of the Revised Statutes;
was read and passed in concurrence

Bill "An act additional to chapter 81 of the Revised Statutes relating to attachment of property"— was referred to the Committee on the Judiciary, in concurrence.

Bill "An act additional to an act to incorporate the Dowell Bank," (reported in the House from the Committee on Banks and Banking,)- was once read and to-morrow assigned for its second reading.

Bills entitled "An act to extend the time for filing locations and for constructing the York and Cumberland Railroad;"—
"An act to prescribe the time for

electing Assessors in the city of Calais", severally reported from the Committee on Bills in the Second Reading; were severally read a second time and passed to be engrossed, in concurrence

Bills entitled "An act to incorporate the Hope Mutual Fire Insurance Company";

"An act to authorize Timothy Dane of Vinalhaven in the County of Waldo to erect a free bridge over tide water from Dane's Island to Vinalhaven";

"An act to incorporate the Wilton Mutual Fire Insurance Company";

"An act to increase the salary of the County Attorney for the County of Aroostook";

"An act to incorporate the Canaan Mutual Fire Insurance Company";

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed

Sent down for concurrence.

Mr Hamlin from the Committee on the Judiciary, to which was referred the petition of D. R. Hastings and others reported that the petitioners have leave to withdraw;

The same Senator from the same Committee to which was referred the petition of Hollis Bowman, reported that the petitioner have leave to withdraw

The same Senator from the same Committee

to which was referred an order relating to coasting down hill! reported that legislation thereon is inexpedient;-

Mr. Fletcher from the same Committee to which was referred an order relating to repealing "An act additional to Chapter 60 of the Revised Statutes, relating to divorce" reported that legislation thereon is inexpedient;

Mr. Russell from the Committee on Agriculture, to which was referred an order relating to establishing a State Agricultural School in connection with an experimental farm,- reported that legislation thereon is inexpedient;

The same Senator from the same Committee to which was referred an order relating to improving the breed of domestic animals, reported that legislation is inexpedient;

Mr. Livermore from the Committee on Fisheries ... to which was referred the petition of Noah Woods and others, reported that the petitioners have leave to withdraw;

The reports were severally accepted and sent down for concurrence.

Bill "An act additional relating to the Kennebec Dam", reported from the Committee on Bills in the Second Reading, without amendment, was read a second time and laid on the table on motion of Mr. Lyford

Mr Hamlin from the Committee on the Judi-

ciary to which was recommitted bill "An act to provide for the commutation of the sentence of certain persons", - reported that the same in a new draft ought to pass.

Mr. Fletcher from the same Committee to which to which was referred an order relating to amending section 19 chapter 82 of the Revised Statutes, reported bill "An act additional to chapter 82 of the Revised Statutes".

The reports were severally accepted, the bills severally once read and tomorrow assigned for their second reading.

Mr. Stinchfield by leave introduced bill "An act additional to chapter 12 of the Revised Statutes", which was referred to the Committee on the Judiciary.

Sent down for concurrence.

On motion of Mr. Berry "Resolves providing for the collection of securities in the Land Office, due the State", were taken from the table, and passed to be engrossed in concurrence.

On motion of Mr. Harris, bill "An act to punish for intoxication", - was taken from the table, and passed to be engrossed, in concurrence.

On motion of Mr Berry, the vote accepting the report of the Committee on Railroads, Ways and Bridges, granting leave to withdraw on the petition of James W. North and Joseph H. Williams, was reconsidered, the rules being suspended for that purpose, and the report was recommitted. Sent down for concurrence.

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On motion of Mr. Stinchfield

Ordered:— That the Committee on the Judiciary be directed to inquire into the expediency of amending section 13th of Chapter 116th of the Revised Statutes

Sent down for concurrence.

...

On motion of Mr. Carleton.

Ordered:— That the Judiciary Committee be directed to inquire into the expediency of providing that a child indentured before the age of fourteen, may at that age renew said indenture for the remainder of his minority by signing and acknowledging his consent thereto in presence of a Magistrate.

Sent down for concurrence

On motion of the same Senator

Ordered:— That the Committee on Banks and Banking, on the hearing of any petition for the reduction of the capital stock of any Bank be required to summon the President and Cashier of such Bank to bring with them all the books of the Company and such other evidence as they may deem necessary, if in their judgement the nature of the case requires it. In order that said Committee may inquire into the reasons and grounds of such application, and see if such Banks have in all respects conformed to the laws of the State relating to Banks and Banking, and report the facts found.

Sent down for concurrence.

Order from the House:

That the Joint Standing Committee on the Judiciary be and hereby instructs

ed to inquire into the expediency of an amendment of the 83d section of the 82d chapter of the Revised Statutes relating to the testimony of parties to a suit, in which one of the parties is executor, administrator or heir of a deceased party, to prevent abuses of existing exemptions, Was indefinitely postponed.

Sent down for concurrence.

Mr Livermore from the Committee on Fisheries, to which was referred the petition of Samuel A. Lawrence, reported that the petitioner have leave to bring in a bill "An act in relation to Weirs below low water mark in Howard's Bay, in Lubec, Washington County"; The report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Russell the Senate adjourned.

Joseph B. Hall
Secretary

In Senate.
Tuesday, March 8th, 1859.

Met according to adjournment.
President in the chair.

Prayer by Rev. Mr. Bartlett of Augusta.

Journal of yesterday read and approved.

Order from the House.

That the petition of Charles H. Miller and others for a charter of a Railroad from Milford to the east line of the State, with the accompanying papers be taken from the files and referred to the Committee on Railroads, Ways and Bridges;

was read and passed, in concurrence.

Petition of J. B. Grant and others, for the incorporation of the Boston and Maine granite, slate and lumbering company, — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of Edwin Smith and others for a law in relation to the School fund of Warren was referred to the Committee on the Judiciary, in concurrence.

Report of the Committee on Fisheries granting leave to withdraw on the petition of Geo. W. Ray and others;

Report of the Committee on Finance, granting leave to withdraw, on the petition in the peti-

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tion of George W. Varnahee and others; -

Report of the Committee on the Judiciary, that legislation is inexpedient on an order relating to liens on personal property for taxes assessed thereon; -

Report of the Committee on Railroads, Ways and Bridges, that bill "An act relating to the laying out of streets and ways in the City of Portland," from the last Legislature, ought not to pass.

Report of the Committee on Fisheries, granting leave to withdraw on the petition of Nathaniel Emerson;

were severally accepted in concurrence.

Bill "An act to amend the 52d section of the 40th chapter of the Revised Statutes, relating to fish in ponds in Kennebec and Somerset Counties;" came from the House that branch having insisted on its former vote, passing the bill to be engrossed. The Senate receded, and concurred,

... ...

Bill "An act to incorporate the Campbells Cove Free Bridge Company," (reported in the House from the Committee on Railroads, Ways and Bridges, on the petition of Alden Blossom and others;)

Bill "An act relating to the collection of taxes in Phillipsburg," (reported in the House from the Committee on the Judiciary, on the petition of Selectmen of Phillipsburg;)

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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." (reported in the House from the Committee on Manufactures on the petition of Harvey H. Spear,) were severally once read and tomorrow assigned for their second reading.

"Resolve in favor of Charles Welch." (reported in the House from the Committee on Claims,) was read once and recommitted, in concurrence.

Mr. Steinfield from the Committee on Interior Waters to which was referred the petition of Joshua Sawyer and others reported that the petitioners have leave to withdraw.

The report was accepted.

Sent down for concurrence.

On motion of Mr. Carleton, Bill "An act relating to Insurance Companies", was taken from the table, amended as per sheet "A" annexed, and as amended passed to be engrossed.

Sent down for concurrence.

Bills entitled "An act to provide for the commutation of the sentence of certain persons."

"An act additional to chapter 82 of the Revised Statutes;"

"An act in relation to wiers below low water mark in Howard's Bay in Dubec, Washington County;"

"Resolve in favor of J. Allen and J. Augustus Allen;" severally reported

from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed.

Sent down for concurrence

Mr. Twing from the Committee on Manufactures, to which was referred the Petition of Thomas Colson and others, reported that the petitioners have leave to bring in bill "An act relating to the branding of lime," The report was accepted, the bill ordered read and tomorrow assigned for its second reading.

Bills entitled "An act additional to an act to incorporate the Dowell Bank"

Resolve in favor of the training and teaching indigent idiotic children, severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

"Resolve in favor of Westbrook Seminary", reported from the Committee on Engrossed Bills, as truly and correctly engrossed was finally passed, in concurrence, signed by the President and by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Livermore

Ordered:— That the Joint Standing Committee on Fisheries be direct

ed to inquire into the expediency of appointing one or more Commissioners to ascertain and report to the next Legislature such facts respecting the artificial breeding of fish as may tend to show the practicability and expediency of introducing the same into the waters of the State under protection of laws.

Message from the Governor
To the Honorable, the Senate.

In compliance with its order of the 5th inst. I would inform the Senate that the Trustees of the Maine State Seminary have given satisfactory evidence to this department of a compliance on their part, with the provisions of their act of incorporation; and that they had substantially complied in the month of October 1858. at which time, buildings had been erected suitable for the accommodation of the Seminary, and which were then in use for the education of Youth.

It is proper to state, that at that time, the boarding-house, then in the process of construction and since finished was not completed, from which fact, together with a want of authority to issue the State Scrip provided for in the act, the Governor and Council in January 1858 deemed it advisable not to take any action upon this business.

The Legislature in March 1858. made provision for the payment of interest "until the State shall issue and deposit the scrip as therein provided."

At this time, "the boarding house" was completed and was in use, and by reference to the act of incorporation, it was seen that it did not provide for a "boarding-house" and it was thought

not to have been originally contemplated. and as it did not appear to have been indispensable to the purposes of the Seminary. it was matter of doubt whether it could well be regarded as a condition precedent on the part of the Trustees.

Lort M. Morrill

Council Chamber
March 8th 1859.

Read and laid on the table on motion of Mr Carleton Thursday next assigned.

On motion of Mr. Berry.

"Resolve in favor of Arletta A. Brown" was taken from the table. The Senate refused to concur with the House in passing the Resolve to be engrossed and its further consideration was indefinitely postponed by yeas and nays as follows:

Yeas Messrs. Anderson, Barron. Berry. Davis. Fletcher. Gilman, Hamlin. Hannaford. Harris, Holt. Livermore. Lunford. Marshall Morton, Moulton. O'Brien Porter, Stinchfield Thissell, Totman. Wing. ... 21

Nays Messrs. Carleton, Elder, McCrusky. Goddard ... 4

Sent down for concurrence.

On motion of Mr Porter

Ordered.— That the Committee on the Judiciary be directed to inquire into the expediency of amending section 4 of chapter 80 of the Revised Statutes. so as to make it imperative that the receipts and certificates provided for bounty claims. shall be transmitted to the

 Treasurer of State within the current year.

Sent down for concurrence.

Mr. Stinchfield presented the following

Ordered.— That except on Saturdays and Mondays the hour of the meeting of the Senate shall be at half past nine A.M. and that the Senate adjourn at one o'clock P.M. each day until otherwise ordered.

which was indefinitely postponed on motion of Mr Anderson.

Mr. Fletcher by leave introduced Bill "An act additional to chapter 40 of the laws of 1838" which was referred to the Committee on the Judiciary.

Sent down for concurrence.

On motion of Mr. Carleton

The Senate then adjourned.

Joseph B Cale

Secretary

In Senate.
Wednesday, March 9th, 1859.

Met according to adjournment
President in the chair.

Prayer by Rev. Mr. Sanderson of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

That the Committee on the Judiciary be directed to inquire into the expediency of conferring additional powers upon Municipal officers or Surveyors of Highways, so that Highways obstructed by snows may be opened and rendered passable, notwithstanding the taxes may be expended;

That the same Committee be directed to inquire whether any further legislation is necessary to protect the property of the Penobscot Indians from fires communicated from the steamers on the Penobscot River;

That the same Committee be directed to report such amendments of section 21 chapter 113. of the Revised Statutes, entitled relief of poor debtors, as in their opinion may be necessary to secure the rights of creditors;

were severally read and passed in concurrence

Petition of Cyrus King and others for the incorporation of a Mutual Fire Insurance

ance Company; — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Petition of Shepard Boody, for aid to construct a road to Mount Katahdin; — was referred to the Committee on State Lands and State Roads, in concurrence.

Report of the Committee on State Lands and State Roads, to which was referred the petition of Isaac F. Spaulding and others, recommending that the petitioners have leave to withdraw.

The report was accepted by yeas and nays as follows;

Yeas, Messrs. Anderson, Barron, Berry, Burpee, Carleton, Davis, Elder, Fletcher, Gilman, Goddard, Hamlin, Hannaford, Harris, Holt, Livermore, Longley, Marshall, McCluskey, Moulton, O'Brien, Porter, Stinchfield, Thissell, Williamson, Wing-25

Order in relation to amending the 83d section of the 82d chapter of the Revised Statutes, came back from the House, that branch having adhered to its former vote giving the order a passage. The Senate receded and concurred.

Order requiring Committee on Banks and Banking to summon the President and Cashier of Banks in certain cases, came back from the House amended as per sheet "A" annexed The Senate concurred.

Report of the Committee on the Judiciary to which was referred the petition of the Andro-

sessgin Bar. that the petitioners have leave to bring in bill "An act to change the time for holding a term of the Supreme Judicial Court for the County of Androscoggin,— was accepted in concurrence, the bill once read, and tomorrow assigned for its second reading.

Bill "An act additional relating to evidence" passed to be engrossed by the Senate came back from the House, amended as per sheet "A" annexed, and as amended was indefinitely postponed. The Senate nonconcurred in the amendment by yeas and nays as follows:

Yeas. Messrs. Barron, Burpee, Carleton, Gilman, Goddard, Hamlin, Hannaford, Harris, Livermore, Lunford, Porter, Strickfield, Thissell, Williamson ——— 14.

Nays. Messrs. Anderson, Berry, Davis, Elder, Fletcher, Holt, Marshall, McCluskey, Moulton, O'Brien, Wing ——— 11.

and insisted on its former vote and appointed as conferees. Messrs. Carleton, Hamlin, Gilman.

Sent down for concurrence.

Subsequently the order came back, having the following endorsement; the House insist and join Messrs. McCrillis of Bangor Butler of Portland and Blaine of Augusta. as conferees.

Mr. Thissell from the Committee on Agriculture to which was referred "Resolve in favor of Baker Weston and Ambrose Arnold" reported that the same ought to pass.

Mr. Livermore from the Committee on Indian Affairs to which was referred the petition of Peol Tomah, reported "Resolve in favor of Passamaquoddy Indians".

The reports were severally accepted. the Resolves severally once read, and tomorrow assigned for their second reading

Mr. Fletcher from the Committee on the Judiciary. to which was referred an order relating to indentures of children, reported that legislation thereon is inexpedient;

Mr. Carleton from the same Committee to which was referred bill "An act to repeal chapter 29 of the Public Laws of 1838. relating to guardians"; that the same ought not to pass

These reports were severally accepted.

Sent down for concurrence.

Mr. Fletcher from the Judiciary Committee to which was referred an order relating to amending chapter 78 of the Revised Statutes, reported bill "An act additional to chapter 78 of the Revised Statutes."

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of the Directors of the Long Reach Bank at Bath," reported that the petitioners have leave to bring in bill "An act to increase the capital stock of the Long Reach Bank at Bath".

Mr Burpee from the Committee on Mercan

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tile Affairs and Insurance to which was referred bill "An act giving additional power to the Thomaston Mutual Fire Insurance Company" reported that the same ought to pass;

The same Senator from the same Committee to which was referred the petition of the Penobscot Mutual Fire Insurance Company, reported that the petitioners have leave to bring in bill "An act giving additional powers to the Penobscot Mutual Fire Insurance Company".—

The reports were severally accepted, the bills severally once read and tomorrow asigned for their second reading.

A message was received from the House by Mr. Robie one of its members, informing the Senate that the House have elected Alexander Burbank. as Major General of the sixth Division of the Militia of Maine.

On motion of Mr. Wing

Ordered,— That the Senate at 10 minutes of one o'clock today proceed to the election of a Major General for the sixth division of the Militia of Maine, occasioned by the resignation of General Timothy Hudden.

Mr. Carleton by leave introduced.

Bill "An act relating to the admission of Attorneys at Law to practice", which was read, twice the rules being suspended, and passed to be engrossed.

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Sent down for concurrence.

(A bill precisely like this has previously passed to be engrossed by the Senate, but has been lost it is said in the House.)

Bill "An act to amend an act additional to an act incorporating the proprietors of the Gardiner and Pittston Bridge", reported from the Committee on Bills in the Second Reading, without amendment, was read a second time and passed to be engrossed in concurrence.

The time assigned for the election of a Major General for the sixth division of the Militia of Maine, to fill the vacancy existing in said office, having arrived.

On motion of Mr Holt, Messrs. Holt, Wing, and Livermore were appointed a Committee to receive, sort and count the votes; which Committee having attended to the duty assigned them reported as follows viz;

That the whole number of ballots is	25
Necessary to a choice	13
William W. Virgin has	19
Alexander Burbank has	5
James W. Webster has	1

The report was accepted and William W. Virgin was declared duly elected on the part of the Senate, Major General, to fill the vacancy existing in the sixth division of the Militia of Maine.

On motion of Mr Wing. The Secretary was directed to inform the House that the Senate had

elected on its part William M. Virgin Major General to fill the vacancy existing in the Eighth division of the Militia of Maine.

On motion of Mr. Hissell
the Senate then adjourned.

Joseph C. Hall
Secretary

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In Senate
Thursday, March 10th 1859

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Ingraham of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

That the Committee on Education be instructed to inquire whether further legislation is necessary regulating the admission of scholars from one district to the schools of another.

That the Committee on the Judiciary be requested to report a bill providing that any persons voting at Presidential elections, if he chooses to endorse 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 may be so returned;

were read and passed in concurrence.

Order from the House:-

That a Committee of five with such as the Senate may join be raised to ascertain and report when the Legislature may final ly adjourn: Messrs. Butler of Portland, Pike of Calais, Robie of Gorham, MacKpde of Waterville, and Perkins of Kennebunkport, appointed on the part of the House. The Senate concurred and joined on its part Messrs. Wing of Kennebec, Sweetser of Washington and Carleton of Lincoln.

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Petition of Gardner Chipman and others for a law to prevent trespasses in orchards; referred to the Committee on the Judiciary, in concurrence.

Bill "An act in relation to prisoners" was referred to the Committee on the State Prison, in concurrence.

Reports of the Committee on the Judiciary:—

That bill "An act to incorporate the Female Orphan Asylum of Portland," ought not to pass.

That legislation is inexpedient on an order relating to changing the present law of liens on vessels;

That legislation is inexpedient on an order relating to making valid the doings of school district No. 3. in Lewiston;

Of the Committee on Claims, granting leave to withdraw on petition of Selectmen of Pittston;

The reports were severally accepted, in concurrence.

Bill "An act additional to an act to incorporate the Webster Association at Fryeburg Academy;" reported in the House from the Committee on Education, on the petition of I. Souther and others;

Bill "An act relating to the time of making official reports;" (reported in the House from the Committee on the Judiciary;)

Bill "An act regulating witnesses fees;

were severally read and tomorrow assigned for their second reading.

358. Bill An act relating to Insurance Companies came back from the House, that branch having rejected amendment "A" of the Senate, amended the bill as per sheet annexed marked "B" and thus amended passed the bill to be engrossed. The Senate receded from its vote passing amendment "A", concurred in House amendment "B" and as amended passed the bill to be engrossed, in concurrence.

Report of the Committee on Claims granting leave to withdraw on claim for watching Jail in Cumberland County, came up from the House recommitted. The Senate concurred with the House, and accepted the Report.

Sent down for concurrence.

On motion of Mr. Anderson,

Ordered:- That the Treasurer be requested to communicate to the Senate a statement of the times when the present indebtedness of the State was originally contracted, together with the objects and purposes for which it was incurred, also the times and amount of its renewal and of its payments;

Mr. Stinchfield, from the Committee on Indian Affairs, to which was referred the petition of George W. Dyer, reported that the same be referred to the Committee on State Lands and State Roads;

Mr. Sutherland, from the Committee on Agricul

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tion to which was referred the petition of A. J. W. Stevens and others, reported that the petitioners have leave to withdraw;

Mr. Hamlin from the Committee on the Judiciary to which was refered an order relating to amendment of the 142d section of the 6th Chapter of the Revised Statutes, reported that legislation thereon is inexpedient;

The reports were severally accepted.

Sent down for concurrence.

Bills entitled "An act to change the the time of holding a term of the Supreme Judicial Court for the County of Androscoggin;

"An act to incorporate the Campbells Cove Free Bridge Company;

"An act to provide for the collection of assessments upon members of Rockland Lime Rock Company;

"An act relating to the collection of taxes in Phipsburg;" severally reported from the Committee on Bills in the Second Reading without amendment,— were severally read a second time and passed to be engrossed, in concurrence.

...

Bills entitled, "An act relating to the branding of lime;—

"An act giving additional power to the Thomaston Mutual Fire Insurance Company;

"An act additional to chapter 75 of the Revised Statutes;"

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"An act giving additional powers to the Penobscot Mutual Fire Insurance Company;"
"An act to increase the capital stock of the Long Reach Bank;"
Also Resolves entitled, "Resolve in favor of Baker Weston and Ambrose Arnold;"
"Resolve in favor of Passamaquoddy Indians"

severally reported from the Committee on Bills in the Second Reading, without amendment - were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "An act to set off certain territory from the town of Mount Vernon and annex the same to the town of Readfield" - was read a second time and recommitted.

Sent down for concurrence.

On motion of Mr. Fletcher the rules were suspended, and the vote passing to be enacted bill "An act to incorporate the Androscoggin Bridge Company was reconsidered, the vote passing the same to be engrossed was also reconsidered; the bill was then amended as per sheet annexed marked "A" and as amended passed to be engrossed.

Sent down for concurrence.

Communication was received from Lewis D. Moore deputy Secretary of State, transmitting abstracts of the returns of Railroad corporations of this State; which were read, the abstract laid on the table, and 350 copies ordered to be printed for the use of the Leg-

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islature

Mr. Hamlin from the Committee on the Judiciary to which was referred an order relating to amending section 95 Chapter 81 of the Revised Statutes, reported bill "An act additional to Chapter 81 of the Revised Statutes"

The report was accepted the bill once read and to-morrow assigned for its second reading.

On motion of Mr. Thissell the report of the Committee on Education relating to the bill repealing the act of 1858 concerning the Maine State Seminary; also the message from the Governor relating to the same subject was taken up and 350 copies ordered to be printed for the use of the Legislature.

Mr. Carleton proposed the following order.

That the Governor be requested to communicate to the Senate whether the Maine State Seminary has at this present session, by proof, satisfied the Governor and Council that said Institution has complied with the requirements of the act of 1858, to entitle them to the script contemplated by that act; if so at what time was said evidence presented.

which was indefinitely postponed.

...

Sent down for concurrence.

Bills entitled.

"An act to incorporate the Trustees of the West Gardiner Academy";

"An act regulating actions of foreign attach-

ments;"

"An act explanatory of an act incorporating the
town of Somerville;"

" " additional to an act to incorporate the
Lowell Bank;"

" " to prescribe the time of electing Assessors
in the City of Calais;"

severally reported from the Committee on Engrossed Bills as truly and correctly engrossed - were severally passed to be enacted in concurrence -

Also "Resolves providing for the payment of Roll of Accounts No. 39;"

"Resolve in favor of Abagail Van Meter;"

" in favor of Joseph Nicolar;"

" in favor of training and teaching indigent idiotic Children;"

" providing for the collection of securities in the Land Office due the State;"

which were finally passed. And these bills and resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature.

...

On motion of Mr. Wing bill "An act to amend section 18 of chapter 82 of the Revised Statutes relating to brief statements of defence;" was taken from the table and pending its consideration the Senate, on motion of Mr. Carleton adjourned.

Joseph B. Hall
Secretary

In Senate
Friday March 11th. 1859.

Met according to adjournment.
President in the chair.

Prayer by Rev. Dr. Jaffpan of Augusta.

Order from the House:—
That the Committee on the Judiciary be requested to inquire into the expediency of amending section 39 of chapter 6 of the Revised Statutes, so as to give Proprietors of wild land, notice previous to making assessments on the same:— was read and passed in concurrence.

Petition of Alexander Webb and others, for aid to build a bridge over Passadumkeag river in township No. 1. Bingham's Penobscot Purchase;— was referred to the Committee on State Lands and State Roads in concurrence.

Petition of Samuel Gross and 57 others that the pay of County Commissioners. Clerk of Courts and Register of Deeds in Cumberland County may be by salary— was referred to the delegation of Cumberland County in concurrence.

Petition of Joseph W. Kenoulton and others in aid of the petition of Hiram Kenoulton was referred to the Committee on the Mis-

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litia. in concurrence.

Petition of the Bangor, Oldtown and Milford Railroad Company; was referred to the Committee on Railroads, Ways and Bridges. in concurrence.

Report of the Committee on the Judiciary that bill "An act to repeal an act approved March 27th. 1858. regulating the taxation of costs", ought not to pass, came from the House recommitted. On motion of Mr. Fletcher the report was laid on the table and the fourth of July next assigned for its further consideration.

Bill "An act to change the place of holding the April term of the Supreme Judicial Court in the County of York". (reported in the House from the York delegation,) was read once and Wednesday of next week, assigned for its second reading.

Bill "An act to incorporate the Free Meeting House Society in Madison", (reported in the House from the Committee on the Judiciary. on the petition of Silas Danforth and others,)

Bill "An act to amend section 8 of chapter 78 of the Revised Statutes relating to powers of County Commissioners in respect to County Jails" (reported in the House from the Committee on the Judiciary.)

Bill "An act to make valid the proceedings of school

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district No 3 in Lewiston," (passed to be engrossed in the House;)

Bill "An act to make valid the doings of school district No. 9. in the town of Monmouth;" (passed to be engrossed in the House,)

"Resolve to promote the education of the Penobscot Indians," (reported in the House from the Committee on Indian Affairs on petition of John Neptune;)

"Resolve regulating the leasing of shores of Islands belonging to Penobscot Indians." (reported in the House from the Committee on Indian Affairs;)

"Resolve in favor of Charles Welch;" (reported in the House from the Committee on Claims;) were severally once read and tomorrow assigned for its second reading.

Bills entitled "An act relative to the time of making official reports;"...

... "An act additional to an act to incorporate the Webster Association of Fryeburg Academy;"

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a Second time, and passed to be engrossed, in concurrence.

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of St John Smith and others

reported that the petitioners have leave to bring in bill "An act to incorporate the International Bank;"

The same Senator from the same Committee to which was referred the petition of Oliver P. Tuckerman and others, reported that the petitioners have leave to bring in a bill "An act to incorporate the Portland five cent Savings Institution;"

The reports were severally accepted. The bills severally once read and tomorrow assigned for their second reading.

Mr. Hamlin from the Committee on the Judiciary, to which was referred bill "An act additional to chapter 12 of the Revised Statutes, relating to recording deeds of lots of burial grounds," reported that the same ought to pass.

Mr. Carleton from the same Committee to which was referred an order relating to the expediency of amending section 7. chapter 30 of the Revised Statutes, reported bill "An act to amend section 7. of chapter 30 of the Revised Statutes, relating to bounty on wolves and bears";

The reports were severally accepted, the bills severally once read and Tuesday next assigned for their second reading;

Bill "An act additional to chapter 81 of the Revised Statutes;" reported from the Committee on Bills in the Second Read.

ing. without amendment, was read a second time and passed to be engrossed.

Sent down for concurrence

Mr. Conklin from the Committee on the Judiciary, to which was referred the petition of W. W. Willard and others reported that the petitioners have leave to withdraw;

The same Senator from the same Committee to which was referred an order in relation to Presidential elections, reported that legislation thereon is inexpedient;

Mr. Marshall from the Committee on Banks and Banking, to which was referred the petition of Samuel Cunnier and others, reported that the petitioners have leave to withdraw;

Mr. Morton from the same Committee to which was referred the petition of J. A. Linscott and others, reported that the petitioners have leave to withdraw;

The reports were severally accepted.

Send down for concurrence.

... ...

Mr. Livermore proposed the following order.

Ordered, That on and after Monday next the Senate will hold two sessions per day, Commencing at eleven o'clock A.M. and two and a half o'clock P.M. which was laid on the table on motion of Mr Burpee.

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Feb 8. On motion of Mr. Wing, the vote passing to be engrossed bill "An act to provide for the collection of assessments made upon the members of the Rockland Lime Rock Company and Tillson and Helmer Lime Rock Company, the White Lime Rock Company" was reconsidered, and the bill laid on the table on motion of the same Senator.

Mr. Williamson from the Committee on Education to which was committed bill "An act relating to Superintending School Committees and Supervisors of Schools," reported that the same ought to pass. The report was accepted, the bill once read, amendment "A" proposed by Mr. Carleton and the bill recommitted

Sent down for concurrence.

Mr. Hamlin from the Committee on the Judiciary, to which was referred an order relating to allowing parties charged with offences to testify in certain cases, reported bill "An act relating to witnesses and evidence"

The report was accepted, the bill once read, laid on the table, and 250 copies ordered to be printed for the use of the Legislature.

The Senate proceeded to the consideration of bill "An act to amend section 18, of chapter 82 of the Revised Statutes, relating to brief statements of defence;" which was indefinitely postponed in concurrence.

A message was received from the House by Mr

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Robie of Gorham, informing the House that Alcander Burbank has been elected on its part Major General of the sixth Division of the Militia of Maine

On motion of Mr. Carleton,

Messrs. Carleton, Gilman and Marshall were appointed to receive, sort and count the votes for Major General of the Sixth Division of the Militia of Maine.

Having attended to that duty the Committee reported that the

Whole number of ballots thrown is	26
Necessary for a choice	14
William W. Virgin has	16
Alcander Burbank has	10

The report was accepted and William W. Virgin was declared duly elected on the part of the Senate Major General of the Sixth Division of the Militia of Maine.

Bills entitled "An act to extend the time for filing locations and for constructing the York and Cumberland Railroad;"

"An act to punish for intoxication;"

"An act to incorporate the Aroostook and St. Andrews Branch Railroad Company;"

severally reported from the Committee on Engrossed Bills, as truly and correctly engrossed, were severally passed to be enacted in concurrence.

And those bills having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

LLMC DIGITAL

On motion of Mr. Totman.
The Senate then adjourned.

Joseph P. Hall
Secretary

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In Senate,
Saturday, March, 12th, 1859.

Met according to adjournment
President in the Chair.

Prayer by Rev. Mr. Ballou of Augusta.

Journal of yesterday read and approved.

Order from the House:

That the Committee on the Fisheries be directed to inquire into the expediency of amending section 7th of chapter 220 of the Special Laws of Maine, relating to fish in East Machias river.

was read and passed in concurrence.

Petition of C. A. Everett and others for increase of salary of County Attorney of Piscataquis;

Petition of J. H. Rice and others, in aid of the same were severally referred to the delegation from Piscataquis County, in concurrence.

Bill "An act relating to embezzlement", was referred to the Committee on the Judiciary, in concurrence.

Reports of the Committee on the Judiciary:—
granting leave to withdraw on petition of Grand Jurors of Penobscot County;
That Legislation is inexpedient in an order relating to payments of debts of

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married women;

— That legislation is inexpedient on an order relating to common carriers — on order relating to establishing third term of criminal court in Penobscot County — and on order relating to collecting of taxes;

— That legislation is inexpedient on an order relating to revising the forms of judicial processes;

— That legislation is inexpedient on an order relating to repealing an act making valid the proceedings of school district No. 14 in Troy;

— That bill "An act additional to chapter 40. of the Laws of 1858." ought not to pass;

— That bill "An act to aid in the settlement of claims arising from the division of towns" ought not to pass;

— That bill "An act relating to powers of sale contained in mortgages of real estate" be referred to the next Legislature;

Reports of the Committee on Education:—

That legislation is inexpedient on an order relating to the duties of school teachers;

That legislation is inexpedient on an order relating to amending section 10 of chapter 55 of the Revised Statutes;

were severally accepted in concurrence

...

Bill "An act to incorporate the proprietors of Megunticook Water Works." (reported in the House from the Committee on Mercantile Affairs and Insurance, on the petition of George Collins and others)

Bill "An act to incorporate the Penobscot Leather

Manufacturing Company," (reported in the House from the same Committee, on the petition of Charles R. Hamlin and others;) — were severally one, read and Monday next assigned for their second reading

Bill "An act to annex Gray Surplus and the Gore on the Cape between Raymond and Standish to the town of Raymond," (reported in the House from the Cumberland Delegation;)

Bill "An act to amend section 21 chapter 83. of the Revised Statutes, relating to certifying copies of judgements rendered by Justices of the Peace: (reported in the House from the Committee on the Judiciary;

Bill "An act to amend an act to authorize the raising of a fund for the support of Public Schools in the town of Warren, in the County of Lincoln," (reported in the House from the Committee on the Judiciary, on the petition of Edwin Smith;)

... ...

were severally one read and Tuesday next assigned for their second reading.

... ...

Bills entitled "An act to incorporate the Free Meeting House in Madison";

"An act to amend section 8 of chapter 78. of the Revised Statutes, relating to powers of County Commissioners in respect to County Jails;

Also Resolve entitled "Resolve to promote the Education of the Penobscot Indians";
"Resolve regulating the taxation of the shores of Islands belonging to Penobscot Indians;"—
severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

"Resolve in favor of Charles Neleh," reported from the Committee on Bills in the Second Reading, without amendment, was read a second time, House amendment "A" adopted, and the Resolve as amended passed to be engrossed, in concurrence.

Bills entitled "An act to incorporate the International Bank";
"An act to incorporate the Portland Fire Rents Savings Institution";
severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed.
Sent down for concurrence.

Bills entitled "An act to make valid the doings of School District No. 9. in the town of Monmouth";
An act to make valid the proceedings of School District No. 23. in Lewiston;
severally reported from the Committee on Bills in the Second Reading, without amendments were severally read a second time, and severally

referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of C. F. Jordan and others reported that the petitioners have leave to bring in bill "An act to incorporate the Poland Mutual Fire Insurance Company;"

The same Senator from the same Committee to which was referred the petition of Cyrus Kilroy and others reported that the petitioners have leave to bring in bill "An act to incorporate the Westbrook Mutual Fire Insurance Company;"

The reports were severally accepted, the bills severally once read and Monday next assigned for their second reading

Mr Williamson from the Committee on Education to which was referred an order relating to authorizing towns and cities to publish histories of the same, reported that legislation therein is inexpedient;

The same Senator from the same Committee to which was referred the petition of inhabitants of school district No. 11, in Orland and No. 12, in Ellsworth, reported reference of the same to the next Legislature

The reports were severally accepted.

Sent down for concurrence.

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Bill "An act regulating witnesses fees", report'd from the Committee on Bills in the Second Reading without amendment, was read a second time, and laid on the table on motion of Mr Berry.

On motion of Mr Porter bill "An act to amend chapter 19 of the Revised Statutes respecting the Law of the Road," was taken from the table, Mr Porter proposed amendment A" which was adopted, and as amended the bill passed to be engrossed.

Sent down for concurrence.

On motion of Mr Berry

Ordered:- That the Secretary inform the House that the Senate has elected on its part William W. Virgin. Major General of the Sixth Division of the Militia of Maine,

A communication was received from the Treasurer of State transmitting a statement of the indebtedness of the State, in compliance with an order of the Senate of the 10th. instant, which was laid on the table and 350 copies ordered to be printed for the use of the Legislature.

Petition of John P. Carter and others for leave to extend a wharf into tide water in Sedgwick, came from the House referred to the Committee on the Judiciary; the Senate nonconcurred and referred the same to the Committee on Interior Waters.

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Sent down for concurrence.

On motion of Mr. Burpee 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 taken from the table. Mr. Burpee moved an indefinite postponement of the bill which was decided as follows. the yeas and nays having been ordered.

Yeas. Messrs. Anderson, Barron, Burpee Davis, Hamlin, Hannaford, Livermore, Marshall, Moulton, Porter, Simpson, Thissell. 12

Nays. Messrs. Berry, Carleton, Gilman, Goddard, Holt, McCluskey, O'Brien Stinchfield, Totman, Wells, Williamson, Wing 11.

The bill was then refused a passage. Mr. Porter moved a reconsideration of the vote whereby the bill was refused a passage, which motion was laid on the table on motion of Mr. Carleton, and Wednesday next assigned for its consideration.

Paper from the House.

Report of the Committee on Division of Towns, to which was referred the petition of Theodore Chisam and others ordering notice thereon returnable the 21st day of March.

The report was accepted in concurrence.

Mr. Livermore from the Committee on Fisheries, to which was referred ~~an order~~ relating to amending section 7 of chapter 320 of the Special Laws, reported bill "An act to amend chapter 320 of the Special Laws of Maine".

The report was accepted. the bill once read and Monday next assigned for its second reading.

Bills entitled

"An act to incorporate the Wilton Mutual Fire Insurance Company"—

" " to incorporate the Canaan Mutual Fire Insurance Company;"

" " to incorporate the Hope Mutual Fire Insurance Company;"

" " to amend the 52d section of the 40th Chapter of the Revised Statutes relating to fish in ponds in Kennebec and Somerset Counties;"—

" " to authorize Timothy Shane of Vinalhaven in the County of Waldo. to erect a free bridge over tide water from Shane's Island to Vinalhaven;"

" " to change the time of holding a term of the Supreme Judicial Court for the County of Androscoggin;"

" " to set off certain territory from the town of Paris and annex the same to the town of Norway;"

" " relating to Insurance Companies;"—

severally reported from the Committee on Engrossed Bills. as truly and correctly engrossed— were ~~severally~~ passed to be enacted in concurrence.

Also,

"Resolve in favor of Passamaquoddy Indians;"—

which was finally passed in concurrence.

And these bills and resolve having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

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On motion of Mr. Carleton the motion of Mr. Williamson to reconsider the vote indefinitely postponing "Resolve in favor of Josiah P. Bean" was taken from the table; the vote was reconsidered and the Resolve refused a passage.

On motion of Mr. Totman bill "An act additional relating to the Kennebec Dam." was taken from the table, and Wednesday next assigned for its further consideration.

Mr. Berry presented the petition of B. H. Gilbreth for money paid by him to the State to be refunded - which was referred to the Committee on Claims.

Sent down for concurrence.

On motion of Mr. Anderson.

The Senate then adjourned

Joseph D. Hall

Secretary

In Senate
Monday March 12th 1859.

Met according to adjournment.
President in the Chair

Prayer by Rev. Mr. Fitch of Hallowell.

Journal of Saturday read and approved.

Orders from the House;

That the Committee on the Judiciary be instructed to inquire into the expediency of allowing Registers of Probate compensation for services for entering, filing and recording order of decrees relating to estates of persons deceased out of this State, or of minors not resident therein;

That the Committee on Mercantile Affairs and Insurance, be instructed to inquire into the expediency of enacting a general law empowering the citizens of cities and towns in 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; were severally read and passed in concurrence.

Petition of Lewis Cormier and others — was referred to the Committee on Claims in concurrence.

Report of the Committee on Division of Towns, — granting leave to withdraw on petition of George Lemond and others; — Also on

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the petition of E. L. Hutchinson:

The reports were severally accepted in concurrence.

Bill "An act authorizing the sale of the Baptist Meeting House and lot in the town of Ellsworth;" (reported in the House from the Committee on the Judiciary, on the petition of N. A. Foy and others;)

Bill "An act to amend chapter 46 of the Revised Statutes relating to enforcing executions against stockholders of corporations;" (reported in the House from the Committee on the Judiciary.)

Bill "An act additional to chapter 81 of the Revised Statutes, relating to attachments of property;" (reported in the House from the Committee on the Judiciary;)

Bill "An act to incorporate the Town of Lyndon;" (reported in the House from the Committee on the Incorporation of Towns on the petition of Amos Dwinal and others;)

Bill "An act incorporating the Trustees of Bryant's Pond High School;" (reported in the House from the Committee on Education on the petition of William B. Lapham and others;)

Bill "An act to establish the compensation of the Clerk of the Supreme Judicial Court for the County of Cumberland;" (reported in the House from the Cumberland Delegation;)

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Bill "An act to establish the compensation of the County Commissioners for the County of Cumberland;" (reported in the House from the Cumberland Delegation;)

"Resolve in favor of Ira R. Delano." (reported in the House from the Committee on Claims;)

"Resolve establishing a salary for the Agent of the Penobscot Indians;" (reported in the House from the Committee on Indian Affairs;)

"Resolve authorizing the sale of certain lots of land in the County of Aroostook, which were formerly mortgaged to the State;" (reported in the House from the Committee on State Land and State Roads;) were severally once read and tomorrow assigned for their second reading.

"Resolve rescinding a part of Resolve entitled a "Resolve in favor of training and teaching indigent idiotic children;" (passed to be engrossed in the House) was once read and laid on the table on motion of Mr Marshall.

On motion of Mr Hamlin.

Ordered, That a message be sent to the Governor requesting him to return to the Senate bill entitled "An act to set off certain territory from the town of Paris and annex the same to the town of Norway;" if the same has not been signed by him.

The Secretary was charged with the delivery of the Message.

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Subsequently the Secretary of State came in, and returned the Bill, the same not having received the official signature of the Governor.

On motion of Mr. Hamlin, the vote passing to be enacted bill "An act to set off certain territory from the town of Paris and annex the same to the town of Norway" was reconsidered, and Wednesday assigned for its further consideration.

Bill "An act to prevent abuses of the Statute relating to the testimony of parties to suits at Law," (reported in the House from the Committee on the Judiciary;) was once read and laid on the table on motion of Mr. Hamlin.

Mr. Elder presented the petition of the Selectmen of the town of Unity, that the tax bills of that town for the year 1854 may be made valid, - which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of the Directors of the Sandy River Bank, reported that the petitioners have leave to bring in bill "An act to increase the capital stock of the Sandy River Bank."

The same Senator from the same Committee to which was referred the petition of Samuel Wheeler and others, reported that the petitioners have leave

to bring in bill "An act to incorporate the Franklin Bank"

The reports were severally accepted. the bills once read and tomorrow assigned for their second reading

Bills entitled "An act to incorporate the Poland Mutual Fire Insurance Company;"
"An act to amend Chapter 320 of the Special Laws of Maine;"
"An act to incorporate the Westbrook Mutual Fire Insurance Company;"
severally reported from the Committee on Bills in the Second Reading, without amendment.— were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Bills entitled "An act to incorporate the Penobscot Leather Manufacturing Company;"
"An act to incorporate the proprietors of Megunticook Water Works;"—
severally reported from the Committee on Bills in the Second Reading. without amendment,— were severally read a second time and passed to be engrossed in concurrence.

...

...

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of J. M. Hayes and J. J. Ayer reported that the petitioners have leave to withdraw

The same Senator from the same Committee to

which was referred an order relating to the enactment of a law vesting in towns the privilege of insuring their own buildings against loss or damage by fire - reported that legislation thereon is inexpedient.

The reports were severally accepted

Sent down for concurrence

On motion of Mr. Davis

Ordered:- That the Committee on the Judiciary be directed to inquire into the expediency of amending section 55 of of chapter 86 of the Revised Statutes.

Sent down for concurrence

Mr. Harris from the Committee on Engrossed Bills, reported as truly and correctly engrossed, bill "An act to amend an act additional to an act incorporating the proprietors of the Gardiner and Pittston Bridge"; which was passed to be enacted in concurrence, signed by the President, and by the Secretary transmitted to the Governor for his approval and signature

On motion of Mr. Thissell

The Senate then adjourned.

Joseph P. Hall

Secretary

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In Senate

Tuesday March 15th 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Fuller of Hallowell

Journal of yesterday read and approved.

Orders from the House.

That the attention of the Committee on State Lands and State Roads be called to that part of the Land Agents' report headed "Protection of the Public Lands";—also to the expediency of permitting stumpage on the State Lands, on the St. Johns waters the ensueing year.

That the Committee on Education be requested to inquire 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 towns at the annual meetings, and that in cities and towns where the Superintending School Committee consists of more than three, no change in the text books shall be made unless by a vote of two thirds of said Committee

That the Governor be requested to ascertain if there are any books at the Agency of International Exchanges in Paris, which are designed as presents from the City of Genoa 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 is hereby authorized to cause the same to be forwarded, and to be deposited in the Library.

That the Committee on the Library be instructed to inquire into the expediency of purchasing such interesting and important histories, relating to the early discovery and settlement of Maine, as are not found in the State Library;

were severally read and passed in concurrence.

Petition of S. W. Merrill and 21 others, with accompanying papers — was referred to the Committee on Division of Towns in concurrence

Bill "An act to incorporate the Gray Mutual Fire Insurance Company" — was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Bill "An act relating to prisoners in the County of Sagadahoc" — was referred to the Committee on Judiciary, in concurrence.

Bill "An act to repeal an act approved March 29th 1858 entitled "An act to create and establish the office of Auditor in the County of Cumberland" (reported in the House from the Committee of of Cumberland Delegation) was read once, and laid on the table on motion of Mr. Anderson.

Bill "An act additional to Chapter 81 of the Revis

ed Statutes"- passed to be engrossed in the Senate came back from the House recommitted.

The Senate receded from its former vote and concurred in recommitting the bill.

Bill "An act in relation to reviews;-

Bill "An act to repeal an act amending the charter of the Piscataquis Mutual Fire Insurance Company." (passed to be engrossed in the House;)-
-were severally once read and tomorrow assigned for their second reading.

On motion of Mr. Hamlin bill "An act to prevent abuses of the Statutes relating to the testimony of parties to suits at law" was taken from the table, read a second time, and passed to be engrossed, in concurrence.

Orders from the House

That all Committees be requested and 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;- was read and passed in concurrence

...

...

Bills entitled

"An act authorizing the sale of the Baptist Meeting House and Lot in the town of Ellsworth;-

" " additional to chapter 81 of the Revised Statutes relating to attachment

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of property;"

"An act to incorporate the Bryants Pond High School;"

"An act to amend an act to authorize the raising of a fund for the support of public Schools in the Town of Warren, in the County of Lincoln;"

"An act to amend chapter 46 of the Revised Statutes relating to enforcing executions against stockholders of corporations;"

"An act to amend section 21 of chapter 83 of the Revised Statutes relating to certifying copies of judgement rendered by Justices of the Peace;"

"An act to annex Gray Surplus and the Gore on the Cape between Raymond and Standish, to the town of Raymond;"

Also Resolves entitled "Resolve authorizing the sale of certain lots of land in the County of Aroostook, which were formerly mortgaged to the State;"

"Resolve in favor of Ira B Delano;"

"Resolve establishing a salary for the Agent of the Penobscot Indians;"

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed, in concurrence

Bills entitled "An act to increase the capital stock of the Sandy River Bank;"

"An act to amend section 7 of chapter 30 of the Revised Statutes, relating to bounty on wolves and bears;"

"An act additional to chapter 12 of the Revised Statutes, relating to recording of-

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deeds of lots in burial grounds";
"An act to incorporate the Franklin Bank;"
severally reported from the Committee on Bills in the Second Reading without amendment, were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "An act to incorporate the town of Leyndon", was read a second time, amended as per sheet "A" annexed, and as amended passed to be engrossed.

Sent down for concurrence.

Bills entitled "An act to establish the compensation of the Clerk of the Supreme Judicial Court for the County of Cumberland;"
"An act to establish the compensation of the County Commissioners for the County of Cumberland;"
severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and laid on the table

Mr. Marshall presented the petition of William Pitcher and others of Belfast, for an alteration in the laws of limitation, which was referred to the Committee on the Judiciary

Sent down for concurrence.

Mr. Stinchfield from the Committee on Interior Waters to which was referred the petition of John Covel and others

reported reference of the same to the next Legislature. The report was accepted.

Sent down for concurrence

The same Senator from the same Committee to which was referred the petition of John P. Carter and others. reported that the petitioners have leave to bring in bill "An act to authorize John P. Carter to extend a wharf into tide water in Sedgwick;"

Mr. Marshall from the Committee on Banks and Banking to which was referred the petition of the Directors of the Northern Bank reported that the petitioners have leave to bring in bill "An act to reduce the capital stock, and to amend the charter of the Northern Bank;"

The reports were severally accepted, the bills severally once read and tomorrow assigned for their second reading

Bill "An act to incorporate the town of Presque Isle", came back from the House amended as per sheets "B" and "C" ... annexed, and as amended passed to be engrossed.

The Senate nonconcurred in adopting amendments "B" and "C" and insisted on its former vote passing the bill to be engrossed ...

Send down for concurrence

On motion of Mr Hussey, the Report of the Committee on Education, relating to the Maine State Seminary was taken from the table. The report was accepted. the bill once read and Thursday next assigned for its second reading.

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On motion of Mr. Porter the Senate then

Adjourned.

Joseph W. Hall

Secretary

LLMC DIGITAL

In Senate

Wednesday, March 16th, 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Dexter of Augusta.

Journal of yesterday read and approved.

Petition of William Jewell and others for additional act in relation to parishes - was referred to the Committee on the Judiciary, in concurrence.

Report of the Committee on Interior Waters to which was referred the petition of James S. Hall and others that the same be referred to the next Legislature, was accepted in concurrence.

Mr. Totman presented the petition of Arthur L. Grant of Harmony for pension which was referred to the Committee on Military Pensions...

Sent down for concurrence.

...

Bills entitled "An act to authorize John P. Cartier of Sedgwick to extend a wharf into tide waters;"

"An act to reduce the capital stock and to amend the charter of the Northern Bank;"

severally reported from the Committee on Bills in the Second Reading, without amendment, were

severally read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Marshall presented the Remonstrances of Charles H. Pierce and 19 others;- of Angus Goodenow and 32 others;- of Stephen Lee and 55 others;- of Charles T. Leavey and 14 others;- of George R. Sullivan and 9 others;- of A. J. Curtis and 11 others;- all of Frankfort severally against the division of that town;- which were severally referred to the Committee on Division of Towns.

Sent down for concurrence.

Bill entitled "An act in relation to reviews," reported from the Committee on Bills in the Second Reading without amendment was read a second time and 350 copies of the bill with House amendment "A" ordered to be printed for the use of the Legislature, and the bill was laid on the table.

Bill entitled "An act to change the place of holding the April term of the Supreme Judicial Court in the County of York," reported from the Committee on Bills in the Second Reading without amendment, was read a second time and refused a passage to be engrossed, by yeas and nays as follows:

Yeas. Messrs. Anderson, Burpee, Fletcher, Hanaford, Harris, Holt, Lyford, Morton, Totman, 9.

Nays. Messrs. Barron, Berry, Carleton, Davis,

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Gilman, Goddard, Hamlin, Marshall, McCluskey, 395-
Moulton, O'Brien, Porter, Simpson, Stinchfield,
Wells, Williamson, 16.

Sent down for concurrence.

On motion of Mr. Stinchfield
the Senate then adjourned.

Joseph J. Hale
Secretary

LLMC DIGITAL

In Senate,
Thursday, March 17th. 1859.

Met according to adjournment.
President in the chair.

Prayer by Rev. Mr. Webb of Augusta

Journal of yesterday read and approved.

Order from the House:—

That the Committee on Education inquire into the expediency of adding to chapter 11th. of the Revised Statutes. an additional section, so that school districts may have some remedy where there is an imperious necessity of enlarging their school lots, and the owner adjourning refuses to sell or asks an unreasonable price;

was read and passed in concurrence.

...

Report of the Committee on Interior Waters to which was referred the petition of R. G. Potter and others. that the same be referred to the next Legislature;

Report of the Committee on Claims to which was referred the petition of N. L. Stimpson and others. that the petitioners have leave to withdraw;

were severally accepted in concurrence.

Report of the Committee on Division of Counties granting leave to withdraw on petition

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of James Bell and others. came up from the House recommitted. The Senate concurred.

Bill "An act to incorporate the town of Presque Isle" passed to be engrossed in the Senate came back from the House recommitted. The Senate concurred.

Mr. Fletcher from the Committee on the Judiciary, to which was referred bill "An act making valid the doings of school district No. 3. in the town of Lewiston,— reported that the same ought not to pass.

The same Senator from the same Committee to which was referred bill "An act to make valid the doings of school district No. 9. in the town of Monmouth" reported that the same ought not to pass.

The same Senator from the same Committee to which was referred the petition of L. A. Gilman and others — reported that the petitioners have leave to withdraw

Mr. Harris from the Committee on Claims to which was referred the petition of Edwin A. Whitten, reported that the same be referred to the next Legislature. The reports were severally accepted.

Sent down for concurrence.

Mr. Marshall from the Committee on the Militia to which was referred the petition of Hiram Hamilton, reported "Resolve in favor of Hiram Hamilton" The report was accepted, the Resolve once read and tomorrow

assigned for its second reading

Mr. Fletcher from the Committee on the Judiciary to which was referred the petition of the Selectmen of Unity, reported that the petitioners have leave to withdraw. The report was recommitted with instructions to report a bill

Sent down for concurrence

Bill entitled

"An act to repeal an act amending the charter of the Piscataquis Mutual Fire Insurance Company"—

Also.

"Resolve relating to certain polls and the State valuation of the Town of Danville," reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed in concurrence;

Mr. Marshall by leave introduced bill "An act to incorporate the American Telegraph Company"— which was referred to the Committee on Mercantile Affairs and Insurance

Sent down for concurrence

Mr. Barron moved to reconsider the vote refusing a passage to bill "An act to change the place of holding the April term of the Supreme Judicial Court in the County of York"— which motion was laid on the table and Wednesday next assigned for its consideration

On motion of Mr Anderson bill "An act to

repeal an act approved March 29th. 1858 entitled "An act to create and establish the office of Auditor in the County of Cumberland" was taken from the table and recommitted in concurrence.

On motion of Mr. Burpee 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;" - was taken from the table, amended as per sheet "A" annexed, and as amended the bill was passed to be engrossed.

Sent down for concurrence

Bill "An act to repeal an act entitled an act additional to an act to incorporate the Maine State Seminary" - reported from the Committee on Bills in the Second Reading, without amendment, was read a second time and passed to be engrossed.

Sent down for concurrence

On motion of Mr. Totman bill "An act additional relating to the Kennebec Dam" - was taken from the table, and passed to be engrossed.

Sent down for concurrence

Mr. Fletcher by leave, introduced bill "An act concerning allowance to widows".

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which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. Carleton by leave introduced bill "An act for the limitation of certain actions and to regulate proceedings thereon", which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Bills entitled,

"An act to increase the capital stock of the Long Reach Bank";-

" " relative to the time of making official reports";-

" " authorizing the sale of the Baptist Meeting House in the town of Ellsworth";-

" " to incorporate the Free Meeting House Society in Madison";

" " relating to the collection of taxes in Phipsburg";-

" " to amend Chapter 46 of the Revised Statutes, relating to enforcing executions against stockholders of corporations";-

" " to provide for the commutation of the sentence of certain persons";-

" " to incorporate the Androscoggin Bridge Company";

" " relating to the branding of Lime";

" " giving additional power to the Penobscot Mutual Fire Insurance Company";

" " to incorporate Campbells Cove Free Bridge Company";-

" " to increase the salary of the County Attorney of Aroostook";

" " to amend section 21 of Chapter 83 of the Revised Statutes, relating to certifying copies of judgements rendered by Justices of the Peace;—

" " in relation to weirs below low water mark in Howard's Bay in Lubec Washington County;—

" " additional to an act to incorporate the Webster Association of Fryeburg Academy;

" " giving additional power to the Thomaston Mutual Fire Insurance Company"

" " to incorporate the proprietors of Megunticook Water Works;

" " additional to Chapter 81, of the Revised Statutes, relating to attachments of property;

" " relating to the admission of Attornies at law to practice;—

" " to annex Gray Surplus and the gore on the Cape between Raymond and Standish to the town of Raymond";—

" " to amend an act to authorize the raising of a fund for the support of public schools in the town of Warren, in the County of Lincoln;—

" " to incorporate the Penobscot Leather Manufacturing Company;

Severally reported from the Committee on Engrossed bills, as truly and correctly engrossed — were severally passed to be enacted in concurrence.

Also,

Resolves entitled.

Resolve in favor of John Allen and J. Augustus Allen"

" establishing a salary for the Agent of the

Penobscot Indians;-
Resolve in favor of Justus Gray;
" to promote the education of the Penobscot Indians;-
" in favor of Ebenezer Dunlap;-
" in favor of Baker Weston and Ambrose Arnold;
" regulating the leasing of shores of the Islands belonging to the Penobscot Indians
" in favor of Charles Welch;
" in favor of Ira P. Delano;
" relating to certain polls and the State valuation of the town of Danville;.

Severally reported by the same Committee were finally passed in concurrence. And these bills and resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature

On motion of Mr. Stinchfield
The Senate then adjourned.

Joseph P. Case
Secretary

In Senate

Friday March 18th. 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Bean of Augusta.

Journal of yesterday read and approved.

Petition of John Kilfeity and 90 others of Brewer for State aid in the construction of the Aroostook Railroad. ordered to be placed on file with the papers pertaining to that subject. in concurrence

Report of the Committee on Railroads Ways and Bridges to which was referred the petition of the Bangor, Oldtown, and Milford Railroad Company, ordering notice thereon returnable the first Wednesday of January 1860 – was accepted in concurrence.

Bill "An act to incorporate the Trustees of the Harpswell Academy" (reported in the House from the Committee on Education on the petition of Clement Stolfield and others) – was read once and indefinitely postponed in concurrence.

Bill "An act in relation to the distribution of school money among the smaller districts" (reported in the House from the same Committee) was once read and Tuesday next assigned for

its second reading.

Bills "An act to incorporate the Skitticook Dam Company;" (reported in the House in a new draft from the Committee on Interior Waters on the petition of Samuel A. Gilman and others.)

"Resolve relating to Theodore L. Brown an inmate of the Insane Hospital" (reported in the House from the Committee on Insane Hospital on petition of Ruel Williams and others;)

"Resolve in favor of William M. Jordan" (reported in the House from the Committee on Military Pensions.)

"Resolve in favor of Arvida Hayford;" (reported in the House from the Committee on Finance on petition of A. Hayford.)

"Resolve in favor of Abel D. Tylor and Albion Jones" reported in the House on petition of A. D. Tylor and A. Jones.)

"Resolve in favor of Penobscot Indians attending school in the town of Greenbush" (reported in the House from the Committee on Indian Affairs;)

...

Were severally once read and tomorrow assigned for their second reading.

Mr. Carleton from the Committee on Division of Towns to which was re

committed the petition of B. B. Dudley together with bill "An act setting off certain territory from Mount Vernon and annexing the same to Readfield", reported said bill in a new draft.

The same Senator from the Committee on the Judiciary to which was referred bill "An act relating to embezzlement", reported that the bill ought to pass.

Mr. Hamlin from the same Committee to which was referred bill "An act concerning allowance to widows", reported that the bill ought to pass.

The reports were severally accepted. The bill severally once read and Tuesday next assigned for their second reading.

Mr. Hamlin from the Committee on the Judiciary to which was referred an order in relation to the Reporter of Decisions, reported that legislation thereon is inexpedient.

Mr. Porter from the Committee on State Lands and State Roads to which was referred the petition of Morgan L. Gerrey and others, reported that the petitioners have leave to withdraw.

The reports were severally accepted

Sent down for concurrence.

"Resolve in favor of Hiram Knowlton, reported

from the Committee on Bills in the Second Reading, without amendment, was read a second time, & amended as per sheets "A" annexed, and as amended passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Berry bill "An act to set off certain territory from the town of Paris and annex the same to the town of Norway" was taken up. Mr. Hamlin moved a reference of the bill to the ~~next Legislature~~, which was negatived by the yeas and nays as follows:

Yeas. Messrs. Hamlin, Hannaford, Holt, Shiverick, Moulton, O'Brien, Porter, Stinchfield 8.

Nays. Messrs. Anderson, Barron, Berry, Burpee, Carleton, Davis, Elder, Fletcher, Gilman, Goddard, Harris, Lunford, McCrusky, Simpson, Totman, Wells, Williamson, 17.

The bill was then passed to be enacted in concurrence, signed by the President, and by the Secretary transmitted to the Governor for his approval and signature.

Bills entitled "An act additional to Chapter 82 of the Revised Statutes, relating to practice in courts;"

"An act to incorporate the International Bank;"

reported from the Committee on Engrossed bills as truly and correctly engrossed, which were severally passed to be enacted in concurrence, signed by the President, and by the Secretary transmit

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ted to the Governor for his approval and signature. 407

On motion of Mr. Carleton
the Senate then adjourned

Joseph D. McCall
Secretary

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In Senate.
Saturday, March, 19th, 1859.

Met according to adjournment
President in the Chair.

Prayer by Rev. Mr. Armitage of Augusta.

Journal of yesterday read and approved.

Petition of Amandar Rackleff and 30 others, for the organization of a Militia Company in Venity - was referred to the Committee on the Militia, in concurrence.

Reports of the Committee on State Lands and State Roads;
- granting leave to withdraw on the petition of Selectmen of Littleton;
- granting leave to withdraw on the petition of Thomas Stinson;
- granting leave to withdraw on the petition of A.J. Moores and others;

Report of the Committee on Insane Hospital that legislation is inexpedient on an order relating to the Board of Trustees of the Insane Hospital;

Report of the Committee on the Judiciary granting leave to withdraw on the petition of William Pitcher and others;

Report of the Committee on Indian Affairs that they have attended to all matters referred to them, and asking to be discharged

were severally accepted in concurrence.

Bill "An act to incorporate the Gray Mutual Fire Insurance Company;" (reported in the House from the Committee on Mercantile Affairs and Insurance;)

Bill "An act to establish a Municipal Court in the town of Lewiston, in the County of Androscoggin;" (reported in the House from the Committee on the Judiciary, on the petition of Daniel Holland and others;

were severally read once and Monday next assigned for their second reading.

Bill entitled "An act to incorporate the Skitticook Dam Company;"

Also: Resolve entitled "Resolve in favor of Abel D. Tyler and Albion. Jones;"
- "Resolve in favor of William M. Jordan;"
- "Resolve in favor of Arvida Bayford;"
- "Resolve in favor of Penobscot Indians attending school in the town of Greenbush;"

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence.

"Resolve relating to Theodore L. Brown an inmate of the Insane Hospital;" reported by the Committee on Bills in the Second Reading, without amendment, was read a sec-

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ond time, and laid on the table on motion of Mr. Carleton.

Mr. Hamlin from the Committee on Fisheries to which was referred sundry petitions, relating to the protection of fish reported bill "An act additional to chapter 11 of the Revised Statutes. The report was accepted, the bill once read, and Tuesday next assigned for its second reading.

Mr. Carleton by leave introduced bill "An act relating to the collection of taxes in the town of Unity;" - was read twice the rules being suspended, and passed to be engrossed

Sent down for concurrence.

Mr. Marshall from the Committee on Banks and Banking, to which was referred the petition of David Talbot and others reported that the petitioners have leave to bring in bill "An act to incorporate the Hamilton Bank." The report was accepted, the bill once read, and Monday assigned for its second reading

On motion of Mr. Anderson.

Bill - "An act to establish the compensation of the County Commissioners for the County of Cumberland, was taken from the table and passed to be engrossed, in concurrence.

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On motion of the same Senator

Bill "An act to establish the compensation of the Clerk of the Judicial Court for the County of Cumberland, was taken from the table and amended as per sheet marked "A" and as amended passed to be engrossed

Sent down for concurrence.

On motion of Mr. Berry.

The report of the Committee on Railroads, Ways and Bridges, that legislation is inexpedient on an order relating to protection of toll Bridges and Ferries, was taken from the table. accepted

Sent down for concurrence.

On motion of Mr. Berry.

Bill "An act relating to the Reform School." was taken from the table, read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Marshall from the Committee on Banks and Banking reported Bill- "An act to amend chapter 47 of the Revised Statutes, relating to Banks and Banking. The report was accepted. The bill once read and Tuesday next assigned for its second reading.

The same Senator from the same Committee reported Bill- "An act additional to

Chapter 47 of the Revised Statutes relating to Banks and Banking. The report was accepted, the the bill once read and on motion of Mr. Anderson, laid on the table and 350 copies ordered to be printed for the use of the Legislature.

On motion of Mr. Williamson:-

The report of the Committee on Division of Towns, granting leave to withdraw on petition of the Shakers of New Gloucester, which was referred to the next Legislature, in the House. The Senate non concurred with the House and accepted the report;

Sent down for concurrence

Bill "An act to set off certain territory from the town of Mount Vernon and annex the same to the town of Readfield,"-- reported from the Committee on Bills in the Second Reading, without amendment, was read a second time, Mr. Totman proposed amendment A, pending which, on motion of Mr. Gilman the subject was laid on the table, and Tuesday next assigned for its further consideration

Mr. Davis from the Committee on Incorporation of Towns, to which was referred the petition of Joseph Leslie and others reported that the petitioners have leave to bring in bill "An act to incorporate the Town of Danforth," The report was accepted, the bill once read and Monday assigned.

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Mr. Sayford from the Committee on Military Pensions, to which was referred the petition of Thomas S Page, reported that the petitioner have leave to withdraw. The report was accepted.

Sent down for concurrence.

On motion of Mr Berry.

Bill "An act regulating witnesses fees," was taken from the table pending the consideration of which

On motion of Mr. Hamlin

The Senate then Adjourned

Joseph D. Hall

Secretary

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In Senate

Monday, March 21st 1859.

Met according to adjournment.-
President in the Chair.

Prayer by Rev. Mr. Ballou of Augusta,

Journal of Saturday read and approved.

Claims of Thomas H. Brown and others.
Referred to the Committee on Claims, in concurrence

Bill "An act in relation to the auditing and settlement of claims against the State, was referred to the Committee on Mercantile Affairs and Insurance in concurrence

Report of the Committee on Division of Journals granting leave to withdraw on petition of A. W. Cummings and others;

Report of the Committee on the Judiciary that Bill "An act relating to Justices process, ought not to pass.

were severally accepted in concurrence

...

Bill "An act to amend an act entitled an act to incorporate the proprietors of the Hallowell and Chelsea Bridge Company" (reported in the House from the Committee on Railroads, Ways and Bridges.)

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Bill "An act additional to chapter 12 of the Revised Statutes, relating to Parishes;" reported in the House from the Committee on the Judiciary, on petition of William Jewell and others.

Bill "An act respecting the compensation of Registers of Probate in certain cases-" (reported in the House from the Committee on the Judiciary;)

Bill "An act concerning prisoners and debtors in the County of Somerset," (reported in the House from the Committee on the Judiciary, on petition of the County Commissioners of Somerset,)

Resolve in favor of Silas P. Jones, reported in the House from the Committee on Claims

Bill "An act to incorporate the town of Presque-Isle," (reported in the House from the Committee on Incorporation of Towns,)

Bill "An act to incorporate the town of Dorchester," (reported in the House from the Committee on Incorporation of Towns,)

Resolve in relation to the share of Maine of the Massachusetts Militia Claim, against the Government of the United States.

were severally read once and tomorrow assigned for their second reading.

Final report of the Committee on Incorporation of towns, accepted in concurrence.

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A message was received from the House of Representatives, by Mr. Horton of Dexter, informing the Senate that the House on its part has elected William W. Virgin as Major General of the 8th Division of the Militia of Maine.

The Senate proceeded to the consideration of "An act regulating witnesses fees" which was under discussion at the hour of adjournment on Saturday. The bill was indefinitely postponed

Sent down for concurrence

Bills entitled

"An act to amend chapter 220 of the Special Laws of Maine, relating to the destruction of fish in East Machias waters.

"An act additional to chapter 12 of the Revised Statutes relating to recording deeds of lots in burial grounds;"

reported from the Committee on Engrossed Bills as truly and correctly engrossed, were severally passed in concurrence.

Resolve authorizing the sale of certain lots of land in the County of Aroostook, which were formerly mortgaged to the State;

reported from the Committee on Engrossed Bills as strictly and correctly engrossed, was finally passed in concurrence.

These bills and resolves having been signed by

the President, were transmitted by the Secretary to the Governor for his approval and signature.

Bills entitled.

"An act to incorporate the Camden Bank;"

"An act to incorporate the town of Danforth;"

severally reported from the Committee on Bills in the Second Reading, without amendment, were read a second time and passed to be engrossed.

Sent down for concurrence

Bill entitled.

"An act to incorporate the Gray Mutual Fire Insurance Company"

reported from the Committee on Bills in the Second Reading, without amendment, was read a second time and passed to be engrossed in concurrence.

Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of E. Stackpole and others, reported that the petitioners have leave to withdraw.

Sent down for concurrence.

Mr. Simpson presented petition of Trustees of the East Maine Conference Seminary, asking leave for extension of time to raise

funds—

which was referred to the Committee on Education.

Sent down for concurrence.

Mr. Williamson from the Committee on Education to which was recommitted Bill "An act relating to Supervisors of Schools. reported that the same on a new draft ought to pass.

The same Senator from the same Committee to which was referred the petition of Joseph B. Hall, reported. "Resolve in favor of Presque Isle Academy."

Mr. Livermore from the Committee on Fisheries to which was referred an order relating to appointing Fish Commissioners, reported "Resolve in favor of appointing Fish Commissioners"

These reports were severally accepted. Bills and Resolves severally once read and tomorrow assigned for their second reading

On motion of Mr. Hamlin, the vote assigning Tuesday for the second reading of Bill "An act additional to chapter 40 of the Revised Statutes was reconsidered, the bill was read a second time and passed to be engrossed.

Sent down for concurrence.

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On motion of Mr. Carleton, the report of the 419
Committee on the Judiciary that legislation
is inexpedient on an order relating to lien on
buildings, was taken from the table and recom-
mitted with instructions to report a bill, in
concurrence.

On motion of Mr. Anderson
The Senate adjourned.

Joseph B. Hall
Secretary

LLMC DIGITAL

In Senate

Tuesday, March 22d. 1859.

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Bartlett of Augusta.

Journal of yesterday read and approved.

Petition of Daniel H. Brown and others for a toll bridge in Benton - was referred to the Committee on Railroads, Ways and Bridges, in concurrence.

Bill "An act relating to attachments of mortgaged personal property;

Bill "An act relating to taxes in the town of Kingsbury in the County of Piscataquis;

were severally referred to the Committee on the Judiciary, in concurrence.

Reports of the Committee on State Lands and State Roads.

- granting leave to withdraw on petition of George W. Dyer and others;
- granting leave to withdraw on the petition of William A. Gould and others.

Report of the Committee on Division of Towns, granting leave to withdraw on petition of Samuel Longfellow and others.

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Report of the Joint Select Committee to which was referred an order relating to such amendment of the Constitution as to provide for the election of Secretary of State and other officers, by the people. - that the same be referred to the next Legislature.

Reports of the Committee on State Lands and State Roads.

- granting leave to withdraw on petition of Alfred Cushman.
- granting leave to withdraw on petition of David F. Adams.

Report of Committee on Division of Towns.

granting leave to withdraw on petition of C. B. Hunting and others.

Report of the Committee on the Judiciary

That legislation is inexpedient on an order relating to the expenses of the Judiciary System.

were severally accepted in concurrence

Order from the House.

That the Committee on Education be instructed to inquire into the expediency of so amending Section 22 of chapter 11 of the Revised Statutes as to give school districts the power to determine by a majority vote at what time the teacher may exclude truant or belated children.

Was read and passed in concurrence.

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422. Bill "An act to repeal an act approved March 29th. 1858 intitled "An act to create and establish the office of Auditor for the County of Cumberland, reported in the House from the Cumberland Delegation, to whom the same was recommitted.

Bill "An act to make valid the doings of the annual town meeting in the town of Paris,

Bill "An act authorizing the inhabitants of the Town of Ripley to purchase and hold certain real estate";

"Resolve providing for the purchase and distribution of Virgin's Digest of the Maine Reports" was reported in the House from the Committee on the Judiciary; were severally read once, and tomorrow assigned for their second reading.

Report of the Committee on Division of Towns to which was recommitted the petition of Tisdale Dean and others, that the petitioners have leave to withdraw, came from the House recommitted with instructions to bring in a bill.

The Senate concurred.

Bill providing for uniformity of text books in common schools," came from the House referred to the next Legislature.

The Senate concurred.

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Bill "An act establishing the salaries of the Judges of Probate and of the Register of Probate for the County of Androscoggin. came back from the House indefinitely postponed. 423

The Senate nonconcurred and insisted on its former vote passing the bill to be engrossed.

Sent down for concurrence.

Report of the Committee on Division of Towns to which was referred the petition of the Shakers of New Gloucester. came back from the House recommitted with instructions to report to the next Legislature.

The Senate adhered to its former vote. accepting the report.

Petition of Freman Trott and others of Gardiner for a Mutual Fire Insurance Company was referred to the Committee on Mercantile Affairs and Insurance, in concurrence.

Bill "An act concerning prisoners and debtors in the County of Somerset was read a second time and passed to be engrossed in concurrence.

Bills entitled.

"An act to incorporate the Franklin Bank

"An act to increase the capital stock of the Sandy River Bank;

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"An act to amend Chapter 19. of the Revised Statutes, respecting the "Law of the road"

reported from the Committee on Engrossed Bills as truly and correctly engrossed, were severally passed to be enacted, in concurrence, signed by the President and by the Secretary transmitted to the Governor for his approval and signature.

...

Bill "An act relating to Supervisors of Schools;" was by Mr. Davis from the Committee on Bills in the Second Reading, without amendment, was read a second time. Mr. Elder moved that the bill be indefinitely postponed, and on this question the yeas and nays were ordered. The Senate indefinitely postponed the bill as follows;-

Yeas. Messrs. Anderson, Carleton, Davis, Elder, Hamlin, Harris, Holt, Livermore, Longford, Marshall, McCluskey, Morton, O'Brien, Simpson, Stinchfield, Thaxter 16.

...

Nays. Messrs. Burpee, Fletcher, Gilman, Goddard, Hanscford, Moulton, Porter, Rhodfield, Totman, Wells, Williamson Wing 12.

Sent down for concurrence.

...

...

On motion of Mr. Thaxter the Senate adjourned

Joseph D. Hall
Secretary

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In Senate.

Wednesday March 23d. 1859

Met according to adjournment

President in the Chair.

Prayer by Rev. Mr. Armitage of Augusta.

Journal of yesterday read and approved.

Orders from the House:-

That the Committee on the Judiciary be instructed to inquire whether section 4. of Chapter 116 of the Revised Statutes, requires amendment, or 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 Statutes, 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.

...

That the same Committee be instructed to inquire whether section 19. of chapter 116 of the Revised Statutes shall be amended, so as to reduce the fees of Registers of Deeds, or give a portion of the fees to the counties after the net income of the Register has exceeded one thousand dollars, and to dispense with the Alphabet of each volume and require a general index

...

That the Judiciary Committee be instructed to inquire into the expediency of so amending section 28. of chapter 11.

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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.

were severally read and passed in concurrence,

Report of the Committee on Education that legislation is inexpedient on an order relating to the admission of scholars to schools of other districts.

Report of the Committee on Division of Town granting leave to withdraw on petition of Oren Fulsom and others.

were severally accepted, in concurrence

Report of the Joint Special Committee on Biennial Sessions, submitting.
"Resolve 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 accepted in concurrence. Resolve once read.

The Senate nonconcurred with the House in refusing the resolve a passage by yeas and nays as follows

Yeas. Messrs. Burpee, Goddard, Livermore, Totman, Wing. 5.

Nays. Messrs. Anderson, Davis, Golder, Fletch.

er, Gilman, Hamlin, Hannaford, Harris, Holt, Lyford, Marshall, McClusky, Morton, Moulton, O'Brien, Porter, Simpson, Skolfield, Stinchfield, Wells, Williamson. 21.

The resolves were then passed to be engrossed by the yeas and nays as follows:

Yeas- Messrs. Anderson, Davis, Elder, Fletcher, Hamlin, Hannaford, Harris, Holt, Lyford, Marshall, McClusky, Morton, Moulton, Porter, Simpson, Skolfield, Stinchfield, Thissell, Wells, Williamson, Gilman - 21.

Nays- Messrs. Burpee, Carleton, Goddard, Livermore, O'Brien, Totman, Wing. - 7.

Sent down for concurrence

Resolve relating to County Estimates, (reported in the House from the Committee on County Estimates,) was read twice the rules being suspended. House amendments "B" and "C" adopted, further amended as per sheets marked "D" and "E" and as amended passed to be engrossed.

Sent down for concurrence.

"Resolve in favor of Abel D. Tyler and Albion Jones came from the House indefinitely postponed. The Senate nonconcurred and insisted on its former vote, passing the bill to be engrossed.

Sent down for concurrence.

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Bills entitled.

"An act authorizing the inhabitants of the town of Ripley to purchase and hold certain real estate."

"An act to make valid the doings of the annual town meeting of Peru."

Reported by Mr Lyford from the Committee on Bills in the Second Reading, without amendment, — were severally read a second time and passed to be engrossed, in concurrence

Bills entitled

"An act to incorporate the Skitticook Dam Company;"

"An act to authorize John P. Carter to extend a wharf into tide water in Sedgewick;"

"An act to provide for the collection of assessments made upon the members of the Rockland Lime Rock Company, the Tillson and Holmes Lime Rock Company and the White Limerock Company;"

"An act to incorporate the Westbrook Mutual Fire Insurance Company;"...

"An act to prevent abuses of the statute relating to the testimony of parties to suits at law"

— reported from the Committee on Engrossed Bills as truly and strictly engrossed.

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were severally passed to be enacted, in concurrence.

"Resolve in favor of Arvida Hayford," was finally passed, in concurrence.

And these bills and resolve having been signed by the President - were by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Gilman

Bill - "An act to set off certain territory from the town of Mount Vernon and annex the same to the town of Readfield - was taken from the table - The amendment offered by Mr. Fortman was adopted by yeas and nays as follows:-

Yeas. Messrs. Anderson, Burpee, Fletcher, Hamlin, Hannaford, Harris, Livermore, Longford, Marshall, Morton, Moulton, Porter, Simpson, Skolfield, Fortman 15.

Nays. Messrs. Carleton, Davis, Gilman, Goddard, Holt, C. Brian, Stinchfield, Trissell, Wells, Williamson, Wing 11.

...

...

Mr. Wing moved the indefinite postponement of the Bill - Lost.

Mr. Fletcher moved a reconsideration of the vote adopting amendment "A" pending which. On motion of Mr. Anderson

The Senate adjourned.

Joseph B. Hall

Secretary

LLMC DIGITAL

In Senate

Thursday March. 24th. 1859.

Met according to adjournment

In the absence of the President, the Senate was called to order by the Secretary.

On motion of Mr. Holt.

Messrs. Holt, Williamson and Morton, were appointed a Committee to receive, sort and count the votes for President pro tem of the Senate

Which Committee having attended to the duty assigned them. reported as follows.

Whole number of votes	22
Necessary to a choice	12
Elijah L. Hamlin has	15
Alfred Fletcher has	7

The report was accepted and Hon. Elijah L. Hamlin was declared duly elected President pro tem of the Senate.

Mr. Hamlin was conducted to the Chair by Mr. Fletcher.

Prayer by Rev. Mr. Jaspan of Augusta.

Journal of yesterday read and approved.

...

...

On motion of Mr. Burpee.

Ordered,- That a message be sent to the House of Representatives, by the Secretary, informing that body of the election of Hon. Elijah L. Hamlin as President pro tem of the Senate, in the absence

On motion of the same Senator the Secretary was charged with a similar message to the Governor and Council.

Which messages were conveyed by the Secretary.

Bill "An act to incorperate the town of Danforth" came back from the House recommitted.

The Senate concurred.

Bill "An act in relation to the collection of taxes in the town of Veazie" - came from the House indefinitely postponed. The Senate insisted on its former vote passing the bill to be engrossed.

Sent down for concurrence.

Orders from the House.

That the Committee on State Prison be directed to inquire into the expediency of making an appropriation for the payment of the debts against the Prison,

...

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;

were severally read and passed in concurrence.

Petition of Simon Ayotte and others for a grant of land - was referred in concurrence to the Committee on State Lands and State Roads.

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Report of the Committee on the Judiciary, that Bill "An act relating to prisoners in the County of Sagadahoc" ought not to pass.

Report of the same Committee, that an order relating to giving additional powers to school districts, be referred to the Committee on the Judiciary - was accepted in concurrence.

Bill "An act to encourage manufactures, (reported in the House from the Committee on Manufactures,) was once read and tomorrow assigned for its second reading.

On motion of Mr. Hall.

Ordered that the Secretary of the Senate be directed to notify the Governor and Council, that by a concurrent vote of the two branches of this Legislature William Hirt Virgin has been elected Major General of the Sixth Division of the volunteer Militia of Maine to fill the vacancy occasioned by the resignation of Timothy Sudden.

Mr. Carleton, from the Committee on Interior Waters to which was referred the petition of the Kennebec Log Driving Company, reported that the petitioners have leave to bring in bill "An act additional concerning the Kennebec Log Driving Company"

The report was accepted. The bill was once read and tomorrow assigned for its second reading.

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Mr. Williamson presented the petition of the Selectmen and Superintending School Committee of Fairfield — which was referred to the Committee on Education.

Sent down for concurrence

A message was received from the House through Mr. Wilcox its Clerk asking the return to that body, of the report of the Judiciary Committee relating to bill "An act relating to prisoners in the County of Sagadahoc." The Senate receded from its former vote and directed the Secretary to return the document to the House.

Bill "An act for the assessment of a State tax for the year one thousand eight and fifty nine amounting to two hundred thousand and nine hundred and nineteen dollars thirty cents": came back from the House recommitted with instructions as per sheet annexed marked "A." The Senate receded from its former vote, and concurred in the recommitment. Subsequently Mr. Williamson moved a reconsideration of this vote, which was laid on the table on his motion, and 11 o'clock to-morrow assigned for its consideration.

The Senate proceeded to the consideration of the motion offered by Mr. Fletcher to reconsider the vote adopting amendment "A" to bill "An act to set off certain territory from the town of Mount Vernon and annex the same to the town

of Readfield." — which was pending at the time of adjournment yesterday. And the Senate refused to reconsider.

Mr. Wing moved to amend as per sheet "B" on this motion the yeas and nays were ordered. and the amendment was lost by the following vote:

Yeas. Messrs. Carleton, Elder, Fletcher, Gilman, Goddard, Holt, McCleskey, O'Brien, Porter, Wells, Williamson, Wing 12

Nays. Messrs. Anderson, Barron, Burpee, Hamlin, Hannaford, Harris, Silvermore Leyford, Marshall, Morton, Moulton, Simpson, Thissell. 13

Mr. Carleton proposed amendment "C" which was adopted. and the bill as amended was passed to be engrossed

Sent down for concurrence.

...

On motion of Mr. Morton.

Ordered:— That the Senate adjourn each day at half past 12 o'clock P.M. until otherwise ordered; and that the afternoon session commence at half past 2 o'clock, and the morning session at half past 9 o'clock.

...

On motion of Mr. Carleton, the motion of Mr. Porter to reconsider the vote whereby "An act to set off the town of Whitefield from Lincoln County and annex the same to the

County of Kennebec" was refused a passage was taken from the table. On the motion to reconsider the yeas and nays were ordered.

And the vote was reconsidered as follows

Yeas. Messrs. Carleton, Colder, Fletcher, Gilman, Goddard, Harris, Holt, Mcclusky O'Brien, Stinchfield, Thissell, Totman, Wells, Williamson, Wing, 15

Nays. Messrs. Anderson, Barron, Burpee, Davis, Hamlin, Hannaford, Silvernon, Swyford, Marshall, Morton, Moulton, Simpson, 12

Pending the further consideration of the bill the Senate adjourned to afternoon.

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Afternoon.

Met according to adjournment.

The Senate proceeded to the consideration of Bill "An act to set off the town of Whitefield from Lincoln County and annex the same to the County of Kennebec." The bill was laid on the table on motion of Mr. Carleton.

Bill "An act in relation to elections in cities," was referred to the Committee on the Judiciary in concurrence.

Mr. Wing from the Committee to which was referred an order relating to the time when the Legislature may finally adjourn, reported that the Legislature can and ought to adjourn finally, on Monday the fourth day of April next.

The report was accepted.

...

Sent down for concurrence.

Mr. Fletcher from the Committee on the Judiciary to which was referred an order relating to amending chapter 11 of the Revised Statutes, reported bill "An act to amend chapter 11 of the Revised Statutes,"

Mr. Kissell from the Committee on Agriculture, to which was referred the petition of Thomas J. Withers and others,

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reported that the petitioners have leave to bring in bill. "An act relating to drainage"

The reports were severally accepted; the bills once read and 350 copies ordered to be printed for the use of the Legislature.

Mr. Williamson from the Committee on Education to which was referred an order, relating to the procural of a correct map of the State, to be supplied to the several schools of the State, reported a "Resolve for the publication and distribution of the State map";

The report was accepted, the Resolve once read and 350 copies of the report and Resolve ordered to be printed for the use of the Legislature.

Bills entitled.

"An act respecting the compensation of Registers of Probate in certain cases;"

"An act to amend an act entitled "an act to incorporate the proprietors of the Hallowell and Chelsea Bridge Company;""

"An act additional to chapter 12 of the Revised Statutes, relating to parishes;"

Also "Resolves in relation to the share of the State of Maine of the Massachusetts Militia claims against the government of the United States;"

severally reported from the Committee on Bills in the Second Reading, without amendment.

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were severally read a second time, and passed to be engrossed, in concurrence.

Bills entitled

"An act relating to embezzlement";—

"An act to amend chapter 47 of the Revised Statutes, relating to Banks and Banking;"

"An act concerning allowance to widows";

Also Resolves entitled

"Resolve in favor of Presque Isle Academy";

"Resolve in favor of appointing Fish Commissioners";—

severally reported from the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed.

Sent down for concurrence

...

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred the petition of Freeman Trott and others, reported that the petitioners have leave to bring in bills "An act to incorporate the Gardiner Mutual Fire Insurance Company;"

...

Mr. Stinchfield from the Committee on Interior Waters, to which was referred the petition of L. A. Morse and others reported that the petitioners have leave to bring in

bill "An act to amend an act entitled "an act to incorperate the Machias Log Driving Company";

Mr. Carleton from the Committee on the Judiciary to which was referred bill "An act for the limitations of certain actions and to regulate proceedings therein;" reported that the same ought to pass.

These reports were severally accepted, the bills were severally once read, and tomorrow assigned for their second reading.

Mr. Harris from the Committee on Railroads, Ways and Bridges to which was referred the petitions of James N. North and Joseph Williams, reported that the same be referred to the next Legislature;

Mr. Porter from the Committee on State Lands and State Roads to which was referred the petition of Daniel O'Handler reported that the petitioner have leave to withdraw.

...

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred sundry returns of Insurance Companies, reported recommending that the same be placed on file in the office of the Secretary of State;

Mr. Livermore from the Committee on Fisheries, reported that the Committee have attended to all the business before them and asking to be discharged from further duty;

Mr. Fletcher from the Committee on Railroads, Ways and Bridges, reported that the Committee have attended to all the business before them, and asking to be discharged from further duty;

The reports were severally accepted.

Sent down for concurrence.

Bill "An act in relation to the distribution of school money among the smaller districts", was read a second time; the Senate nonconcurred with the House, indefinitely postponing the bill; the bill was amended as per sheets marked "A" "B" and "C". Mr. Carleton moved to reconsider the vote adopting the amendment "C" and that motion was laid on the table and tomorrow afternoon at 2½ o'clock be assigned for its consideration

"Resolve in favor of Silas P. Jones," was read a second time and laid on the table on motion of Mr Holt and Tuesday next assigned for its further consideration.

On motion of Mr. Morton, the motion of Mr Barron to reconsider the vote refusing a passage to bill "An act to change the place of holding the

April term of the Supreme Judicial Court in the County of York," was taken from the table, and the vote was reconsidered by yeas and nays as follows:-

Yeas. Messrs. Anderson. Barron. Burpee. Elden. Fletcher. Gilman. Goddard. Hannaford. Harris. Holt. Livermore. Lyford. Morton. Porter. Skolfield. Totman. 16.

Nays. Messrs. Carleton. Davis. Hamlin. Marshall. McCrusky. Moulton. O'Brien. Thissell. Wells. Williamson. Wing. 11.

Mr. Morton proposed amendments as per sheet marked "A." "B." "C." "D." which were severally adopted. Mr. Carleton moved to further amend the bill and pending the further consideration of the subject the Senate adjourned.

Joseph B. Hall

Secretary

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In Senate.

Friday, March 25th, 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Ingraham of Augusta.

Journal of yesterday read and approved.

Petition of the County Commissioners of the County of Oxford for a grant of land in said County to aid in the construction of a road to the Canada line – was referred to the Committee on State Lands and State Roads, in concurrence.

Communication from the Governor relating to unpublished reports of the late Reporter of Decisions – was referred to the Committee on the Judiciary, in concurrence.

...

Reports of the Committee on Claims.

– Granting leave to withdraw on the petition of Supervisors of Leavenworth, Kansas Territory;

– Granting leave to withdraw on the petition of Eastern Times;

...

were severally accepted in concurrence.

"Resolve in favor of John Pattin"; (reported in the House from the Committee on Claims;)

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"Resolve in favor of the Maine Medical School," (reported in the House from the Committee on Education;)

Bill "An act to amend chapter 107 of the Revised Statutes, relating to depositions," (reported in the House from the Committee on the Judiciary;)

Bill "An act relating to prisoners in the County of Sagadahoc," (reported in the House from the Committee on the Judiciary;)

These Resolves and Bills were severally once read, and tomorrow assigned for their second reading.

Bill "An act establishing the salaries of the Judge of Probate and Register of Probate in the County of Androscoggin," came back from the House that branch having insisted on its former vote indefinitely postponing the bill. The bill was laid on the table on motion of Mr Layford.

...

...

The Senate proceeded to the consideration of bill "An act to change the place of holding the April term of the Supreme Judicial Court in the County of York," which was before the Senate at the time ment of adjournment yesterday. The bill was further amended as per sheet "C." On motion of Mr Hamlin, the vote adopting amendment "B." was reconsidered; the amendment was amended by striking out all after the word "longer." and as amended was adopted,

Mr. Carleton moved amendment "H" which was adopted by the yeas and nays as follows:-

Yeas. Messrs. Barron, Davis, Gilman, Goddard, Hamlin, Harris, Marshall, McCluskey, Moulton, O'Brien, Porter, Thissell, Wells, Wing, Williamson. 15.

Nays. Messrs. Anderson, Burpee, Elder, Hannaford, Holt, Livermore, Lyford, Morton, Simpson, Skolfield, Totman. 11.

The vote adopting amendment "C." was reconsidered, and that amendment amended by striking the word "August" and inserting "November," and as amended, was adopted. The bill was further amended as by sheets "I." and "H". Mr. Morton moved to reconsider the vote adopting amendment "H." on which motion the yeas and nays were ordered, and the vote cast as follows:

Yeas. Messrs. Barron, Burpee, Elder, Gilman, Goddard, Hannaford, Lyford, Morton, Simpson, Skolfield 10.

Nays. Messrs. Barron, Davis, Harris, Holt, Marshall, McCluskey, Moulton, O'Brien, Thissell, Totman, Wells, Williamson, Wing 13.

And the bill as amended was passed to be engrossed.

Sent down for concurrence.

Mr. McCluskey presented the petition of Joseph Blake and others for an appropriation for a road in Presque Isle, which was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

Bill "An act to amend an act entitled "An act

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to incorporate the Machias Log Driving Company" reported from the Committee on Bills in the Second Reading, without amendment, was read a second time, and passed to be engrossed.

Sent down for concurrence.

Adjourned to afternoon.

Afternoon.

Met according to adjournment.

Bills entitled.

"An act additional to the Kennebec Log Driving Company;"

"An act to incorporate the Gardiner Mutual Fire Insurance Company;"

severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time, and passed to be engrossed,

Sent down for concurrence.

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," reported by the Committee on Bills in the Second Reading, without amendment, was read a second time and passed to be engrossed in concurrence.

"Resolve providing for the purchase and distribution

of Virgin's Digest of the Maine Reports," was read a second time. Mr. Anderson moved to indefinitely postpone the Resolve, and that motion was laid on the table on motion of Mr. Stanchfield.

Bill "An act to establish a Municipal Court in the town of Lewiston, in the County of Androscoggin," was read a second time. The bill was amended as per sheet "A," Mr. Carleton proposed amendment "B" and pending its consideration the bill and amendment was laid on the table on motion of Mr. Lyford.

On motion of Mr. Wells, the motion to reconsider the vote whereby the Senate adopted amendment "C" to bill "An act in relation to the distribution of school money," was taken from the table. The motion to reconsider was withdrawn and the bill as amended passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Williamson the motion to reconsider the vote to concur with the House in recommitting bill "An act for the assessment of a State tax for the year 1859 amounting to two hundred thousand, nine hundred and nineteen dollars and thirty cents," was taken from the table, the motion to reconsider prevailed. The Senate nonconcurred with the House in recommitting the bill with instructions and recommitted the same, without instructions.

Subsequently Mr Carleton moved a reconsid-

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erection of that arte, which motion was laid on the table.

On motion of Mr. McClusky, Bill "An act to incorporate the town of Loyndon." was taken from the table, the vote passing the same to be engrossed was reconsidered. the bill amended as per sheet "B." annexed. and as amended was passed to be engrossed.

Sent down for concurrence.

Bill "An act to encourage manufactures;" was read a second time, Mr. Marshall proposed amendment "C" and pending its consideration, the bill was laid on the table on motion of Mr. Wing.

Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of George W. White and others, reported that the same be referred to the next Legislature.

Mr. Wing from the Committee on Manufactures, reported that the Committee have disposed of all the business before them, and asking to be discharged from further duty.
The reports were severally accepted.

On motion of Mr. Holt, bill "An act establishing the salaries of the Judge of Probate and Register of

Petition for "Androscoggin County" was taken from the table, the Senate insisted on its former vote passing the bill to be engrossed, and appointed Messrs. Holt, Lyford and Williamson as conferees.

Sent down for concurrence.

Bill "An act additional relating to the Kennebec Dam," came back from the House indefinitely postponed. The Senate insisted on its former vote passing the bill to be engrossed, proposed a conference, and appointed Messrs. Totman, Hannaford, and Hinckfield, as conferees.

Sent down for concurrence.

Bill "An act setting off certain territory from the town of Brandport and incorporating the same into a town by the name of Winterport," (reported in the House from the Committee on Division of Towns,) was read twice, the rules being suspended, and the bill was passed to be engrossed, in concurrence. by yeas and nays as follows

Yeas. Messrs. Barron, Davis, Gilman, Goddard, Harris, Holt, Lyford, Morton, Moulton, Porter, Simpson, Stinchfield, Totman, Wing, Williamson, 15.

Nays. Messrs. Anderson, Burpee, Carleton, Colden, Hannaford, Marshall, McClusky, O'Brien, Whitefield, Wells, 10.

On motion of Mr. Carleton, 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 taken from the table, and passed to be engrossed by the yeas and nays as follows:

Yeas. Messrs. Carleton, Elden, Gilman, Goddard, Harris, Holt, McClusky, O'Brion, Stinchfield, Totman, Wells, Wing. 12.

Nays. Messrs. Anderson, Barron, Burpee, Davis, Hannaford, Lyford, Marshall, Moulton, Porter, Simpson, Skolfield. 11.

Sent down for concurrence.

Bills entitled

"An act to repeal an act amending the Charter of the Piscataqua Mutual Fire Insurance Company";

"An act to reduce the capital stock and to amend the charter of the Northern Bank;"

"An act to establish the compensation of the County Commissioners for the County of Cumberland;"

"An act to incorporate the Gray Mutual Fire Insurance Company;"

"An act to incorporate the Poland Mutual Fire Insurance Company;"

"An act concerning the prisoners and debtors in the County of Somerset;"

"An act to establish the compensation of the Clerk of the Supreme Judicial

Court for the County of Cumberland;"

"An act to amend section 8. of chapter 78. of the Revised Statutes, relating to powers of County Commissioners, in respect to County Jails;"

"An act to incorporate the Bryants Pond High School;"

severally reported by the Committee on Engrossed Bills, as truly and correctly engrossed, were severally passed to be enacted, in concurrence

Also Resolves entitled.

"Resolve in favor of Penobscot Indians attending school in the town of Greenbush;"

"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 Hiram Knowlton;"

severally reported by the same Committee, were severally finally passed, in concurrence. And these bills and resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature

On motion of Mr Anderson, the Senate adjourned

Joseph P. Hall
Secretary

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In Senate.
Saturday, March 26th. 1859.

Met according to adjournment.
President in the chair.

Prayer by Rev. Mr. Butterfield of Hallowell.

Journal of yesterday read and approved.

Report of the Committee on Incorporation of Towns to which was recommitted Bill "An act to incorporate the Town of Danforth" granting leave to withdraw on the petition of Joseph Lesley and others.

Report of the Committee on Education to which was referred the petition of W.D. Witherspoon and others, that the same be referred to the next Legislature.
were severally accepted in concurrence.

Bill "An act to regulate the taking of fish on the coast of Maine;" (reported in the House from the Committee on Fisheries;)

"Resolve in favor of Thomas Webb," (reported in the House from the Committee on Military Pensions;)

Resolve in favor of Walter Darling," (reported in the House from the Committee on Military Pension;)
were severally once read and Tuesday next as-

signed for their second reading.

Bill "An act to incorporate the Benton Bridge Company," (reported in the House from the Committee on Railroads, Ways and Bridges;)

"Resolve in favor of Hector Sutherland," (reported in the House from the Committee on State Lands and State Roads;)

Resolve authorizing the Land Agent to convey certain lots in Township No. 4. Range 2. north of Bingham's Kennebec Purchase, (reported in the House from the Committee on State Lands and State Roads;)

"Resolve in favor of John McClusky," (reported in the House from the Committee on State Lands and State Roads;)

"Resolve to facilitate the opening of a road to Mount Katahdin," (reported in the House from the Committee on State Lands and State Roads;)

were severally read once, and Monday next assigned for their second reading;

"Resolve relating to County Estimates," came back from the House, non-concurred in the Senate amendment "D," and was laid on the table on motion of Mr. Anderson.

Mr. Carleton from the Committee on Pauper

ion of Towns, to which was referred the petition of Thomas MacGrath and others, reported that the petitioners have leave to bring in bill. "An act to set off certain territory from the town of Chelsea and annex the same to the town of Pittsfield"; The report was accepted. The bill once read and Monday assigned for its second reading.

On motion of Mr. Carleton the motion to reconsider the vote recommitting without instructions bill "An act for the assessment of a State tax for the year 1859 amounting to two hundred thousand, nine hundred and nineteen dollars and thirty cents." was taken from the table, and the vote was reconsidered by yeas and nays as follows:

Yeas. Messrs. Anderson, Carleton, Gilman, Harris, Holt, Layford, Moulton, O'Brien, Simpson, Stinchfield Thissell, Tolman Williamson, 13.

Nays. Messrs. Burpee, Davis, Elden, Goddard, Hannaford, Marshall, McClusky, Wells, 8.

And the Senate concurred with the House in recommitting the bill with instructions.

...

Bill "An act to incorporate the town of Prospect Isle;" was read a second time, amended as per sheet "A" and as amended passed to be engrossed.

Send down for concurrence.

Bill "An act to incorporate the town of Dorches-

ter," was read a second time, amended as per sheet "A." changing the title of the bill to Maysville, further amended as per sheet "B." and as amended passed to be engrossed.

Sent down for concurrence.

Bill entitled "An act relating to prisoners in the County of Sagadahoc," was read a second time and passed to be engrossed in concurrence.

Bill "An act for the limitations of certain cases and to regulate proceedings therein," was read a second time and recommitted.

Sent down for concurrence

Mr. Williamson from the Committee on Education to which was referred the petition of the Trustees of the East Maine Conference Seminary, reported that the petitioners have leave to bring in "Resolve to extend the provisions of a Resolve approved March 27. 1858. entitled a "Resolve in favor of the East Maine Conference Seminary." The report was accepted, the Resolve once read and Monday next assigned for its second reading.

"Resolve in favor of the Maine Medical School," was read a second time, and laid on the table, on motion of Mr. Carleton.

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On motion of Mr. Marshall bill "An act additional to Chapter 47 of the Revised Statutes relating to Banks and Banking," was taken from the Table, read a second time, and passed to be engrossed.

Sent down for concurrence.

"Resolve in favor of John Patten," was read a second time. Mr. Simpson moved to indefinitely postpone the Resolve, on which motion the yeas and nays were ordered, and resulted as follows:-

Yeas. Messrs. Carleton, Gilman, Hannaford, Harris, Holt, Moulton, Simpson, Stinchfield, Strickett, Totman. 10.

Nays. Messrs. Anderson, Burpee, Davis, Elder, Goddard, Hayford, Marshall, Mecklusky, O'Brien, Porter, Wells. 11.

The Resolve was then passed to be engrossed in concurrence.

On motion of Mr. Carleton, bill "An act to establish a Municipal Court in the town of Lewiston, in the County of Androscoggin," was taken from the table, and Wednesday next assigned for its further consideration.

On motion of Mr. Holt.

Ordered that when the Senate adjourn, to adjourn to meet at 9½ o'clock Monday morning.

Adjourned.

Joseph B. Hall, Secretary

In Senate.

Monday, March, 28th, 1859.

Met according to adjournment.

President in the Chair.

Prayer by Rev. Mr. Estes of Trenton.

Order from the House:-

That the Joint Standing Committee on the Judiciary be instructed to inquire into the expediency of providing by general provision of law, for the creation and organization of private corporations;

was read and passed in concurrence.

Report of the Committee on Education that legislation is inexpedient on an order relating to Supervision of Schools;

was accepted in concurrence.

Bill "An act in relation to the auditing and settlement of accounts and claims against the State;" (reported in the House from the Committee on Mercantile Affairs and Insurance;)

Bill "An act to define the liabilities of mill-owners;" (reported in the House from the Committee on the Judiciary;)

...

Bill "An act for the protection of the Houlton and Baring Road;" (reported in the House from the Committee on State Lands and State Roads;)

...

Bill "An act regulating the change of text-books in public schools;" (reported in the H. from the Com.

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mittee on Education;)

Bill. "An act additional to chapter 86. of the Revised Statutes, relating to Trustee Process;" (reported in the House from the Committee on the Judiciary;)

Bill "An act to amend chapter 11 of the Revised Statutes, relating to the education of youths" (reported in the House from the Committee on Education;)

were severally read once, and tomorrow assigned for their second reading.

Bill "An act in relation to the distribution of School money among the smaller districts," came up from the House, that branch having adhered to its former vote, indefinitely post-poning. The Senate adhered to its former vote passing the bill to be engrossed.

Mr. Williamson from the Committee on Education to which was referred the petition of the Trustees of Lebanon Academy reported reference of the same to the next Legislature. The report was accepted.

Sent down for concurrence

Bill entitled "An act to set off certain territory from the town of Chelsea and annex the same to the Town of Hilton."

"Resolve to extend the provisions of a Resolve approved March 27th 1858, entitled a "Resolve in favor of the East Maine Conference Seminary;"

severally reported from the Committee on Bills in the second reading, without amendment, were severally read a second time and passed to be engrossed.

Sent down for concurrence

Bill "An act to incorporate the Benton Bridge Company."

Resolves entitled:

"Resolve to facilitate the opening of a road to Mount Katahdin;"

"Resolve in favor of John McClusky;"

"Resolve authorizing the Land Agent to convey certain lots in Township No. 4. Range 2. north of Bingham's Kennebec Purchase;"

"Resolve in favor of Hector Sutherland;"

severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed in concurrence.

On motion of Mr. Anderson.

"Resolve in relation to County Estimates." was taken from the table, the Senate receded from its former vote amending the Resolve, and concurred with the House, in passing the Resolve to be engrossed.

Bill "An act additional, relating to the Kennebec Dam," came back from the House, that branch having adhered to its former vote in

definitely postponing the same. The bill was laid on the table on motion of Mr. Elder.

On motion of Mr. Hinchfield.

"Resolve providing for the purchase and distribution of Virgin's Digests of the Maine Reports was taken from the table, and again laid on the table on motion of Mr. Anderson, and Wednesday next assigned for its further consideration.

Mr. Fletcher from the Committee on the Judiciary to which was referred an order relating to the fees of the Clerks of Courts, reported that legislation thereon is inexpedient;

The same Senator from the same Committee to which was referred the petition of Gardiner Chapman and others, reported that the petitioners have leave to withdraw;

Mr. Porter from the Committee on State Lands and State Roads, to which was referred the petition of Justus Gray and others reported that the petitioners have leave to withdraw;

were severally accepted.

...

Sent down for concurrence.

Bill "An act relating to Drainage," was taken from the table, read a second time, and laid on the table on motion of Mr. Hiscell.

On motion of Mr. Layford, bill "An act to en-

courage Manufactures" was taken from the table, amendment "C" proposed by Mr. Marshall, was rejected by yeas and nays as follows:-

Yeas. Messrs. Fletcher, Goddard, Holt, Marshall, Moulton, O'Brien, Simpson, Totman, Wells. 9.

Nays. Messrs. Anderson, Burpee, Carleton, Davis, Elder, Gilman, Hannaford, Harris, Hyford, McCluskey, Morton, Porter, Skolfield, Stinchfield, Thissell, Williamson. 16.

And the bill was passed to be engrossed in concurrence.

Mr. Carleton from the Committee on the Judiciary to which was referred 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", reported that the same in a new draft ought to pass. The report was accepted, the bill once read, and tomorrow assigned for its second reading.

...

Bills entitled

"An act respecting the compensation of Registers of Probate in certain cases,"

"An act to incorporate the Portland Fire Cents Savings Institution

...

"An act to amend an act entitled an act to incorporate the proprietors of the Hallowell and Chelsea Bridge Company;"

...

"An act to make valid the doings of the annual town meeting in Perce;"-

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"An act additional to chapter 78. of the Revised Statutes;"

"An act authorizing the inhabitants of the town of Ripley to purchase and hold certain real estate;"

"An act to repeal an act entitled "An act additional to an act to incorporate the Maine State Seminary;"

"An act additional to chapter 12 of the Revised Statutes; relating to parishes;"

severally reported from the Committee on Engrossed Bills, as truly and correctly engrossed, were severally passed to be enacted, signed by the President, and by the Secretary transmitted to the Governor for his approval and signature.

Adjourned to afternoon.

Afternoon.

Met according to adjournment.

Mr. Porter from the Committee on State Lands and State Roads, to which was referred the petition of Joel Knight from the last Legislature - reported that the petitioner have leave to withdraw

The report was accepted.

Sent down for concurrence.

Report of the Committee on Division of Coun-

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ties - granting leave to withdraw on the petition of James Bell and others, was accepted in concurrence.

On motion of Mr. Anderson Bill, "An act relating to drainage," - was taken from the table and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Carleton Bill "An act additional relating to the Kennebec Dam;" was taken from the table, and the Senate adhered to its former vote passing the bill to be engrossed.

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," came back from the House amended as per sheet "A". The Senate concurred in the amendment and passed the bill as amended to be engrossed in concurrence

Mr. Porter moved to reconsider the vote passing to be engrossed bill "An act to encourage Manufactures," which motion was laid on the table, and tomorrow assigned for its consideration

Mr. Hinckfield from the Committee on Interior Waters to which was referred the petition of the Selectmen of Frye-

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burg" reported bill "An act to prevent destruction of pickerel in Lovewell's Pond, Keyes's Pond, Charles Pond, Pleasant Pond, and Clay Pond." The report was accepted. The bill once read, and tomorrow assigned for its second reading.

Mr. Carleton from the Committee on the Judiciary, to which was referred an order relating to Towns paying for the support of paupers relieved by another town in less time than is now required, reported that legislation thereon is inexpedient.

The report was accepted.

Sent down for concurrence

Mr. Tolman from the Committee on Military Pensions, to which was referred the petition of Arthur L. Grant, reported that the petitioner have leave to bring in Resolve in favor of Arthur L. Grant. The report was accepted. The Resolve once read, and tomorrow assigned for its second reading.

...

On motion of Mr Burpee

"Resolve for the publication and distribution of the State Map;" was taken from the table, and tomorrow assigned for its further consideration

...

Mr. Burpee by leave introduced bill "An act to incorporate the Wiscasset Gas Light Company;" - which was referred to the

Committee on Mercantile Affairs and Insurance.

Sent down for concurrence

Mr. Stinchfield from the Committee on Interior Waters. to which was referred the petition of John Lynch. reported that the petitioner have leave to withdraw

Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of Lummer Whitney and others, reported that the petitioners have leave to withdraw,

The same Senator from the same Committee to which was referred the petition of Charles A Everett and others. from the last Legislature reported that the petitioners have leave to withdraw. And these reports were severally accepted.

Sent down for concurrence.

...

On motion of Mr. Fletcher.

Bill "An act relating to Witnesses and evidence";- was taken from the table and passed to be engrossed

Sent down for concurrence ...

On motion of Mr. Russell.

The Senate then adjourned.

Joseph P Hall Secretary

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In Senate.

Tuesday, March 29th, 1859.

Met according to adjournment.
President in the Chair.

Prayer by Rev. Mr. Fuller of Hallowell.

Journal of yesterday read and approved.

Reports of the Committee on State Lands and State Roads.
That legislation is inexpedient on an order relating to land held in common by the State and by individuals,
— Granting leave to withdraw on petition of Romeo Michaud.

Report of the Committee on Interior Waters, granting leave to withdraw on petition of Osborn Charles — were severally accepted, in concurrence

Bill "An act additional to Chapter 81 of the Revised Statutes," (reported in the House from the Committee on the Judiciary;) was read twice, and passed to be engrossed, in concurrence.

Bill "An act providing for the distribution of the annual School Blanks and Registers," (reported in the House from the Committee on Education;) — was read once and tomorrow assigned for its second reading.

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Bill "An act to increase the salary of the County Attorney for the County of Piscataquis," (reported in the House from the Piscataquis Delegation;) was once read and this afternoon assigned for its second reading.

Bill "An act to make valid the proceedings of Drew and Webster Plantations." - (reported in the House from the Committee on the Judiciary;)

Bill "An act additional to an act creating the Norway village Corporation." (passed to be engrossed in the House.

"Resolve in favor of the Penobscot Indians," (reported in the House from the Committee on Indian Affairs;)

"Resolve in favor of sundry persons for guarding Jail of Cumberland County, in the year 1856." (reported in the House from the Committee on Claims;)

were severally once read and tomorrow assigned for their second reading.

Bill "An act for the establishment of a State Normal School," (reported in the House from the Committee on Education;) was read twice: the Rules being suspended, and referred to the next Legislature, in concurrence.

Bill "An act additional concerning the Kennebec Log Driving Company." came back from

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the House, or ferred to the next Legislature. The Senate receded and concurred.

"Resolve in favor of John F. Stevens." (passed to be engrossed in the House;) was read twice. The Rules being suspended amended as per sheet "A" and as amended passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Skolfield; the Rules were suspended and the vote reconsidered whereby the Senate indefinitely postponed bill "An act to incorporate the Harpswell Academy;" The bill was then read a second time, and passed to be engrossed.

Sent down for concurrence.

Bill "An act to amend Chapter 11 of the Revised Statutes, in relation to the Education of youth;" was read a second time and indefinitely postponed, in concurrence.

On motion of Mr. Holt.
"Resolve in favor of Silas P. Jones" was taken from the table, amended as per sheet "A". and as amended passed to be engrossed.

Sent down for concurrence.

"Resolve in favor of Arthur L. Grant," was read a second time and laid on the table

on motion of Mr. Carleton.

Bill "An act relating to real estate sold for non payment of the taxes in the town of Kingsbury." – was read a second time and laid on the table on motion of Mr Fletcher.

"Resolve in favor of Walker Darling," was read a second time and passed to be engrossed, in concurrence.

On motion of Mr. Marshall the Senate adjourned to afternoon.

Afternoon.

Bill "An act to define the liabilities of Mill Owners," – was read a second time and laid on the table on motion of Mr. Carleton.

...

Bill "An act regulating the change of text-books in Public Schools," – was read a second time and indefinitely postponed.

Sent down for concurrence.

...

Bill "An act to prevent the destruction of fish in Lovewell's Pond, Kezer's Pond Charles Pond, Pleasant Pond, and Clay Pond." was read a second time, and laid on the table on motion of Mr. Carleton.

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Resolve in favor of Thomas Webb", was read a second time and laid on the table on motion of Mr. Carleton.

Bills

"An act to regulate the taking of fish on the coast of Maine".

" " additional to Chapter 86 of the Revised Statutes, relating to Trustee Process,

" " to increase the salary of the County Attorney for the County of Piscataquis"

severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed, in concurrence

Bill.

"An act to amend Chapter 107 of the Revised Statutes, relating to depositions", was read a second time, and laid on the table on motion of Mr. Gifford, and tomorrow assigned for its further consideration.

Mr. Totman from the Committee on Agriculture, to which was referred the petition of Jonathan Hall and others from the last Legislature - reported that the petitioners have leave to withdraw.

The same Senator from the same Committee to which was referred the petition of James Cutts and others from the last Legislature reported that the petitioners have leave to withdraw.

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Mr. Anderson from the same Committee reported that the Committee having attended to all business before them and ask to be discharged from further service.

The reports were severally accepted.

Sent down for concurrence

*

Mr. Williamson from the Committee on Education to which was refered the petition of the Selectmen and others of Fairfield. reported that the petitioners have leave to bring in bill "An act to make valid the doings of the town of Fairfield;" the report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Porter.

The motion to reconsider the vote passing the bill "An act to encourage Manufactures" to be engrossed, was taken from the table. and the vote reconsidered by yeas and nays as follows:—

Yeas. Messrs. Anderson, Barron, Burpee, Fletcher, Gilman. Goddard. Hamlin, Harris, Hannaford. Holt. Lunford. Marshall. Moulton. O'Brien. Porter. Simpson. Totman, Walls. Wing. 19.

Nays. Messrs. Carleton. Elder. Skolfield. Stinchfield. Thissell. Williamson ... 6.

The vote adopting ammendment "C" was reconsidered. Mr. Lunford proposed ammendment "D" which was adopted by yeas and nays as follows:

Yeas. Messrs. Anderson. Barron Fletcher. Gilman. Goddard. Hamlin. Harris. Holt.

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Boyford. Marshall. Morton. Moulton. O'Brien
Porter. Simpson. Stinchfield. Totman. , Wells.
Wing. 19.

Nays. Messrs. Burpee. Carleton, Hannaford
Williamson 4.

And the bill was passed to be engrossed. as amended by yeas and nays. as follows.

Yeas. Messrs. Anderson. Barron. Burpee. Fletcher. Gilman. Goddard. Hamlin. Hannaford. Harris. Holt. Boyford. Marshall. Morton. Moulton. O'Brien. Porter. Simpson. Stinchfield. Totman. Wells. Williamson. Wing. 22.

Nays. Mr. Carleton. 1.

Mr. Stinchfield moved a reconsideration of the last vote which was refused.

On motion of Mr. Totman the vote concurring with the House in refering to the next Legislature bill. "An act additional concerning the Kennebec Log Driving Company" was reconsidered and the Senate insisted on its former vote passing the bill to be engrossed.

...

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was refered the petition of Timothy B. Grant and others. reported. that the petitioners have leave to bring in bill "An act to incorporate the Boston and Maine Granite Slate and Lumbering Company"

The same Senator from the same Committee to which was refered the petition of William Arnold and others. reported that the petitioners have leave to bring in bill. "An act to incorporate

the Bangor Kerosene Oil Company".

The same Senator from the same Committee to which was referred bill "An act to incorporate the Wiscasset Gas Light Company"- reported that the same ought to pass.

The reports were severally accepted, the bills severally once read, and tomorrow assigned for their second reading.

Mr. Fletcher by leave introduced bill "An act to incorporate the Maine State Society for improving horses,"- which was once read, and tomorrow assigned for its second reading.

On motion of Mr. Harris
The Senate adjourned.

Joseph D. Hall
Secretary

In Senate

Wednesday, March 30th, 1859.

Met according to adjournment.

President in the chair

Prayer by Rev. Mr. Dexter of Augusta.

Journal of yesterday read and approved.

Order from the House:-

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 roll of the members and officers of this House up to and including Monday next. the same as last year.

was read and passed in concurrence.

Memorial of James L. Child. recommending a portraiture history of the Governor of Maine was referred to the Committee on the Library.

...

...

Reports of the Committee on the Judiciary:-

That legislation is inexpedient on an order relating to the erection and organization of private corporations;

— That bill "An act making further equity provisions," ought not to pass;—

— That bill defining the penalty for obtaining property by representations falsely and fraudulently made" ought not to pass.

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474. Reports of the Committee on State Lands and State Roads,

— Granting leave to withdraw on the petition of Nathaniel Blake, from the last Legislature

— Granting leave to withdraw on the petition of Thomas Butler and others,

Report of the Committee on Education:— That the petition of the Trustees of Foxcroft Academy, be referred to the next Legislature

These reports were severally accepted in concurrence

Bill "An act relating to the competency of witnesses." (reported in the House from the Committee on the Judiciary.)

"Resolve in relation to the State Prison." (reported in the the House from the Committee on the State Prison,)

...

"Resolve in favor of the town of Blanchard" (reported in the House from the Committee on the Insane Hospital,)

Bill "An act to enable the town of Cumberland to accept the legacies made to said town by the late Elizabeth Greeley in his last will and to carry out the purposes thereof;"

were severally read and tomorrow assigned for their second reading

Bill "An act giving further remedies against Mr

formerly submitted to a conference, came down from the House that branch having accepted the report of the Committee, and passed the bill to be engrossed in accordance therewith. The Senate accepted the report of the Committee on conference and passed the bill to be engrossed in concurrence, as recommended by said Committee.

Report of the Committee on Claims,—

Granting leave to withdraw on the petition of B. W. Gilbreth, came from the House referred to the Committee on the Judiciary;

Report of the Committee on Claims,—

Granting leave to withdraw on the petition of Easton Lines, came from the House recommitted;

were severally accepted in concurrence.

On motion of Mr. Hayford bill "An act to establish a Municipal Court in the town of Houlton," was taken from the table amended as per sheet "A" "B," and as amended, was recommitted.

...

Sent down for concurrence.

...

On motion of Mr. Holt: "Resolve providing for the purchase and distribution of Virgin's Digest of Maine Reports," was taken from the table and passed to be engrossed, in concurrence.

...

Bill "An act to change the place of holding the January term of the Supreme Judicial Court for the County of York," came from

from the House, that Branch having concurred in adopting amendments "A" "B" "C" "D" "E" and "H" and nonconcurring in amendments "G" and "I" and as amended passed to be engrossed. The Senate receded from it vote adopting amendment "H" by yeas and nays as follows:—

Yeas. Messrs. Anderson, Burpee, Calder, Fletcher, Gilman, Hannaford, Holt, Lyford, Morton, Simpson, Skolfield, Stinchfield, Thissell, Tolman 14

Nays. Messrs. Barron, Carleton, Goddard, Hamlin, Harris, Marshall, McCluskey, Moulton, O'Brien, Porter, Wells, Williamson, Wing. 13

The Senate receded: concurred with the House in rejecting amendment "I".

And as thus amended the bill was passed to be engrossed by the yeas and nays as follows:—

Yeas. Messrs. Anderson, Burpee, Calder, Fletcher, Gilman, Hannaford, Holt, Lyford, Morton, Simpson, Skolfield, Stinchfield, Thissell, Tolman, Wing. 15

Nays. Messrs. Barron, Carleton, Goddard, Hamlin, Harris, Marshall, McCluskey, Moulton, O'Brien, Porter, Wells, Williamson. 12

Mr. Hannaford moved to reconsider this last vote, and pending the consideration of the motion the Senate adjourned.

Afternoon.

The Senate proceeded to the consideration of the mo-

tion to reconsider the vote passing to be engrossed bill "An act to change the place of holding the January term of the Supreme Judicial Court for the County of York," which was before the Senate at the moment of adjournment this forenoon; which motion was withdrawn by the mover by leave;-

Bill "An act to incorporate the Town of Presque Isle" came back from the House, that branch having insisted on its vote passing the bill to be engrossed, without Senate amendment, and proposing a conference. The Senate adhered to its former vote.

Sent down for concurrence

"Resolves to provide for a State valuation". Also bill "An act in relation to the State valuation" (reported in the House from the Committee on the Judiciary;) were severally read and to-morrow assigned for their second reading.

Mr. Burpee by leave introduced bill "An act to amend Chapter 49 of the Revised Statutes." which was referred to the Committee on Mercantile Affairs and Insurance.

...

Sent down for concurrence.

Bill "An act to incorporate the town of Mayville" came back from the House, that branch having rejected Senate amendment "B". The Senate adhered to its former vote passing the bill with that amendment, to be engrossed.

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Sent down for concurrence.

Bills entitled

"An act providing for the distribution of the annual school blanks and registers;"

"An act additional to an act creating to Norway Village corporation;"

Also "Resolve in favor of the Penobscot Indians;—

severally reported by the Committee on Bills in the Second Reading, without amendment,— were severally read a second time and passed to be engrossed in concurrence

Bills entitled

"An act to incorporate the Bangor Kerosene Oil Company;"

"An act to incorporate the Maine State Society for improving horses;"

"An act to make valid the doings of the town of Fairfield;"

"An act to incorporate the Boston and Maine Granite, Slate and Lumbering Company;"

"An act to incorporate the Wiscasset Gas Light Company;"

were severally read a second time and passed to be engrossed.

Sent down for concurrence

"Resolve in favor of sundry persons for clothing

jail of Cumberland County, in the year 1856. was read a second time and laid on the table on motion of Mr. Carleton.

On motion of Mr. Morton "Resolve in favor of Thomas Webb" - was taken from the table, and passed to be engrossed, in concurrence.

Bills entitled.

"An act relating to the prisoners in the County of Sagadahoc;"

"An act to incorporate the Camden Bank;"
"An act concerning allowance to widows;"
"An act to incorporate the Gardiner Mutual Fire Insurance Company;"
"An act additional to Chapter 81 of the Revised Statutes;"
"An act to repeal an act approved March 29th 1855, entitled 'An act to create and establish the office of Auditor in the County of Cumberland;"

severally reported by the Committee on Engrossed Bills, as truly and correctly engrossed, were severally passed to be enacted in concurrence.

...

Resolves entitled.

"Resolve in relation to the share of Maine of Massachusetts Militia claim against the United States Government;"
"Resolve in favor of John Patten;"
"Resolve in favor of Presque Isle Academy;"
"Resolve in relation to County Estimates"
"Resolve in favor of Hector Sutherland;"

"Resolve in favor of appointing a fish commissioner;"

"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 Mount Katahdin;"

"Resolve providing for the purchase and distribution of Virgin's Digest of the Maine Reports;"

were severally finally passed. And these bills and resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

Mr. Hamlin from the Committee on the Fisheries, to which was referred an order relating to the preservation of fish in Ponds in Acton, reported 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;" The report was accepted, the bill once read and tomorrow assigned for its second reading.

Mr. Fletcher from the Committee on the Judiciary, to which was referred an order relating to amending section 28 chapter 11 of the Revised Statutes, reported that Legislation thereon is inexpedient

Mr. Stinchfield from the Committee on Interior Waters, reported that the Committee have attended to all business before

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them. and ask to be discharged from further duties.

The reports were severally accepted.

On motion of Mr. Dyford bill "An act to amend chapter 107 of the Revised Statutes relating to depositions" was taken from the table amended as per sheet "A" annexed and as amended was indefinitely postponed.

Sent down for concurrence

On motion of Mr. Hamlin bill "An act in relation to "reviews" was taken from the table, House amendment "A" adopted and the bill as amended passed to be engrossed, in concurrence

On motion of Mr. Stinchfield bill "An act to define the liabilities of Mill owners" was taken from the table and passed to be engrossed in concurrence.

On motion of Mr. Carleton bill "An act relating to the sale and forfeiture of real estate of nonresidents and persons unknown for nonpayment of taxes in the town of Kingsbury in the County of Piscataquis was taken from the table and passed to be engrossed.

Sent down for concurrence

Mr. Carleton from the minority of the Committee

on Division of Towns to which was referred the petition of A. W. Cummings and others reported granting leave to the petitioners to bring in bill "An to set off certain territory from the town of Manchester and annex the same to the City of Hallowell" The report was accepted, the bill once read and tomorrow assigned for its second reading.

On motion of Mr. Hamlin "Resolve relating to the publication and distribution of a State Map;" was taken from the table, amended as per sheets A. B. and "C"; and as amended was indefinitely postponed.

"Resolve providing for the erection of a gunhouse in Kittery." (reported in the House from the Committee on the Militia;) was read twice the rules being suspended, and laid on the table on motion of Mr. Fletcher.

Mr Fletcher by leave introduced bill "An act additional to an act to incorporate the Somerset and Kennebec Railroad Company" which was once read and tomorrow assigned for its second reading.

On motion of Mr Holt.

The Senate then adjourned

Joseph D. Hall

Secretary.

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In Senate.

Thursday. March. 31.st 1859.

Met according to adjournment.

President in the chair.

Prayer by Rev. Mr. Webb of Augusta.

Journal of yesterday read and approved.

Report of the Committee on State Lands and State Roads to which was referred the petition of A. E. Dolbier. that the petitioner have leave to withdraw.

Report of the Committee on Judiciary that bill "An act relating to evidence in Courts" ought not to pass.

were severally accepted. in concurrence.

Bill "An act to set of certain described Lands owned by Amen Irish from the town of Canton and annex the same to Peru" (reported in the House from the Committee on Division of Towns,) was read once and this afternoon assigned for its second reading.

Bill.

"An act to set off certain territory from the town of Leeds. and annex the same to the town of Wayne." (reported in the House from the Committee on Division of Towns,) was once read and this afternoon.

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assigned for its second reading.

Bill

"An act to set off a part of the town of Alexander and annex the same to the town of Crawford" (reported in the House from the Committee on Division of Towns,) was once read and tomorrow assigned for its second reading.

"Resolve in aid of the school fund for the town of Littleton" (passed to be engrossed in the House,) was once read and this afternoon assigned for a second reading.

Resolve in favor of the Maine Medical School" (refused a passage in the House,) was once read and this afternoon assigned for its second reading.

On motion of Mr. Carleton.

"Resolve in favor of sundry persons for guarding Jail of Cumberland County in the year 1856," was taken from the table and passed to be engrossed in concurrence.

Bill

"An act in relation to the competency of Witnesses" was read a second time. House amendment "A" adopted and the bill as amended passed to be engrossed in concurrence.

Mr. Porter from the Committee on State

lands and State Roads, to which was referred the petition of Charles Everett and others reported that the petitioners have leave to withdraw. The report was accepted

Sent down for concurrence.

"Resolve in relation to the State Prison" was read a second time. House amendments "A" and "B" adopted, and the Resolve as amended passed to be engrossed in concurrence.

The Committee on Engrossed Bills reported as truly and correctly engrossed. bills entitled.—

"An act to regulate the taking of fish on the coast of Maine"

"An act additional to Chapter 87 of the Revised Statutes, relating to Justice Process;"

"An act to amend an act entitled an act to incorporate the Machias Log Driving Company;"

"An act to amend Chapter 47 of the Revised Statutes relating to Banks and Banking;"

"An act to change the place of holding the January term of the Supreme Judicial Court in the County of York;"

"An act to encourage Manufactures;"

which were severally passed to be enacted in concurrence.

Also Resolves entitled.

"Resolve in favor of John F. Stevens;"

Resolve in favor of Walter Darling;"

which were severally finally passed. And these bills and resolves having been signed by the President

were by the Secretary transmitted to the Governor for his approval and signature.

"An act to make valid the proceedings of Dexter and Webster plantations"

"An act in relation to the auditing and settlement of accounts and claims against the State;"

"An act to enable the town of Cumberland to accept the legacy made to said town by the late Ebiphalet Greely in his last will and to carry out the purposes thereof;"

severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed in concurrence.

Bill "An act to prevent the distruction of fish in the Gannin pond and so much of the Great East Pond and Horn Pond as lies in the town of Acton;"

...

"An act additional to an act to incorporate the Somerset and Kennebec Railroad Company."

severally reported by the Committee on Bills in the Second Reading, without amendment, were severally read a second time and passed to be engrossed.

...

Sent down for concurrence.

Bill "An act to set off certain territory from the town of Manchester and annex it same to the city of Hallowell," — was read a second

time and laid on the table on motion of Mr. Anderson.

On motion of Mr. Carleton "Resolve in favor of Arthur H. Grant" was taken from the table, read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "An act for the protection of the Houlton and Baring Road" was read a second time; House amendments "A" and "B" adopted, and the bill as amended was indefinitely postponed, in concurrence.

Mr. Hamlin, from the Special Committee on election frauds in the County of Aroostook, reported bill, "An act to amend Chapter 10 of the Revised Statutes, in relation to elections and plantations organized for election purposes;" the bill was read twice, the Rule being suspended, and passed to be engrossed.

Sent down for concurrence.

"Resolve to provide for a State valuation," was read a second, and laid on the table on motion of Mr. Anderson.

Mr. Holt moved to reconsider the vote whereby the Senate voted to adhere to passing to be engrossed bill, "An act to incorporate

the town of Presque Isle." and pending its consideration the Senate on motion of Mr. Carleton

Adjourned to afternoon

Afternoon.

The Senate proceeded to the consideration of the motion of Mr. Holt, which was pending at the moment of adjournment this forenoon. The vote was reconsidered. The same Senator moved that the Senate insist on its former vote and appoint conferees in conjunction with the House. which motion prevailed, and Messrs. Williamson, Hannaford and Simpson were appointed.

"Resolve in favor of the town of Blanchard" was read a second time. amended as per "A" annexed, an as amended passed to be engrossed.

Sent down for concurrence.

Bill "An act to change the names of certain persons," (reported in the House from the Committee on Change of names,) was read twice. the Rules being suspended, and passed to be engrossed. in concurrence

"Resolve in favor of the Maine Medical School" was read a second time, amendment "A" of the House adopted, and the Resolve as amended was refused a passage in con.

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currence

Bills

"An act to set off certain described land owned by Owen Irish from the town of Canton and to annex the same to Peru.

" " to set off certain territory from the town of Leeds and annex the same to the town of Wayne".

"Resolve in favor of the town of Littleton".

Severally reported from the Committee on Bills in the Second Reading without amendment were severally read a second time and passed to be engrossed in concurrence

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred bill "An act to amend Chapter 49 of the Revised Statutes".- reported that the same ought to pass. The report was accepted, the bill once read and tomorrow assigned for its second reading

The same Senator from the same Committee to which was referred an order relating to the enactment of a general law empowering cities and towns to form Mutual Fire Insurance Companies, reported reference of the same to the next Legislature.

Mr. Porter from the Committee on State Lands and State Roads, to which was referred the petition of Nathan Winslow reported that the petitioner have leave to withdraw

Mr. Totman. from the Committee on Military Pensions. reported that said Committee have attended to all matters referred to them. and ask to be discharged from further service. The reports were severally accepted

Sent down for concurrence

On motion of Mr. Fletcher.

"Resolve providing for the erection of a gun-house in Kittery." was taken from the table. and passed to be engrossed. in concurrence. by the yeas and nays as follows:—

Yeas. Messrs. Fletcher, Gilman. Goddard. Hanaford. Holt. Marshall. McCluskey. Morton. O'Brien, Porter. Simpson, Williamson, Wing. 13

Nays. Messrs.— Anderson Barron, Burpee, Carleton, Davis. Elder. Harris. Moulton, Skolfield. Stinchfield. Thissell. 11.

On motion of Mr. Anderson bill "An act to prevent the destruction of pickerel in Lovewells Pond. Keyer Pond. Charles Pond Pleasant Pond and Clay Pond."— was taken from the table and passed to be engrossed.

Sent down for concurrence

On motion of the same Senator.

"Resolve to provide for a State valuation." was taken from the table. amended as per sheets marked "1." "2." "3." "4." "5." "6." "7." and "8" and laid on the table on motion of Mr. Thissell.

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Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of the County Commissioners of Oxford. reported that the petitioners have leave to withdraw. The report was accepted

Sent down for concurrence

Bill

"An act relating to embezzlement" - came from the House. refused a passage: the Senate nonconcurred and proposed a conference with Messrs.— Carleton, O'Brien and Mc Cluskey conferees.

Sent down for concurrence

Subsequently the House joined as conferees on its part Messrs.— McCrillis of Bangor. Wells of Freeport and Butler of Portland

The Committee on Engrossed Bills reported as truly and correctly engrossed Bills entitled

"An act to define the liabilities of Mill owners;—

" " for the assessment of a State tax for the year 1859 amounting to $200,919.30;—

...

Which were severally passed to be enacted in concurrence. signed by the President and by the Secretary transmitted to the Governor for his approval and signature.

...

On motion of Mr. Williamson

The Senate adjourned.

Joseph B. Hall

Secretary

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In Senate

Friday April 1st 1859.

Met according to adjournment.
President in the chair.

Prayer by Rev. Mr. Bean of Augusta.

Journal of yesterday read and approved

Reports of the Committee on State Lands and State Roads.

Granting leave to withdraw on the petition of W. A. Vaughan;-

" leave to withdraw on the petition of Joseph Blake and others.

" leave to withdraw on the petition of John A. Peters;-

" leave to withdraw on the petition of Simon Ayote and others;-

were severally accepted in concurrence.

Bill ...

"An act to amend the 36th section of the 18th chapter of the Revised Statutes relating to ways" (reported in the House from the Committee on the Judiciary;-

Bill ...

"An act to aid the Aroostook Railroad Company increase the value and promote the sale and settlement of the public lands (reported in the House from the Special Committee on the subject of the Aroostook Railroad.

Were severally read once and this afternoon assigned for their second reading.

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Mr. Morton by leave introduced "Resolve in relation to the State Prison"— which was twice read. the Rules being suspended, and passed to be engrossed.

Sent down for concurrence

Bill "An act to set off a part of the town of Alexander and annex the same to Crawford" was read a second time and passed to be engrossed, in concurrence.

Bill "An act to amend chapter 49 of the Revised Statutes."— was read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Burpee from the Committee on Mercantile Affairs and Insurance to which was referred bill "An act to incorporate the American Telegraph Company;"— reported that the same ought to pass. The report was accepted the bill twice read. the Rules being suspended, and passed to be engrossed.

Sent down for concurrence

The same Senator from the same Committee to which was referred the petition of Jedediah Jewett and others;— reported that the same be referred to the next Legislature. The report was accepted.

Sent down for concurrence

On motion of Mr. Thissell.—

"Resolve to provide for a State valuation;"—

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was taken from the table, Amendment "A" was reconsidered, and amended, and as amended adopted and the Resolves as amended were passed to be engrossed.

Sent down for concurrence

Bill "An act additional concerning the Kennebec Log Driving Company," came back from the House amended as per sheets "A" and "B"— and refused a passage. The Senate adopted House amendments, and passed the bill as amended to be engrossed.

Sent down for concurrence

On motion of Mr. Wing bill "An act to set off certain territory from the town of Manchester and annex the same to the City of Hallowell,"— was read a second time, and the bill was indefinitely postponed.

Sent down for concurrence

Bill "An act in relation to sewers," came up to passage to be enacted. Mr. Carleton moved that the bill be indefinitely postponed,— pending its consideration the Senate

Adjourned to afternoon.

Afternoon.

Proceeded to consideration of the motion of Mr. Carleton. pending at the moment of adjournment this forenoon and the Senate refused to indefinite

by postpone. The bill was then passed to be enacted, signed by the President and by the Secretary transmitted to the Governor. 4 J5

Mr. Elder moved a reconsideration of the vote passing to be engrossed bill "An act additional to the Kennebec Log Driving Company" which motion was lost by the yeas and nays as follows:-

Yeas. Messrs. Fletcher, Hamlin*, Holt, Marshall, Moulton, Stinchfield, Wing 7.

Nays. Messrs. Anderson, Barron, Burpee, Castelow, Davis, Elder, Gilman, Goddard, Hannaford, Harris, Hayford, McElwee, O'Brion, Porter, Simpson, Thissell, Totman, Wells, Williamson. 19.

Mr. Williamson from the Committee on Education to which was referred an order relating to surplus revenue of Madawaska Plantation, reported that the subject be referred to the next Legislature;

The same Senator from the same Committee reported that the Committee have attended to all the business assigned them, and ask to be discharged from further duties;

Mr. Simpson from the Committee on State Lands and State Roads to which was referred the petition of J. Reini Keyr. and others, reported that the petitioners have leave to withdraw. The reports were severally accepted.

Sent down for concurrence.

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496. Bill "An act to amend the 36th section of chapter 18th of the Revised Statutes relating to Ways";— was read a second time and passed to be engrossed, in concurrence.

Bill "An act to aid the Aroostook Railroad Company, increase the value and promote the sale and settlement of the public land";— was read a second time. House amendment rejected. Mr. Fletcher moved an amendmend to strike out all after the enacting clause of the bill, and insert the first seven sections of the House bill. Mr. Carleton moved to amend the amendment by inserting the 8th section of the House bill, with an additional clause, which amendment was rejected by yeas and nays as follows:—

Yeas. Messrs. Anderson, Carleton, Gilman, McClusky, Porter, Totman, Williamson 7

Nays. Messrs. Barron, Burpee, Davis, Elder, Fletcher, Goddard, Hamlin, Hannaford, Holt, Lyford, Marshall, Moulton, O'Brien, Simpson, Skolfield, Stinchfield, Thissell, Wells, Wing. 19.

Mr. Fletcher by unanimous consent then withdrew his amendment, and offered a new amendment, being the first seven sections of the House bill, with three additional sections, which amendment was adopted by yeas and nays as follows:—

Yeas. Messrs. Burpee, Carleton, Davis, Elder, Fletcher, Gilman, Goddard, Hamlin, Hannaford, Holt, Lyford, Marshall,

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McClusky, Moulton, O'Brien, Porter, Simpson Skolfield, Stinchfield, Thissell, Totman, Wells, Williamson, Wing, 24.

Nays Messrs. Anderson, Barron, 2

The bill as amended was passed to be engrossed.

Sent down for concurrence

The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled

"An act providing for the distribution of the annual school blanks and registers;"

"An act in relation to the auditing and settlement of accounts and claims against the State;"

"An act to incorporate the Trustees of Kaspawell Academy;"

"An act to make valid the proceedings of Drew and Webster Plantations;"

"An act to increase the salary of the County Attorney for the County of Piscataquis;"

"An act additional to an act creating the Norway village corporation;"

"An act giving further remedy against Attorneys;"

"Anact to change the names of certain persons" which were severally passed to be enacted in concurrence.

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Also Resolves entitled

"Resolve in favor of Penobscot Indians;"
"Resolve in favor of Thomas Webb;"
"Resolve in favor of Silas P. Jones;"
"Resolve in favor of sundry persons for guarding Jail of Cumberland County in the year 1856;"
"Resolve in aid of the school fund for the town of Littleton;—

which were severally finally passed. And these Bills and Resolves having been signed by the President were by the Secretary transmitted to the Governor for his approval and signature

Bill "An act to establish a Municipal Court in the town of Lewiston," (— reported in a new draft in the House, from the Committee on the Judiciary,) was read twice the rules being suspended; House amendment "A" adopted, and the bill as amended passed to be engrossed in concurrence;

"Resolve providing for the erection of a gun house in Kittery," being on its passage to be enacted; the Senate refused the same a passage, and the Resolve was sent back to the House.

On motion of Mr Fletcher, the rules were suspended; the votes passing to be enacted and engrossed Resolve in favor of John F. Stevens, were reconsidered; the resolve amended as per sheet

"B." annexed, and as amended passed to be engrossed,

Sent down for concurrence.

Mr. Carleton from the Committee on the Judiciary to which was recommitted bill "An act for the limitation of certain actions, and to regulate proceedings thereon," reported that the same in a new draft ought to pass.

The same Senator from the same Committee to which was referred the petition of Benjamin H. Gilbreth, reported that the petitioner have leave to bring in bill "An act to amend Chapter 114 of the Revised Statutes relating to duties payable by certain officers," Also Resolve in favor of Benjamin H. Gilbreth.

The reports were severally accepted, the bills severally once read and tomorrow assigned for their second reading.

Mr Wells from the Committee on the Insane Hospital, reported that the Committee have attended to all business assigned them, and ask to be discharged from further duties.

The report was accepted ...

Sent down for concurrence.

On motion of Mr. Anderson
The Senate then
Adjourned.

Joseph D. Hall Secretary

500

In Senate

Saturday April 2d 1859.

Met according to adjournment

President in the Chair.

Prayer by Rev. Mr. Sanderson of Augusta.

Journal of yesterday read and approved.

Report of the Committee on State Lands and State Roads, giving the amount of the appropriations reported by the Committee at the present session.

Report of the same Committee that they have attended to all matters before them, and ask to be discharged from further duties;

Report of the Committee on Division of Towns that they have attended to all matters before them, and asking to be discharged from further duties;

were severally accepted in concurrence

Bill "An act to set off certain territory from the town of Whitefield and annex the same to the town of Alna." (reported in the House from the Committee on Division of Towns) was read twice, the rules being suspended, and indefinitely postponed in concurrence

Bill "An act to reduce the price paid by the State, for the Maine Reports." (reported

in the House from the joint special Committee 501.
was once read and laid on the table on motion
of Mr. Hinchfield.

Bill "An act to regulate the compensation of members of the Senate and House of Representatives" (reported in the House from the Committee on Retrenchment and Reform;)

Bill "An act relating to attachments of mortgaged personal property;" (reported in the House from the Committee on the Judiciary;)

Bill "An act additional to Chapter 71 of the Revised Statutes, relating to the Reporter of the Judicial Decisions;" (reported in the House from the Committee on the Judiciary;)

Bill "An act additional to Chapter 70 of the Revised Statutes, concerning assignments," reported in the House from the Committee on the Judiciary;)

were severally once read and this afternoon assigned for their second reading.

"Resolve in aid of the road leading from Kingsbury Mills to Shirley corner;"
"Resolve in aid of the road from Salem to South

Branch of Dead River;"

"Resolve locating and designating certain townships for settlement;"

"Resolve in aid of Roads and Bridges in the County of Aroostook;"

"Resolve in aid of the road, from the north line of Moscow to the Canada line;"

"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 Indian Township;"

These Resolves reported in the House from the Committee on State Lands and State Roads were severally once read and this afternoon assigned for their second reading.

"Resolve in favor of the Proprietors of the Northern Tribune;" (reported in the House from the Committee on Claims;)—was once read and laid on the table on motion of Mr. Carleton;

Bill "An act to establish a Court of Common Pleas;" (reported in the House from the Committee on the Judiciary;) — was referred to the next Legislature in consequence.

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Bill "An act to change the time of holding the April term of the Supreme Judicial Court for the County of York;" - was once read and this afternoon assigned for its second reading. 503.

Bill "An act additional to an act to increase the capital stock of the Long Reach Bank, approved March 22d A.D. 1859;" - was once read, and laid on the table on motion of Mr. Marshall.

Bill "An act to set off the town of Whitefield from the County of Lincoln and annex the same to the County of Kennebec;" - came back from the House indefinitely postponed. The Senate concurred.

Bill "An act regulating the change of text books in public schools," came back from the House, that branch having insisted on its former vote, passing the bill to be engrossed. The Senate adhered to its vote indefinitely postponing the bill.

Send down for concurrence.

On motion of Mr. Fletcher, the vote refusing a passage to "Resolve providing for the erection of a gun-house in Kittery;" - was reconsidered and the Resolve was finally passed, signed by the President and by the Secretary transmitted to the Governor for his approval and signature.

A message was received from the House

through Mr. Robie, one of its members, informing the Senate that Washington Gilbert Esq. had been chosen Speaker pro tem of the House in the absence of its Speaker.

"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," came up from the House refused a final passage. Mr. Harris moved that the Senate non concurr with the House, and the Senate non concurred by yeas and nays as follows:—

Yeas: Messrs. Anderson, Barron, Davis, Elder, Gilman, Hamlin, Hannaford, Harris, Holt, Lyford, Marshall, Moulton, O'Brien, Porter, Simpson, Skolfield, Stinchfield, Wells, Williamson, McClusky, 20.

Nays. Messrs. Burpee, Carleton, Fletcher, Goddard, Thissell, Totman, Wing, 7.

And these Resolves being on their final passage, the vote of the Senate was as follows:—

Yeas. Messrs. Anderson, Barron, Davis, Elder, Gilman, Hamlin, Hannaford, Harris, Holt, Lyford, Marshall, Moulton, O'Brien, Porter, Simpson, Skolfield, Stinchfield, Wells, Williamson 19.

Nays. Messrs. Burpee, Carleton, Fletcher, Goddard, Thissell, Totman, Wing.

And the "Resolves" were signed by the President and sent to the House.

"Resolve providing for the payment of additional Roll of Accounts No. 39." (reported in the

Hoare from the Committee on Accounts;) was read a second time, the rules being suspended, and passed to be engrossed in concurrence.

Mr. McClusky by leave presented "Resolve for the promotion of the occupation and settlement of the Public Lands,"- which was once read and this afternoon assigned for its second reading;

Mr. Hamlin, from the Committee on the Judiciary, reported that said Committee have attended to all matters before them and asking to be discharged from further duties.

Sent down for concurrence.

"Resolve in favor of the temporary clerks employed in the office of the Secretary of State"- was read a second time, the rules being suspended, and passed to be engrossed in concurrence.

On motion of Mr Wing:

Ordered:- That all matters on which any member desires to speak shall lie on the table, until matters upon which members do not desire to speak shall be disposed of; and no member shall be allowed to speak on any question more than twice, nor more than five minutes at one time.

"Resolves providing for amendment of the Consti-

tutions, so as to abolish the Council and provide for a State Auditor,"- was read twice, the rules being suspended. Mr. Fletcher proposed amendment "A";- and the bill was laid on the table on motion of Mr. Hamlin.

Bill "An act to aid the Aroostook Railroad Company, increase the value and promote the sale and settlement of the Public Lands," came back from the House, amended as per sheet "K" and as amended passed to be engrossed. The Senate receded from its vote passing the bill to be engrossed, adopted House amendment "K" and passed the bill as amended to be engrossed.

Mr. Carleton from the Committee on the Judiciary, to which was recommitted bill "An act in relation to liens on certain buildings",- reported that the same in a new draft ought to pass. The report was accepted. The bill was read and this afternoon assigned for its second reading.

The same Senator from the same Committee to which was recommitted bill "An act for the limitation of certain actions and to regulate proceedings therein," reported that the same in a new draft ought to pass. The report was accepted. The bill read twice. The rules being suspended and laid on the table on motion of Mr. Marshall.

"Resolve in favor of Benjamin H. Gilbreth,"

"Bill "An act to amend chapter 114 of the Revised Statutes relating to duties payable

by certain public officers";
were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Williamson from the Committee of conference on the disagreeing votes between the two Houses, relating to the incorporation of the town of Presque Isle, reported recommending the adoption of amendment "B." The report was accepted amendment "B." adopted, and as amended the bill was passed to be engrossed.

Sent down for concurrence.

Mr. Holt, from the Committee on conference on the disagreeing vote between the two Houses on bill "An act establishing the salaries of the Judge of Probate and the Register of Probate for the County of Androscoggin" reported that each House adhere to its former vote. The report was accepted.

Sent down for concurrence.

Mr. Holt, from the Committee on Division of Counties, made a final report.
Accepted

Sent down for concurrence.

Bill "An act in relation to the collection of taxes in the town of Unity" — came back from the

House, that branch having adhered to its vote indefinitely postponing the same.

The Senate adhered.

The Senate then adjourned to afternoon.

Afternoon.

Report of the Committee on Claims, to which was referred the petition of Lewis Cormier and others, that the same be referred to the next Legislature.

Report of the Committee on Accounts, to which was referred the claim of the town of Bradley, Burlington and Crawford, for bounties, that the same be referred to the next Legislature.

were severally accepted in concurrence.

"Resolve extending the time given in Resolve approved March 15th 1858 for building Mills in Township number 5. Range 13. in the County of Piscataquis;" (reported in the House from the Committee on State Lands and State Roads.)

"Resolve in aid of Bridges on the road leading from Lily Bay to Chesuncook Lake;" (reported in the House from the Committee on State Lands and State Roads;)

were severally read thrice, the rules being suspended, and passed to be engrossed in concurrence.

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Bills — "An act in relation to elections in Cities;"
— "An act to amend chapter 64 of the Revised Statutes, concerning embezzlement of property of deceased persons;"
— "An act to suspend the powers and duties of the Inspectors of the State Prison;"
— "An act additional to chapter 70 of the Revised Statutes, concerning assignments;"
— An act additional to chapter 71 of the Revised Statutes, relating to Reporter of the Judicial Decisions;"
— "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 Kennebec River;"

Also Resolves entitled:
— "Resolves recommendatory of the map of Northern Maine, prepared by Luther H. Eaton;"
— "Resolve in favor of Washington Gilbert;"
— "Resolve locating and designating certain townships for settlement;"
— "Resolve in aid of the road leading from Kingsbury Mills to Blanchard Mills;"
— "Resolve in aid of Roads and Bridges in the County of Aroostook;"
— "Resolve in aid of the road from Salem to South Branch of Dead River;"
"Resolve in aid of the road from the north line of Moscow to the Canada line;"

were severally read a second time, and passed to be engrossed in concurrence.

Report of the Committee on Railroads Ways and Bridges — granting leave to withdraw on the

510. Petition of George C. Getchell and others.

Report of the Committee on Claims that they have attended to all business before them, and asking to be discharged from further duty.

Report of the Committee on the Library favorable to the Memorial of James L. Child, and others. That said committee have attended to all business before them, and asking to be discharged from further duty;

The reports were severally accepted in concurrence.

"Resolve for the formation of the occupation and settlement of the Public Lands," — was read a second time and passed to be engrossed.

Sent down for concurrence.

Mr. Wing by leave introduced "Resolve in favor of Elijah L. Hamlin." which was read twice, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

Mr Holt presented the following:

Ordered. That the Secretary of the Senate cause to be printed under his supervision and direction 250 copies of the Journal of the Senate for the present session; and that he cause three copies of the same to be distributed to each of the members of this Senate, one copy to each member of the present

House of Representatives, one copy to each of the State Senators for 1860, and that the remaining copies be deposited in the State Library;

which was indefinitely postponed by yeas and nays as follows;—

Yeas, Messrs. Anderson, Burpee, Davis, Gilman, Hamlin, Hannaford, Harris, Hayford, Marshall, Moulton, O'Brion, Simpson, Shirfield, Stinchfield, 14.

Nays, Messrs. Barron, Carleton, Fletcher, Goddard, Holt, McCrusky, Tolman, Wells, Williamson, Wing 10.

Mr. Marshall by leave introduced bill "An act to amend an act entitled an act to reduce the capital stock and to amend the Charter of the Northern Bank, Hallowell, approved March 29, 1859;"— which was read twice, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

"Resolve in favor of the Portland Society of Natural History;" (indefinitely postponed in the House,)— was read a second time and passed to be engrossed.

Sent down for concurrence.

On motion of Mr. Hamlin bill "An act in relation to trials in capital cases,"— was taken from the table, and again laid on the table, and the fourth of July next assigned for its further con-

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sideration

On motion of Mr. Sholfield, the rules were suspended, and the vote indefinitely postponing "Resolve in favor of the Maine Medical School;" was reconsidered. The Resolve was amended as per sheet "B" annexed, and as amended, passed to be engrossed.

Sent down for concurrence.

Mr. Carleton from the Committee of conference on the disagreeing vote between the two Houses, on passing to be enacted bill "An act relating to embezzlements," reported that the Senate pass the bill to be enacted. The report was accepted, and the bill passed to be enacted, signed by the President and sent back to the House.

On motion of Mr. Barron bill "An act relating to lien claims upon buildings;" — was read a second time, and refused a passage to be engrossed.

Sent down for concurrence

"Resolve for the publication and distribution of a State Map;" came from the House passed to be engrossed, the Senate adhered to its former vote indefinitely postponing the Resolve.

Sent down for concurrence

The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled:

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"An act additional to chapter 47. of the Revised Statutes, relating to Banks and Banking;"

"An act to set off a part of the town of Alexander, and annex the same to Crawford;"

"An act to set off certain territory from the town of Leeds, and annex the same to the town of Wayne;"

"An act to incorporate the Bangor Kerosene Oil Company;"

"An act to set off certain described lands owned by Amen Bish. from the town of Canton, and annex the same to Peru;"

"An act to incorporate the Benton Bridge Company;"

"An act to make valid the doings of the town of Fairfield;"

"An act to incorporate the Boston and Maine Granite Slate and Lumbering Company;"

"An act relating to witnesses and evidence;"

"An act to enable the town of Cumberland to accept the bequest made to said town by the late Elisphalet Greely in his late will, and to carry out the purposes thereof;"

"An act additional concerning the Kennebec Log Driving Company;"

"An act relating to drainage;"

which were severally passed to be enacted in concurrence.

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Also Resolves entitled.

"Resolve to extend the provisions of an Resolve approved March 27th. 1858. entitled a "Resolve in favor of the East Maine Conference Seminary"

"Resolve in favor of the Town of Blanchard;
"Resolve in favor of John McClusky;
"Resolve in relation to the State Prison;
"Resolve in favor of John F. Stevens;
"Resolve in favor of the temporary clerks employed in the office of the Secretary of State;"

which were severally finally passed. and these bills and resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. Marshall

Ordered, That when the Senate adjourn, it adjourn to meet at 7 o'clock this evening.

Adjourned to evening.

Evening.

On motion of Mr. Marshall, the rules were suspended, and the vote concurring with the House in passing an order relating to adjourn sine die on Monday April 4th. was reconsidered, the order was amended by striking out "Monday the 4th." and insert instead the words

"Tuesday the 5th." and as amended the order passed.

Sent down for concurrence.

A message was received from the House through Hon. Wells, one of its members, that the House in the absence of its Speaker, had made choice of J. G. Blaine of Augusta, as Speaker pro tem.

"Resolve in relation to the share of Maine of the Massachusetts Militia claims against the government of the United States," was read twice the rules being suspended, and passed to be engrossed in concurrence.

Bill "An act relating to evidence in certain cases," was read twice and indefinitely post poned in concurrence

"Resolves providing for a State valuation;" came back from the House, refused a passage, the Senate insisted on its former vote passing the Resolve to be engrossed, and propose a conference with Messrs Anderson, Carleton, and Burpee, conferees on the part of the Senate.

Sent down for concurrence

Bill "An act additional to Chapter 40 of the Revised Statutes, relating to the taking of fish;" came back from the House referred to the next Legislature. the Senate insist.

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ed on its former vote, and propose a conference with Messrs. Hamlin, Layford and Hannaford conferees on its part.

Sent down for concurrence.

"Resolve to facilitate emigration to Aroostook County;" - was read twice and referred to the next Legislature, in concurrence

Bill "An act to set off certain territory from the town of Chelsea and annex the same to the town of Pittston;" - was read twice and indefinitely postponed, in concurrence

"Resolve for the promotion of the occupation and settlement of the Public Lands;" - came back from the House indefinitely postponed." The Senate insisted on its former vote passing the Resolve to be engrossed.

Sent down for concurrence.

Bill "An act additional to an act to increase the capital stock of the Long Reach Bank, approved March 22d. 1859." was read a second time, and passed to be engrossed in concurrence.

Bill "An act additional to chapter 10 of the Revised Statutes, relating to the Militia," was read twice and indefinitely postponed in concurrence.

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The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled.

"An act relating to the sale and forfeiture of real estate of non-residents and persons unknown for nonpayment of taxes in the town of Kingsbury in the County of Piscataquis";—

" " "in" relation to the competency of witnesses;" — which were severally passed to be enacted.

"Resolve for the payment of additional Roll of Accounts No. 39."

"Resolve in relation to the share of Maine of the Massachusetts Militia claims against the government of the United States;"

"Resolve in favor of the Maine Medical School."

Which were severally finally passed. and these bills and resolves were signed by the President and by the Secretary transmitted to the Governor for his approval and signature.

On motion of Mr. McCusky.

Ordered. That the Secretary be requested to report to the Senate the reason why the Rev. Charles Egan of Augusta was not invited to officiate as Chaplain agreeably to the order of January 6th 1859. he being a settled Clergyman of this City.

Bill

"An act for the appointment of Trial Justices".— was read twice. House amendment "A" adopted, and as amended passed to be engrossed in

concurrence

"Resolve providing for an amendment of the Constitution. so as to abolish the Council and provide for a State Auditor" - was read a second time, laid on the table and the 4th of July next assigned for its further consideration

Bill.
"An act to incorporate the town of Maysville" came from the House amended as per sheet "C" and as amended passed to be engrossed. The Senate concurred, and passed the bill as amended to be engrossed in concurrence

Bill.
"An act authorizing Judges of Probate to appoint Commissioners in certain cases" - was read a second time and passed to be engrossed in concurrence.

Bill
"An act to regulate the compensation of members of the Senate and House of Representatives was read a second time. House amendments "A" "B" and "C" adopted further amended as per sheet "D" and as amended passed to be engrossed by Yeas and nays as follows:-

Yeas - Messrs - Anderson, Barron, Burpee, Carleton, Davis, Fletcher, Gilman, Goddard, Hamlin, Hannaford, Harris, Holt, Marshall, Moulton, O'Brien, Porter, Simpson, Skolfield, Thissell, Totman, Wells, Williamson. 22

Nays - Messrs. - Elder, Lyford, McClurky, Stinch-

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Sent down for concurrence.

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 a second time and laid on the table and the day of Annual Fast assigned for its further consideration.

Bill
"An act to authorize the City of Bangor to aid in the construction of the Aroostook Railroad" was read twice and passed to be engrossed, in concurrence

Bill
"An act relating to the Reform School" came back from the House amended as per sheet "A" annexed. The Senate concurred and passed the bill as amended to be engrossed: in concurrence.

Bill
"An act for the limitation of certain actions and to regulate proceedings therein", — was read a second time and passed to be engrossed.
Sent down for concurrence.

Bill
"An act to incorporate the Portland Turnverein" — was read twice and passed to be engrossed, in concurrence.

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520 "Resolve for the support of Schools in Madawaska Plantation" — was read a second time and passed to be engrossed in concurrence.

Bill

"An act to amend Chapter 107 of the Revised Statutes, relating to depositions" came back from the House, that branch insisting on its former vote passing the bill to be engrossed. The Senate adhered to its former vote indefinitely postponing the bill.

Sent down for concurrence.

"Resolve for the repair of the roads in Indian Townships;"—

"Resolve in aid for building a bridge over the Passadumkeag river in Township No. one north division in the County of Penobscot,"

Bill:

"An act relating to attachment of mortgaged personal property"

were severally read a second time and passed to be engrossed in concurrence,

Bill

"An act relating to the distribution of the State School Fund" — was read a second time and indefinitely postponed.

Sent down for concurrence.

Mr. Anderson from the Committee of conference on Resolves to provide for

a State valuation;" reported that the Committee could not agree. The report was accepted, and the Senate adhered to its vote passing the bill to be engrossed.

Sent down for concurrence.

Bill "An act to amend section one of Chapter 74 of the Revised Statutes, relating to the attestation of wills;" was read twice, the rules being suspended. House amendment "A" adopted, and the bill as amended passed to be engrossed in concurrence.

Bill "An act relating to lien claims on buildings;" came back from the House indefinitely postponed; the Senate adhered to its former vote, refusing the bill a passage.

Sent down for concurrence.

"Resolve authorizing the Land Agent to grant permits on certain townships;" (reported in the House from the Committee on State Lands and State Roads;) was once read and referred to the next Legislature, in concurrence.

"Resolve for the promotion of the occupation and settlement of the public lands," came from the House that branch having adhered to its vote indefinitely postponing the same. The Senate adhered to its vote passing the Resolve to be engrossed.

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522. Bill "An act in relation to a State valuation" was read twice the rules being suspended and passed to be engrossed in concurrence.

Mr Anderson moved to reconsider the vote and that motion was laid on the table on motion of Mr Carleton.

"An Act to prevent delay in the decision of questions of Law — was read twice. The rules being suspended — pending consideration

On motion of Mr Hamlin
The Senate adjourned

Joseph B. Hall
Secretary.

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In Senate

Monday. April 4th. 1859.

Met according to adjournment

President in the chair

Prayer by Rev. Mr. Ballou of Augusta.

Journal of Saturday read and approved

Bill "An act to prevent delay in decision of Questions of Law." - was amended as per sheet "A." Mr. Carleton proposed amendment "B" - which was rejected by yeas and nays as follows:-

Yeas. Messrs Burpee, Carleton, Goddard, Holt, Seyford, Moulton, O'Brien, Simpson, Thissell, Tolman, Williamson 11.

Nays. Messrs. Anderson, Barron, Elder, Fletcher, Gilman, Hamlin, Hannaford, Harris McClusky, Porter, Shirlfield, Stinchfield, Wells, Wing, 14.

The bill was then refused a passage to be engrossed by yeas and nays as follows

Yeas. Messrs. Anderson, Elder, Fletcher, Goddard, Hamlin, Hannaford, Porter, Shirlfield, Stinchfield, Wing, 10.

Nays. Messrs. Barron, Burpee, Carleton, Davis, Gilman, Harris, Holt, Seyford, McClusky, Moulton, O'Brien, Simpson, Shirlfield Thissell, Tolman, Williamson, Wells. 14.

Bill "An act for the appointment of Trial Justices;" - came from the House referred to the next Legislature. The Senate nonconcurred and appointed Messrs. Carleton.

Barron and Wells. conferees.

Sent down for concurrence.

"Resolve in favor of James G. Blaine." was read twice, the rules being suspended, and passed to be engrossed, in concurrence.

"An act to provide in part for the expenditures of Government;" was twice read and passed to be engrossed in concurrence.

Mr. Anderson by leave introduced "Resolve in favor of the Portland Society of Natural History;" which was twice read, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

...

On motion of Mr. Burpee.

Ordered;- That the Secretary of the Senate be directed to make up the pay roll of the Senate to, and including Monday April 4th.

...

...

The Secretary then laid on the table "Resolve on the pay Roll of the Senate;" which was read twice, the rules being suspended, and passed to be engrossed.

Sent down for concurrence.

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"Resolves to provide for a State valuation",— 5-25.
came back from the House amended as per sheet marked "G". The Senate receded from its vote passing the "Resolve" to be engrossed; concurred in House amendment "G" and passed the Resolve as amended to be engrossed, in concurrence.

"Resolve on the pay roll of the House", was read twice, and passed to be engrossed in concurrence.

Mr. Hinchfield by leave introduced "Resolve for the publication of the Aroostook Railroad Bill",— which was read twice and passed to be engrossed.

Sent down for concurrence.

Order from the House;

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 was read and passed in concurrence.

"Resolve additional to the pay roll of the House" was read twice, the rules being suspended, amended as per sheet "H" and as amended, passed to be engrossed.

Sent down for concurrence.

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526. Mr. Carleton by leave introduced Bill "An Act prescribing the time when notice shall be given upon petition for special legislation;" which was read twice, the rules being suspended, and passed to be engrossed

Sent down for concurrence

"Resolve in favor of Benjamin H. Gilbreth," came back from the House indefinitely postponed, — The Senate insisted on its former vote passing the bill to be engrossed

Sent down for concurrence

Bill "An act to amend Chapter 114 of the Revised Statutes, relating to duties payable by certain public officers", came back from the House indefinitely postponed. The Senate insisted on its former vote

Sent down for concurrence.

Report of the Committee on the Library, ... was accepted, in concurrence.

"Resolve in favor of Marcellus H. Foster" — was read twice, the rules being suspended and passed to be engrossed, in concurrence

"Resolve authorizing the Land Agent to sell certain Blocks of land in townships selected for settlement;" — was read twice and passed to be engrossed, in concurrence

Report of the Committee on Interior Waters, re-

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ferring to the next Legislature the petition of John Lynch

Report of the Committee on the Judiciary, that Legislation is inexpedient on an order relating to amending section 19 of chapter 116 of the Revised Statutes;

Report of the Committee on Indian Affairs;— that Legislation is inexpedient on the memorial of Joseph A. Lee and others;

Report of the Committee on the Library, relating to the expediency of purchasing interesting and important histories relating to the discovery and early settlement of Maine;

were severally accepted in concurrence.

Bill "An act to suspend the powers and duties of the Inspectors of the State Prison,"— being on its passage to be enacted, was laid on the table on motion of Mr. Burpee.

"Resolves relating to Slavery," were read twice, the rules being suspended, amended as per sheet "A" annexed, by yeas and nays as follows:—

Yeas, Messrs. Anderson, Barron, Burpee, Carleton, Fletcher, Gilman, Goddard, Hamlin, Harris, Moulton, O'Brien, Stinchfield, Strickland, Tolman, Wells, Williamson, Wing, 17.

Nays, Messrs. Hannaford, Lyford, Simpson, Thayer, 4.

And the Resolves as amended passed to be engrossed.

and sent down for concurrence by Yeas and Nays as follows

Yeas. Messrs. Anderson, Barron, Burpee, Carleton, Davis, Fletcher, Gilman, Goddard, Hamlin, Hannaford, Harris, Hayford, McCluskey, Moulton, O'Brien, Porter, Simpson, Skolfield, Stinchfield, Strickland, Totman, Wells, Williamson, Wing. 24.

Bill "An act for the limitation of certain actions and to regulate proceedings therein," came back from the House indefinitely postponed. The Senate receded and concurred.

Bill "An act to amend chapter 113 of the Revised Statutes, relating to poor debtors", was read twice, and passed to be engrossed, in concurrence.

Bill "An act to amend section seven of chapter thirty of the Revised Statutes relating to bounty on wolves and bears," came from the House indefinitely postponed. The Senate insists on its former vote and appoint as Conferees. Messrs. Carleton, Porter and Hayford.—

Sent down for concurrence.

Bill "An act for the appointment of trial justices",—came from the House, that branch having adhered to its former vote, referring the same to the next Legislature. The Senate adhered to its former vote nonconcurring.

Bill "An act additional to chapter 46 of the Revised Statutes, relating to the taking of fish";

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came from the House referred to the next Legislature. The Senate concurred.

Bill "An act relating to embezzlement;" came from the House that branch having adhered to its former vote. The Senate adhered.

Mr. Simpson moved to reconsider the vote whereby the Senate concurred with the House in referring to the next Legislature, "Resolve authorizing the Land Agent to grant permits on certain townships;" which motion was laid on the table.

Bill "An act to authorize the City of Bangor to aid in the Construction of the Aroostook Railroad" — being on its passage to be enacted. Mr. Hamlin moved its reference to the next Legislature — and on this question the yeas and nays were ordered, and pending the consideration the Senate adjourned to afternoon.

Afternoon.

The Senate proceeded to the consideration of bill "An act to authorize the City of Bangor to aid in the Construction of the Aroostook Railroad," — which was under consideration at the moment of adjournment this forenoon

Mr. Hamlin withdrew his motion to refer the bill to the next Legislature.

The vote passing the bill to be engrossed was recon-

sidered. and the bill was amended as per sheets "A" and as amended passed to be engrossed.

Sent down for concurrence.

Bill "An act in relation to the State valuation," was three read, the rules being suspended, and passed to be engrossed in concurrence

On motion of Mr Wing

Ordered,- That, the House concurring, this Legislature adjourn to day April 4th. sine die. and former orders in relation to final adjournment be rescinded.

Sent down for concurrence.

"Resolves in favor of the acquisition of Cuba" were read twice, the rules being suspended and laid on the table. and the 4th of July next assigned for their further consideration,

Bill "An act to amend section 7 of Chapter 30 of the Revised Statutes," came back from the House. that branch having adhered to its former vote. The Senate adhered.

Resolve in favor of Theodore L Brown,- was taken from the table and passed to be engrossed, in concurrence.

On motion of Mr Wing, the motion of Mr Sims

ion to reconsider the vote, referring to the next Legislature "Resolve authorizing the Land Agent to grant permits on certain townships"; was taken from the Table. The vote was reconsidered, and the Resolve passed to be engrossed. Subsequently this Resolve came back from the House that Branch having adhered to its former vote, the Senate adhered.

Bill "An act to authorize the City of Bangor to aid in the Construction of the Aroostook Railroad", came back from the House, with Senate amendment adopted, and further amended as per sheet "B". The Senate receded from its former vote passing the bill to be engrossed; adopted House amendment "B", and passed the bill as amended to be engrossed, in concurrence.

Mr. Hamlin from the Committee on the Judiciary, to which was referred a report of the Committee on Education in relation to bill "An act additional to chapter 11 of the Revised Statutes," reported that the bill ought not to pass. The Report was accepted.

...

Sent down for concurrence.

...

The order relating to final adjournment of the Legislature; came back from the House, indefinitely postponed. The Senate insisted on its former vote

...

The following communication from the Secretary was read by the President

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Senate Chamber. April 4th. 1839.

To the President of the Senate

In compliance with an order of the Senate of the 2d inst. requesting me to report to the Senate the reason why the Rev. Charles Egan was not invited to officiate as Chaplain. I have to say that in complying with the order of the 6th of January. I extended the invitation as therein directed to such Clergymen as have been invited in previous years, and it did not occur to me that there might be any left out of the list, — After making the list I asked several prominent citizens of Augusta if all were included, and received an affirmative answer — I would further state that I have been informed that the Bishop would not permit Mr. Egan to officiate as Chaplain, and further that he was not settled exclusively in Augusta.

Very Respectfully

Joseph B. Hall.

Communication ordered to be placed on file and entered on the journal.

"Resolve in favor of the members and officers of the Senate and House of Representatives" introduced by Mr. Carleton by leave, was read twice, and passed to be engrossed.

Sent down for concurrence.

Subsequently the Resolve came back from the House

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refused a passage. The Senate receded and concurred.

"Resolve additional to the Resolves on the pay roll of the Senate and of the House of Representatives" — was read twice. the rules being suspended. The Resolve was laid on the table and the 31st of December next assigned for its further consideration.

Bill

"An act to provide in part for the expenditures of the government" — was read twice the rules being suspended — amended as per sheet "A" and as amended passed to be engrossed.

Sent down for concurrence

The order relating to final adjournment came back from the House, that branch having insisted on its former vote, and propose a conference with Messrs. Blaine. McCrillis and Wells as conferees on its part. The Senate insisted.. and joined Messrs. Wing, Carleton and Porter conferees on its part.

Mr. Wing from the Committee of Conference on the disagreeing vote between the two Houses on the "Resolve additional to the Resolves on the pay roll of the Senate and of the House of Representatives" reported recommending that the Senate recede from its vote assigning December 31st for the consideration of the "Resolve additional to the pay roll of the members" and that both Houses meet tomorrow at 6½ o'clock. The report was accepted.

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the Senate receded from its vote, and the Resolve was refused a passage by Yeas and Nays as follows.

Yeas Messrs. Anderson. Elden. Goddard. Hamlin. O'Brien. Porter. Skolfield. Thissell. Jotman Wing. 10

Nays Messrs. Barron. Burpee. Fletcher. Hannaford. Harris. Layford. McClusky. Moulton. Simpson. Stinchfield. Wells Williamson 12

Subsequently this vote was reconsidered on motion of Mr. McClusky. and the Resolve passed to be engrossed in concurrence by yeas and nays as follows:-

Yeas. Messrs. Anderson. Barron. Carleton. Goddard. Hamlin. McClusky. O'Brien. Porter. Skolfield. Thissell. Jotman Wing. 12

Nays. Messrs. Burpee. Hannaford. Harris. Layford. Moulton. Simpson. Stinchfield. Wells. Williamson 9.

Bill

"An act to provide in part for the expenditures of government" - came back from the House that branch having insisted on its former vote. The Senate receded and concurred.

Bill

"An act to enable certain Railroad Companies to unite and form a trunk line of the railway across the State of Maine" - was referred to the next Legislature. in concurrence.

On motion of Mr. Wing.

Ordered. - that when the Senate next adjourn it adjourn to meet tomorrow morning at 6½ o'clock.

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The Committee on Engrossed Bills reported as truly and correctly engrossed bills entitled

"An act to incorporate the Maine State Society for improving horses"

" " relating to attachment of mortgaged personal property"

" " to incorporate the American Telegraph Company"

" " for furnishing pure fresh water at Getchell's Corner"

" " to incorporate the Portland Turnverein"

" " to amend chapter 4 of the Revised Statutes in relation to elections and plantations organized for election purposes"

" " to amend chapter 79 of the Revised Statutes relating to the admission of Attorneys at law to practice"

" " to incorporate the town of Presque Isle"

" " to incorporate the town of Lyndon"

" " regulating the compensation of members of the Senate and House of Representatives"

" " to amend an act entitled an act to reduce the capital stock, and to amend the charter of the Northern Bank, approved March 29th. 1839.

" " to amend section 1st. of chapter 74 of the Revised Statutes. relating to the attestation of wills"

" " to amend the 36th section of chapter 18 of the Revised Statutes relating to ways"

" " to regulate the fisheries in Kennebec river"

" " to incorporate the town of Mayville"

" " to prevent the destruction of pickerel in the Garrim pond and so much of the Great East pond and Horn pond as lies in the

Town of Acton;-

"An act to incorporate the Wiscasset Gas Light Company;-

" " additional to an act to increase the capital stock of the Long Reach Bank, approved March 22d. 1859.

" " to prevent the destruction of pickerel in Lovewells Pond, Keyer Pond, Charles Pond, Pleasant Pond, and Clay Pond,"

" " additional to chapter 71. of the Revised Statutes relating to Reporter of the Judicial Decisions"

" " to amend chapter 49. of the Revised Statutes;-

" " relating to the Reform School;-

" " to change the time of holding the April term of the Supreme Judicial Court for the County of York;-

" " to aid the Aroostook Railroad Company, increase the value and promote the sale and settlement of the public lands;"

" " to establish a Municipal Court in the town of Lewiston, in the county of Androscoggin"

" " to provide in part for the expenditures of government;

" " to prescribe the time when notice shall be given upon petitions for special legislation;-

" " additional to chapter 70 of the Revised Statutes, concerning assignments;"

" " to amend chapter 113. of the Revised Statutes relating to the relief of poor debtors;

" " to amend chapter 64 of the Revised Statutes, concerning embezzlements of property of deceased persons;

" " in relation to elections in cities;-

"An act authorizing Judges of Probate to appoint Commissioners in certain cases;"
" " in relation to the State valuation;"
" " to suspend the powers and duties of the Inspectors of the State Prison;"
" " to authorize the City of Bangor to aid in the construction of the Aroostook Rail-road"

were severally passed to be enacted in concurrence

Also Resolves.

Resolve for the repair of the roads in Indian Townships;"
" in aid of the Roads and Bridges in the County of Aroostook;"
" in aid of the Road from the north line of Moscow to the Canada line;"
" on the pay roll of the Senate
" for the support of schools in Madawaska Plantation;"
" in favor of Washington Gilbert;"
" locating and designating certain townships for settlement;"
" in aid of Bridges on the road leading from Lily Bay to Chesuncook Lake;"
" in favor of Elijah L. Hamlin;"
" in aid of the road leading from Kingsbury Mills to Blanchard Mills;"
" in aid of building a bridge over Passadumkeag river in Township No. 1. North Division in the County of Penobscot."
" in aid of the road from Salem to south branch of Dead River;"
" to provide for a State valuation;"
" in relation to the State Prison;"
" commendatory of the Map of Northern Maine prepared by Luther H. Eaton;"

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"Resolve in favor of Arthur L. Grant;"
" extending the time given in Resolve approved March 15th 1858 for building Mills in Township No. 5. Range 13 in the County of Piscataquis"
" for the publication of the Aroostook Railroad Bill;"
" additional to the pay roll of the House and Senate."
" in favor of James G. Blaine"
" in favor of Benjamin H. Gilbreth;"
" authorizing the Land Agent to sell certain Blocks of land in townships selected for settlement;"
" on the pay roll of the House;"
" relating to slavery
" in favor of Theodore L. Brown"

which were severally finally passed in concurrence.

And these Bills and Resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

...

On motion of Mr. Williamson
The Senate then adjourned.

Joseph B. Hall
Secretary

...

...

In Senate

Tuesday morning 6½ o'clock A.M. April 5th. 1859.

Met according to adjournment.

President in the Chair

Prayer by Rev. Mr. Estes of the House.

Journal of yesterday read and approved.

"Resolve in favor of Warren Percival" – was read twice under suspension of rules and passed to be engrossed in concurrence.

Bills entitled

"An act to provide in part for the expenditures of the government;"

" " to amend chapter 114 of the Revised Statutes, relating to duties payable by certain public officers;" – were severally passed to be enacted in concurrence.

Resolves entitled

"Resolve additional to the Resolves on the pay roll of the Senate and House of Representatives

" in favor of Marcellus L. Foster;"

" in favor of Warren Percival;"

" in favor of the Portland Society of Natural History;" – were finally passed.

And these Bills and Resolves having been signed by the President, were by the Secretary transmitted to the Governor for his approval and signature.

"Resolve in favor of J. F. Fournier" introduced by Mr. McCluskey, was read twice, on motion of

Mr. Fletcher laid on the table and Fast-day assigned for its further consideration

Subsequently the vote was reconsidered and the subject referred to the next Legislature.

Sent down for concurrence

A message was received from the House by Mr. Prentiss of Bangor informing the Senate that the House had disposed of all business before it and is now ready to adjourn sine die.

On motion of Mr. Carleton that Senator was charged with a similar message to the House.

On motion of Mr. Burpee

Ordered. That a Committee of three on the part of the Senate with such as the House may join. be appointed to wait on the Governor and inform him that the two branches of the Legislature having acted upon all matters before them are ready to receive any communication he may be pleased to make. and appointed Messrs. Burpee. Fletcher and Hannaford.

Sent down for concurrence.

Subsequently the order came back from the House with Messrs. McAuliffe of Bangor Talbot of East Machias. Dunn of Portland. Watts of Thomaston. Parker of Mount Desert. Stackpole of Waterville. and Shaw of Greenville joined on the part of the House.

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Mr. Burpee from the foregoing Committee reported that they had waited on the Governor, and that he was pleased to say that he would forthwith communicate through the Secretary of State, and after that he had no further communication to make.

The Secretary of State came in and laid on the President's table a list of the titles of acts and resolves passed by the present Legislature and approved by the Governor— the acts numbering 186, and the resolves 95.

Mr. Hamlin rose and said

Mr. President: As the time has arrived when the session of the present Legislature is to close and we are on the eve of departure to our homes. I will take this opportunity in presenting to the chair the complimentary thanks of the Senate and of saying a few parting words to the Senators who have been associated with me during this winter in this one of the coordinate branches of the government. With the most earnest desire to promote the prosperity of our State we have diligently labored to carry forward such enterprises as have commended themselves to our favorable consideration, and it is to be hoped that our constituents will not fail to realize the benefits we confidently anticipated

It is no easy task to legislate to the satisfaction of all. In the matters brought before us for our decision, there is so much diversity of opinion, so many conflicting interests and frequently so much feeling, that it should not excite surprise if our decisions in all respects

are not correct and just.

I feel, however, confident in saying that in all the decisions of the present Senate there has been an honest endeavor to do right, and if there has been any failure, it has been more from a want of a proper understanding of the matter brought before us, than from any other cause.

To prevent the passage of wild and unprofitable schemes is perhaps more difficult than to promote the passage of more favorable enterprises, as these naturally go along of themselves; in both of these matters, I think the Senate has done its whole duty, and may safely challenge a scrutiny from our constituents.

We cannot help feeling some degree of sadness when we call to mind that we are now to separate, that our seats in this hall will be vacated, never again to be filled by us all. We shall no longer hear the emphatic call to order from the "Chair" — no longer hear the friendly salutations from each other, or feel the warm grasp of each other's hands, as we have assembled around this board. But we shall not forget the many friendships here formed, and the many pleasant associations growing out of our mutual relations, but shall hold them, I trust, in cherished remembrance as among the sunny spots of our lives.

In returning to our families and friends I hope it may be the good fortune of us all to meet them in good health and prosperity, and that our constituents may so feel toward us that highest of all praise, by saying "well done good and faithful servants."

Mr. Secretary — I desire to lay upon your desk the following resolve, and hope for its unanimous passage.

Resolved That the thanks of the Senate are hereby tendered to the Hon. Charles W. Goddard for his able and impartial discharge of the duties of President of the Senate during its present session.

Mr. Wing rose and said:-

Mr. Secretary and Senators.—

I ask your indulgence for a few moments while I follow my venerable and honorable friend, the Senator from Penobscot, in a few remarks somewhat applicable to this occasion, and in response to the Resolution before us.

The last hours of this session are fast drawing to a close. The opportunity for considering questions affecting the public weal, promoting the public good, and advancing the interests of this great and growing commonwealth, we have enjoyed, and I trust in a good degree we have improved.

It is not my purpose at this time to review the labors of this session, or to predict the beneficial results of the enactments of this Legislature.— They stand upon the record and time alone will test their merits.

I cheerfully bear witness to the sincerity of purpose, calm deliberation and steady devotion to the public good, of the several Senators of this board. On many and grave questions of public interest and policy, we have differed, honestly differed from each other. Discussions more or less earnest, have arisen, resulting in clearer and loftier conceptions of truth, in broader and more comprehensive views of those great principles of legislation which will advance our beloved commonwealth to a higher rank and influence

among the sisterhood of States. If in the heat of debate, words have fallen from my lips which have in the least degree wounded the feelings of any member of this board, I ask you to attribute it to an error of the head and not of the heart.—

Hereafter, as we shall recall the pleasant associations of this place, and renew, as I hope we may the acquaintances which have been formed here, let no act of discourtesy, no words of asperity arise to mar the recollection.

You Mr. President, although the youngest member here, with one exception only, have been twice called by an intelligent and high-minded constituency to represent them at this board. You were chosen to preside over our deliberations— an honor rarely, if ever before bestowed upon so young a member, and the highest expression of our appreciation of your ability and character we could give. Your impartiality, uniform courtesy and thorough acquaintance with the duties devolving upon you have met our approval and won our esteem and confidence. In the bright future which opens before you, we expect the same noble qualities of head and heart, which you have here exhibited will advance you to yet higher honors, to still loftier and more desirable attainments.

Senators:— We are now about to leave these scenes. The death of him who occupied one of these seats on a similar occasion, but one short year ago, reminds us that we cannot expect to meet again in a united and unbroken circle. May the same kind Providence that has hitherto preserved us, return us in safety to our homes and our families and be with us along the pathway of life.

Before resuming my seat, I have only to say that I heartily concur in the sentiments of the Resolve before us, and trust it will be adopted.

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by the unanimous expression of this board.

The Resolve was read by the Secretary and unanimously adopted.

Mr. Goddard, the President responded as follows:-

Senators:- Three months have passed since first we assembled in this chamber and now the parting hour has come to relieve us from public care and restore us to our friends, our families and our hapy homes. Yet our joyous anticipations are saddened as each prophetic heart forebodes the inevitable, final separation of our number.

At such a moment, the kind and delicate sentiments which Senators have just uttered fall most gratefully on my ear; permit me to acknowledge my profound appreciation of that refined regard of which they are the expression. Attributing them to the goodness of your hearts, far more than to my own merits, their value is inestimable.

Your duties, though varied and arduous have been discharged with promptness, ability and fidelity;- you have been called to grapple with questions of unusual magnitude, I think your deliberations have been conducted with the dignity and decorum becoming the Senate of Maine.

Your presiding officer is especially impressed with the forbearance and respect you have always extended towards him, and the unanimity with which you have aided and sustained him.

Your attention and patience have made easy the duties of the chair, your unfailing courtesy has rendered them most agreeable. If they have been discharged in a manner worthy of your commendation, to you Senators belong the

credit.

Unanimous in political sentiment you have yet been generous towards our political opponents.

Seldom, even in the heat of debate has language escaped a Senator calculated to wound the feelings of our Democratic friends, now unrepresented at this Board. This Legislature cannot justly be termed a partisan one. The Statute book will show that the statesman has not been merged in the politician. You have encouraged manufacturing industry; you have initiated measures designed to open our broad Northern domain to civilization and wealth. The criminal code has been improved by a humane and enlightened law engrafting a new principle. Science and liberal learning have found in you a patron. You have resisted unwise legislation. I trust that our acts will meet the approval of the sovereign power from whose verdict there is no appeal.

But I turn to other thoughts suggested by the occasion. The period during which I have had the honor of constituting one of your number, has been one of the most agreeable of my life. May its memory never be effaced!

No, Senators, our statutes will be changed, new members take our places, this spacious capitol may pass away, but the friendships formed within its walls will live through the vicissitudes that await us all, refining our affections, and warming our hearts.

Senators, deeply touched with your expression of attachment and respect, I heartily reciprocate the sentiments, and tender you my sincere thanks.

And I would devoutly commend you all (and our sick members, absent but remembered here) with your families, to the constant care and pro-

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tection of the "Preserver of men" and of nations" — who has so signally blessed our beloved State and Country. "In all our ways may we acknowledge Him, and He will direct our paths."

Senators, I wish each of you a safe return home, and happiness here and hereafter.

Mr. Fletcher rose and said.

Mr. President:— I fully concur in the Resolve which has just passed, and while no member in this Senate holds in higher regard the kindness and indulgence, which, during this session of the Legislature, have been extended to us by our presiding officer, and the uniform courtesy of the members at this Board — each of whom I shall, during the remainder of my life hold in grateful remembrance, yet I cannot, even at this time, when we are about to separate never again to meet under like circumstances, — when recollections of the past come thronging upon the memory, exciting the tenderest emotions, forget that there are others associated with us, who, though having no voice in our deliberations, have by a faithful discharge of their duties contributed much to the efficiency of our labors.

I feel assured that I express the sentiment of every member present, when I say, that our accomplished Secretary and Assistant Secretary are entitled to the thanks of this Senate, by their faithfulness in the discharge of their duties, of their obliging conduct, by their courtesy and the gentlemanly qualities they have ever exhibited.

As we are not unmindful of them now, we will not forget them hereafter, and as an expression of this Senate, of the estimation in

which they are held by members of this Board. I submit a Resolve.

Resolved— That Joseph B. Hall and James M. Lincoln Esqs. Secretary and Assistant Secretary of the Senate, for the faithful and gentlemanly manner they have discharged their duties are entitled to the thanks of the Senate

The Resolve passed unanimously.

Mr. Porter offered the following, which was also passed unanimously.

Resolved— That the thanks of the Senate are hereby tendered to Orren Currier Messenger and Increase Blake, Assistant Messenger for the faithful, gentlemanly, and courteous manner in which they have discharged the duties of their respective offices.

On motion of Mr. Carleton
the Senate adjourned sine die.

Joseph B. Hall
Secretary

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Titles of Acts

and Resolves passed by the Legislature

of 1859.

Public Laws.

An Act relating to the annual school returns and the distribution of the State school funds.

An Act to enable cities and towns to procure the writing and publication of the histories of the same.

An Act to amend the act entitled "an act to establish a municipal court in the city of Portland," approved February twentieth, eighteen hundred and fifty-six.

An Act for the protection of buoys and beacons.

An Act additional to chapter seventy-one of the revised statutes relating to sales of real estate by executors, administrators and guardians,

An Act in relation to powers of notaries public.

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.

An Act to provide for recording discharges of attachment on real estate.

An Act to punish for intoxication.

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An Act regulating actions of foreign attachment,

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,

An Act to change the time of holding a term of the supreme judicial court for the county of Androscoggin.

An Act relating to insurance companies.

An Act to provide for the commutation of the sentence of certain persons,

An Act relating to the admission of attorneys at law to practice.

An Act relative to the time of making official reports.

An Act relating to the branding of lime.

An Act to increase the salary of the County attorney for the county of Aroostook.

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 attachment of property.

An Act to amend section twenty-one of chapter eighty-three of the revised statutes relating to certifying copies of judgements 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 abuses of the statutes 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.

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 providing 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.

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An Act relating to drainage.
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An Act to regulate the fisheries in the Kennebec river.
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An Act to amend chapter sixty-four of the revised statutes concerning embezzlement of property of deceased persons.

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 Aroostook 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 Somesville Manufacturing Company.

An Act to incorporate the Saccarappa Gas Light Company.

An Act granting additional powers to the receivers of the Gracer's Bank.

An Act to incorporate the officers and members of Jerusalem Royal Arch Chapter.

An Act to incorporate the officers and members of Mariner's Lodge.

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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.

An Act to reduce the capital stock of the American Bank at Hallowell.

An Act to annex the town of Searville to the towns of Mount Desert and Tremont.

An Act authorizing the removal and repair of the Methodist meeting-house at Wilton Upper Mills.

An Act to reduce the capital stock of the Jiconic Bank.

An Act to set off a lot of land from the town of Columbia and annex the same to the town of Centerville

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 school 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.

An Act authorizing the extending of wharves into tide waters at Brewer.

An Act to incorporate the Harrison Mutual Fire Insurance Company.

An Act to incorporate the Wawenock 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 waters from Lane's island to Vinalhaven.

An Act to incorporate the Canaan Mutual Fire Insurance Company.

An Act to incorporate the Wilton Mutual Fire Insurance Company.

An Act to incorporate the Hope Mutual Fire Insurance Company.

An Act to extend the time for filing locations.

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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 Seward'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 Phipsburg.

An Act addition to "an act to incorporate the Webster Association of Fryeburg Academy."

An Act to increase the capital stock of the Long Reach Bank.

An Act giving additional power to the Penobscot Mutual Fire Insurance Company.

An Act giving additional power to the Thomaston Mutual Fire Insurance Company.

An Act to incorporate the Free Meeting House Society in Madison.

An Act to incorporate the Proprietors of the Megunticook Water Works.

An Act to incorporate the Penobscot Leather Manufacturing Company.

An Act to annex Gray surplus and the gore on the

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An Act to amend an act to authorize the raising of 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 "Jillson and Ulmer Lime Rock Company" and the "White Lime Rock Company."

An Act to authorize John P. Carter 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 Sandy River Bank.

An Act to incorporate the Trustees of the Bryants Pond High School.

An Act to incorporate the Poland Mutual Fire Insurance Company.

An Act to reduce the capital stock, and to amend the charter of the Northern Bank.

An Act to repeal an act amending the charter of the Piscataquis Mutual Insurance Company.

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An Act to incorporate the Gray Mutual Fire Insurance Company.

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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.

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-ninth, eighteen hundred and fifty-eight, entitled "an act to create and establish the office of auditor in the county of Cumberland.

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An Act to incorporate the Benton Bridge Company.

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An Act to incorporate the Wiscasset Gas Light Company.

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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.

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

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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 Newell Saul and others Penobscot Indians.

Resolve authorizing the renewal of a portion of the state debt.

Resolve in favor of the committee on state prison.

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