

JOURNAL

OF THE

SENATE OF MAINE.

1880.

FIFTY-NINTH LEGISLATURE.

AUGUSTA:
SPRAGUE & SON, PRINTERS TO THE STATE.
1880.

STATE OF MAINE.

In SENATE, January 21, 1880.

Ordered, That the Secretary prepare and cause to be printed under his supervision and direction, the usual number of copies of the Journal of the proceedings of the present session of the Senate.

CHARLES W. TILDEN, *Secretary*.

STATE OF MAINE.

FIFTY-NINTH LEGISLATURE.

JOURNAL OF THE SENATE.

AUGUSTA,
WEDNESDAY, January 7, 1880. }

Pursuant to the provisions of the Constitution and the Laws of the State of Maine, the Senators elect to the Fifty-Ninth Legislature, and having been summoned by the Governor and Council, convened in the Senate Chamber, and were called to order by SAMUEL W. LANE, Esq., Secretary of the Senate of 1879.

Prayer was offered by the Rev. Mr. UPJOHN of Augusta.

The following communication was read by the Secretary :

STATE OF MAINE,
Office of the Secretary of State. }

To the Secretary of the Senate :

In compliance with section 21 of chapter 2 of the revised statutes, I certify that the following are the names and residences of the Senators elect to the Fifty-Ninth Legislature, as appears by the report of the Governor and Council, under date of December 13th, A. D. 1879, to wit :

First Senatorial District—YORK.

JOHN Q. DENNETT, Biddeford,
CHARLES P. EMERY, Biddeford,
IRA S. LIBBY, Limerick.

Second Senatorial District—CUMBERLAND.

JOSEPH A. LOCKE, Portland,
DANIEL W. TRUE, Portland,
WILLIAM R. FIELD, Brunswick,
EDWARD A. GIBBS, Bridgton.

Third Senatorial District—OXFORD.

CHARLES RANKINS, Hiram,
GILBERT BARRETT, Buckfield.

Fourth Senatorial District—ANDROSCOGGIN.

JEREMIAH DINGLEY, Jr., Auburn,
GEORGE PARCHER, Leeds.

Fifth Senatorial District—FRANKLIN.

RODOLPHUS P. THOMPSON, Jay.

Sixth Senatorial District—SAGADAHOOC.

EDWIN D. LAMSON, Richmond.

Seventh Senatorial District—KENNEBEC.

JOSEPH S. BERRY, Wayne,
COLBY C. CORNISH, Winslow.

Eighth Senatorial District—SOMERSET.

AMOS F. PARLIN, Skowhegan,
ARCHIBALD LINN, Hartland.

Ninth Senatorial District—PISCATAQUIS.

LEVI C. FLINT, Monson.

Tenth Senatorial District—PENOBSCOT.

LEVI B. PATTEN, Bangor,
JOHN W. ATWELL, Orono,
NOAH BARKER, Corinth,
JOHN ROGERS, Stetson.

Eleventh Senatorial District—LINCOLN.

ISAAC T. HOBSON, Wiscasset.

Twelfth Senatorial District—KNOX.

NELSON THOMPSON, Friendship.

*Thirteenth Senatorial District—WALDO.*JAMES D. LAMSON, Freedom,
RANDALL W. ELLIS, Belfast.*Fourteenth Senatorial District—HANCOCK.*NAHUM T. HILL, Bucksport,
HIRAM D. COOMBS, Gouldsboro'.*Fifteenth Senatorial District—WASHINGTON.*AUSTIN HARRIS, East Machias,
JAMES R. TALBOT, East Machias.*Sixteenth Senatorial District—AROOSTOOK.*

LYMAN S. STRICKLAND, Houlton.

[L. S.] In testimony whereof, I have caused the seal of the State to be hereunto affixed, at Augusta, this thirty-first day of December, A. D. 1879.

(Signed)

E. H. GOVE,

Secretary of State.

And the foregoing roll being called, the whole number of persons named therein as Senators elect responded to their names, viz :

Messrs. Atwell, Barker, Barrett, Berry, Coombs, Cornish, Dennett, Dingley, Ellis, Emery, Field, Flint, Gibbs, Harris, Hill, Hobson, Lamson of Sagadahoc, Lamson of Waldo, Libby, Linn, Locke, Parcher, Parlin, Patten, Rankins, Rogers, Strickland, Talbot, Thompson of Franklin, Thompson of Knox, and True.—31.

And a quorum of Senators elect was present.

Mr. LOCKE offered the following :

The undersigned, summoned to attend the Fifty-ninth Session of the Legislature of Maine and take their seats as Senators, find

that the roll of members as read by the Secretary of the Fifty-eighth Senate, presiding, does not contain the names of Andrew Hawes, David Duran, Henry C. Brewer, George R. Fernald, Andrew R. G. Smith, Aldren Bradford, Jeremiah W. Dearborn and George H. Wakefield, who appear to have been elected Senators by the returns transmitted to the office of the Secretary of State, but instead thereof bear the names of Daniel W. True, Edward A. Gibbs, William R. Field, Rodolphus P. Thompson, Isaac T. Hobson, James R. Talbot, John Q. Dennett and Ira S. Libby, who do not appear by said returns to have been elected; by reason whereof the roll is not the true list of persons entitled to take their seats in a Senate, provided by law.

The undersigned therefore solemnly protest against any action looking to the formation of a Senate until the roll of members shall be corrected in accordance with the returns and the constitution and laws, and the names of the persons lawfully entitled to serve as Senators shall be substituted for those incorrectly and illegally appearing on the list.

Dated at Augusta, this 7th day of January, A. D. 1880.

(Signed)

JOSEPH A. LOCKE,
HIRAM D. COOMBS,
NAHUM T. HILL,
CHARLES P. EMERY,
AUSTIN HARRIS,
J. DINGLEY, Jr.,
GEORGE PARCHER,
COLBY C. CORNISH,
EDWIN D. LAMSON,
JOSEPH S. BERRY,
LEVI C. FLINT.

The Secretary ruled that the foregoing offered by Mr. Locke, was out of order, and that the first and only business in order was the qualification of Senators elect.

Mr. Locke appealed from the ruling of the Secretary, and called for the yeas and nays upon the appeal.

The Secretary declined to entertain the appeal.

On motion by Mr. PATTEN,

That Senator was charged with a message to the Governor and Council, informing them that a quorum of Senators elect is present

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. Patten subsequently reported that he had delivered the message with which he was charged, and the Governor was pleased to reply, that he would attend upon Senators elect forthwith, for the purpose of administering to them the oaths required by the Constitution.

Thereupon the Governor, attended by the Council and Heads of Departments, came in, before whom the Senators elect took and subscribed the oaths required by the Constitution.

The Governor and suite then withdrew.

Mr. LOCKE again offered the protest before mentioned, and moved the correction of the list of Senators elect and entitled to seats by the substitution of the names of Andrew Hawes and others, named in the protest aforesaid as appearing to have been elected; for the names of Daniel W. True and others named therein as not appearing to have been elected.

The Secretary ruled that the motion was out of order, and read sections twenty-two and twenty-five of chapter two of the Revised Statutes.

The SECRETARY: Section twenty-two of chapter two of the Revised Statutes, provides for the organization of the Senate, and no business can be transacted until such organization, except as provided in said section.

Section twenty-five of the same chapter provides as to who shall vote or take part in the organization.

The first business in order is the election of a President of the Senate.

On motion by Mr. ELLIS,

Messrs. Ellis of Waldo,

Dingley of Androscoggin,

Rogers of Penobscot,

were appointed a Committee to receive, sort and count the votes for President of the Senate.

Mr. LOCKE said: The members of the Senate who appear to have been elected according to the returns from the counties of

York, Cumberland, Franklin, Lincoln and Washington, having been refused their seats, and denied their right to participate in the organization of this Senate; the Senators who have signed the protest which has been offered will decline to participate further in the proceedings of this body until the Senators who have been elected from the several counties named, and are now deprived of their rights in this Senate, shall be admitted to their seats.

Mr. DINGLEY, for the reasons stated by Mr. Locke, declined to serve on the before mentioned Committee and was excused, and Mr. Berry of Kennebec, was appointed to the vacancy.

Mr. BERRY, for the same reason, declined to serve on said Committee, and Mr. Harris of Washington, was appointed to the vacancy.

Mr. HARRIS, for the same reason, declined to serve on said Committee and was excused, and Mr. Barker of Penobscot, was appointed to the vacancy.

Having attended to that duty, Mr. ELLIS, from the Committee, reported as follows :

The Committee to receive, sort and count the votes for President of the Senate, having attended to that duty, ask leave to report :

The whole number of votes is.....	20
Necessary for a choice.....	11
James D. Lamson has	20

Mr. LOCKE said :

Mr. SECRETARY :—I call your attention to the fact that a quorum of Senators has not voted for President of the Senate, and votes have been reported by the Committee which have been cast by persons who are not entitled to seats in the Senate, and I protest that there has been no legal election of President of the Senate.

The Secretary stated the question to be the acceptance of the report of the Committee.

The report was accepted, and the Secretary declared Hon. James D. Lamson duly elected President of the Senate.

NOTE.—By the opinion of the Justices of the Supreme Judicial Court of the State of Maine, hereafter cited, the election of Hon. James D. Lamson as President of the Senate, as hereinbefore stated, was null and void.

Subsequently a message was received from the House of Representatives, by Mr. Dickey of Fort Kent, informing the Senate that the House is duly organized by the choice of Hon. John C. Talbot as Speaker, and Wingate E. Gibbs, Esq., as Clerk.

Mr. LOCKE, submitted the following :

STATE OF MAINE.

SENATE CHAMBER,
Augusta, January 7, A. D. 1880. }

I hereby solemnly protest against the recognition of the body claiming to be a House of Representatives, for the following reasons: That a majority of the members of Representatives has not participated in the organization of said body, and for that reason no House can be legally organized.

(Signed)

JOSEPH A. LOCKE.

Adjourned.

Attest:

SAMUEL W. LANE,

Secretary of the Senate of 1879.

To Hon. JOSEPH A. LOCKE,

President of the Senate,

and Hon. CHARLES W. TILDEN,

Secretary of the Senate:

The organizations of the Senate and House of Representatives as effected on the seventh day of January, A. D. 1880, having been declared null and void by the Opinions of the Justices of the Supreme Judicial Court of this State, promulgated since the twelfth day of January, A. D. 1880; and the Legislature organized on the twelfth day of January, A. D. 1880, by the choice of Hon. Joseph A. Locke as President, and Hon. Charles W. Tilden as Secretary of the Senate; and by the choice of Hon. George E. Weeks as Speaker, and Oramandal Smith, Esq., as Clerk of the House of Representatives, having been declared in the Opinions of said Justices of the Supreme Judicial Court as legally organized and the Constitutional Legislature of the State of Maine; I have the honor to submit the foregoing record of so much of the doings of Senators on said seventh day of January as appears to be necessary to

perfecting the records of the Senate of the Fifty-ninth Legislature of the State of Maine, that the same may be prefixed to and become a part of the Journal of the Senate.

Very respectfully,

SAMUEL W. LANE,

Secretary of the Senate of 1879.

AUGUSTA, Maine, February 2d, A. D. 1880.

AUGUSTA, }
MONDAY, January 12, 1880. }

By reason of the facts as stated in the foregoing record of the Senate furnished by Samuel W. Lane, Esq., Secretary of the Senate of 1879, the Senators elect met in the Senate Chamber, and were called to order by Mr. DINGLEY of Androscoggin.

Mr. HARRIS of Washington, was appointed temporary Chairman.

Mr. Harris, on taking the Chair, announced to the Senators elect present, that they were assembled for the purpose of organizing a Senate.

Prayer was offered by Rev. Mr. BUTLER of Vassalborough.

CHARLES W. TILDEN was appointed temporary Secretary.

The following roll of the names of the persons and their residences, who appear to be elected by a plurality of all the votes returned according to law, as Senators in the Fifty-Ninth Legislature of the State of Maine, was called :

First District—YORK COUNTY.

J. W. DEARBORN, Parsonsfield,
GEORGE H. WAKEFIELD, South Berwick,
CHARLES P. EMERY, Biddeford.

Second District—CUMBERLAND COUNTY.

JOSEPH A. LOCKE, Portland,
HENRY C. BREWER, Freeport,
DAVID DURAN, Casco,
ANDREW HAWES, Deering.

Third District—OXFORD COUNTY.

CHARLES RANKINS, Hiram,
GILBERT BARRETT—Buckfield.

Fourth District—ANDROSCOGGIN COUNTY.

JEREMIAH DINGLEY, JR., Auburn,
GEORGE PARCHER, Leeds.

Fifth District—FRANKLIN COUNTY.

GEORGE R. FERNALD, Wilton.

Sixth District—SAGADAHOC COUNTY.

EDWIN D. LAMSON, Richmond.

Seventh District—KENNEBEC COUNTY.

JOSEPH S. BERRY, Wayne,
COLBY C. CORNISH, Winslow.

Eighth District—SOMERSET COUNTY.

AMOS F. PARLIN, Skowhegan,
ARCHIBALD LINN, Hartland.

Ninth District—PISCATAQUIS COUNTY.

LEVI C. FLINT, Monson.

Tenth District—PENOBSCOT COUNTY.

LEVI B. PATTEN, Bangor,
JOHN W. ATWELL, Orono,
NOAH BARKER, Corinth,
JOHN ROGERS, Stetson.

Eleventh District—LINCOLN COUNTY.

ISAAC T. HOBSON, Wiscasset.

Twelfth District—KNOX COUNTY.

NELSON THOMPSON, Friendship.

Thirteenth District—WALDO COUNTY.

JAMES D. LAMSON, Freedom,
RANDALL W. ELLIS, Belfast.

Fourteenth District—HANCOCK COUNTY.

NAHUM T. HILL, Bucksport,
HIRAM D. COOMBS, Gouldsboro'.

Fifteenth District—WASHINGTON COUNTY.

AUSTIN HARRIS, East Machias,
ALDEN BRADFORD, Eastport.

Sixteenth District—AROOSTOOK COUNTY.

LYMAN S. STRICKLAND, Houlton.

The following Senators responded to their names :

Messrs. Dearborn, Wakefield, Emery, Locke, Brewer, Duran,
Hawes, Dingley, Parcher, Fernald, Lamson of Sagadahoc, Berry,
Cornish, Flint, Hill, Coombs, Harris and Bradford—18.

And a quorum of Senators was present.

The office of Governor being vacant, Senator Bradford was appointed a Committee by the Chair, to procure the service of a magistrate to administer the oaths of office to the Senators elect, as required by the Constitution, to enter upon the discharge of their official duties, who subsequently announced the presence of WILLIAM M. STRATTON, Esq., of Augusta, who by virtue of a commission as *dedimus potestatem*, administered the necessary oaths.

On motion by Mr. BRADFORD,

Messrs. Bradford of Washington,
Dingley of Androscoggin,
Lamson of Sagadahoc,

were appointed a Committee to receive, sort and count the votes for President of the Senate.

Having attended to that duty, the Committee reported as follows :

Whole number of votes is.....	18
Necessary for a choice.....	10
Joseph A. Locke has.....	18

The report was accepted, and Hon. Joseph A. Locke was declared duly elected President of the Senate for the current political year.

Mr. Locke was conducted to the Chair by Mr. Dearborn of York

and Mr. Coombs of Hancock, and thereupon addressed the Senate in a few well chosen remarks.

Mr. HAWES of Cumberland, presented the following resolve :

Resolved, That Andrew R. G. Smith of Whitefield, in the County of Lincoln, be admitted to a seat as a member *prima facie* of the Senate of the Fifty-ninth Legislature of Maine, in place of Isaac T. Hobson of Wiscasset, in the County of Lincoln, inasmuch as said Smith received a plurality of all the votes cast for the office of Senator from Lincoln county, as appears by the duly attested copies of the official records from the several towns and plantations composing said Senatorial district.

The resolve was adopted, and under suspension of the rules twice read and passed.

Mr. Smith subsequently appeared, and took and subscribed the necessary oaths before William M. Stratton, Esq., authorized by *dedimus potestatem*, required by the Constitution to enable him to enter upon the discharge of his official duties.

On motion by Mr. SMITH,

Messrs. Smith of Lincoln,
Cornish of Kennebec,
Coombs of Hancock,

were appointed a Committee to receive, sort and count the votes for Secretary of the Senate.

Having attended to that duty, the Committee reported as follows :

Whole number of votes is	19
Necessary for a choice	10
Charles W. Tilden has	19

The report was accepted, and Charles W. Tilden declared duly elected Secretary of the Senate for the current political year.

Mr. Tilden signified his acceptance of the office, and

On motion by Mr. HAWES,

Messrs. Hawes of Cumberland,
Lamson of Sagadahoc,

were appointed a Committee to conduct the Secretary elect before WILLIAM M. STRATTON, Esq., authorized by *dedimus potestatem*, for the purpose of taking and subscribing the necessary oaths to qualify him to enter upon the discharge of his official duties.

Mr. Hawes subsequently reported that the Committee had attended

to the duty assigned them, and that Charles W. Tilden had taken and subscribed the necessary oaths to qualify him to enter upon his official duties.

On motion by Mr. COOMBS,

Messrs. Coombs of Hancock,
Parcher of Androscoggin,
Emery of York,

were appointed a Committee to receive, sort and count the votes for Assistant Secretary.

Having attended to that duty, the Committee reported as follows :

Whole number of votes is	19
Necessary for a choice	10
George E. Brackett has	19

The report was accepted, and George E. Brackett declared duly elected Assistant Secretary of the Senate.

On motion by Mr. DEARBORN,

The same Committee were appointed to receive, sort and count the votes for Messenger of the Senate.

Having attended to that duty, the Committee reported as follows :

Whole number of votes is	18
Necessary for a choice	10
Charles H. Lovejoy has	18

The report was accepted, and Charles H. Lovejoy declared duly elected Messenger of the Senate.

On motion by Mr. FERNALD,

The same Committee were appointed to receive, sort and count the votes for Assistant Messenger.

Having attended to that duty, the Committee reported as follows :

Whole number of votes is	18
Necessary for a choice	10
A. B. T. Chadbourne has	18

The report was accepted, and A. B. T. Chadbourne declared duly elected Assistant Messenger.

A message was received from the House of Representatives, by Mr. Crane of Winthrop, informing the Senate that the House had been duly organized by the choice of Hon. George E. Weeks as Speaker, and Oramandal Smith as Clerk.

On motion by Mr. HAWES,

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. Joseph A. Locke as President, and Charles W. Tilden as Secretary.

On motion by Mr. BERRY,

Ordered, That the President be authorized to appoint a Page for the Senate.

On motion by Mr. DINGLEY,

Ordered, That a Committee, consisting of three members of the Senate, be appointed by the President, to report to this Senate for its action, whether this Senate shall call upon the Justices of the Supreme Judicial Court for their opinion touching the legal organization of the Senate for the Fifty-ninth Legislature, and to report for the action of the Senate such questions as the law and the facts require in the premises ; which was read and passed, and

Messrs. Dingley of Androscoggin,

Bradford of Washington,

Hawes of Cumberland,

were appointed that Committee.

On motion by Mr. BERRY,

Ordered, That the Senate take a recess for thirty minutes.

EIGHT FORTY-FIVE, P. M.

Senate called to order by the President, and took a further recess of thirty minutes.

NINE FIFTEEN, P. M.

Senate called to order by the President.

Mr. HARRIS of Washington, called to the Chair.

Order from the House :

The Senate concurring, that when the Senate and House of Representatives adjourn to-day, the President of the Senate and Speaker of the House of Representatives, declare their respective bodies adjourned until Saturday, January, seventeenth instant, at two o'clock in the afternoon, was read and passed in concurrence.

Mr. HAWES, from the Committee to which was referred the order of the Senate relating to whether this Senate shall call upon

the Justices of the Supreme Judicial Court for their opinions touching the legal organization of this Senate of the Fifty-ninth Legislature, submitted a series of Questions, preceded by a Statement of Facts, and recommended the passage of the following order:

Ordered, That the following Statement of Facts be submitted to the Justices of the Supreme Judicial Court, and they be required to give their opinions on the Questions appended thereto.

The Statement of Facts and Questions are as follows:

STATEMENT OF FACTS.

Immediately after the annual election of September 8, 1879, copies of the lists of votes cast in the several towns and plantations for various State and County officers, duly attested by the selectmen of towns and assessors of plantations, and by either the town clerk, deputy clerk, or clerk *pro tem.*, and like copies of lists of votes given in the several wards of the cities, duly attested by the mayor, city clerk, and a majority of a legal quorum of the aldermen present, were duly returned and delivered into the office of the Secretary of State thirty days before the first Wednesday of January, 1880. The Governor and Council opened these returns Nov. 17, 1879. Application in proper form was made by parties interested for inspection of said returns for the purpose of discovering and correcting any defects or errors therein, but in a large majority of cases such inspection was refused by the Governor and Council, or granted so late and in such manner as to be of no avail for the correction of errors. Senators and Representatives elect made application to the Governor and Council within twenty days after the returns were opened, stating the error alleged, and gave due notice thereof to persons to be affected by such correction, or requested the same to be given, and offered to correct any error found therein by the record, or by substituting for such returns if defective, duly attested copies of the record in such case as provided by statute, and by offering such other evidence as is authorized by chapter 212 of the laws of 1877, but the Governor and Council refused to receive such evidence or to correct any error in said returns or to receive a duly attested copy of the record to be substituted for any return defective by reason of any informality. Under these circumstances the Governor and Council proceeded to examine the returns with the following results:

The return from the city of Portland was duly signed and showed upon its face all the facts necessary to constitute a legal election. It showed the whole number of ballots given, and that Moses M. Butler, Almon A. Strout, Reuel S. Maxcy, Samuel A. True and Nathan E. Redlon, each received over six hundred and forty votes plurality over each of the candidates opposed to them. The only defect alleged to exist in said return was that it contained the words and figures—"Scattering, one hundred and forty-three, 143;" but this number, if added or subtracted, or disregarded, would still leave each of the candidates above named a large majority of all the votes cast as above stated. The Governor and Council rejected said return, and refused to summons the five representatives above named who were elected, and appeared to be elected by a plurality of all the votes returned, to attend and take their seats, and refused to report their names and residences to the Secretary of State to be included in the certified roll to be furnished by him to the clerk of the preceding house of representatives as required by law. Subsequently to the making of said return, Moses M. Butler, one of said representatives elect, died, and in pursuance of the provisions of chapter 4, sections 38, 44 and 47 of the Revised Statutes, a new election was ordered by the municipal officers of the city of Portland, and at such election Byron D. Verrill was elected by a majority of over one thousand votes over all others, and a proper return was made to the office of the Secretary of State; but no summons was ever issued to said Verrill, and the Governor and Council refused to report his name to the Secretary of State for the purpose above stated. In the city of Lewiston, Liberty H. Hutchinson, Isaac N. Parker and Silas W. Cook, were elected by a clear majority of all the votes cast. In the city of Saco, George Parcher; in the city of Rockland, Jonathan S. Willoughby and Theodore E. Simonton; in the city of Bath, Guy C. Goss; were in like manner duly elected representatives. In each of these four cases the returns were in due form and signed by the mayor, city clerk, and three aldermen. The Governor and Council in each of the above cases refused to issue summonses and to report the names and residences of said elected representatives to the Secretary of State to be included in the certified roll.

In the Webster, Lisbon and Durham class, William H. Thomas appeared by the returns to be elected by a majority of eighty-three

votes. The returns from said towns were without defect and were duly signed by all the selectmen of each town. Upon rumor that the Governor and Council refused to issue a summons to the person elected, because it was alleged that the names of the selectmen signed upon the returns from the towns of Lisbon and Webster were signed by one person in each town, all of said selectmen appeared before the Governor and Council and made oath that the signatures were genuine. In this district another ground taken was, that it appeared from extrinsic and *ex parte* evidence that either the return was not signed and sealed, or the record not made up in open town meeting. The Governor and Council refused to issue a summons to said William H. Thomas, or report his name to be entered on said certified roll, but did issue a summons to Leonard H. Beal, a person who was not elected and did not appear to be elected by said returns.

In the classed towns of which Stoneham is one, A. F. Andrews was duly elected by a plurality of all the votes cast. There was no defect upon the face of the returns, but the Governor and Council rejected the return from Stoneham without notice to any party, upon *ex parte* affidavit that such return was not made in open town meeting, and refused to issue a summons to said Andrews or report his name to be placed upon the certified roll required by law, but did issue a summons to Osgood N. Bradbury, who did not appear to have received a plurality of votes cast, and who was not elected as matter of fact.

In the classed towns and plantations, of which the town of Gouldsboro was one, Oliver P. Bragdon was duly elected by a plurality of all the votes cast. The return of Gouldsboro was read by the Governor and Council as containing the name of Oliver B. Bragdon, although upon inspection of the return it shows that the name written therein was in fact Oliver P. Bragdon, and the summons was refused to said Oliver P. Bragdon and was issued to James Flye, although it appeared upon the face of the return that he did not receive a plurality of the votes cast.

In the class composed of the several towns and plantations of which the town of Weston is one, Frank C. Nickerson was elected by a plurality of the votes cast; but the Governor and Council rejected forty-three votes, appearing by the return of one of said towns to be thrown for Frank Nickerson, and refused to receive a certified

copy of the record which showed said votes to be thrown for said Frank C. Nickerson, or correct said return thereby; and refused to issue the summons required by law, and to report his name and residence to be entered on the certified roll above named, but issued a summons to John H. Brown; although had the certified copy of the record been received, and the returns been corrected thereby, said Nickerson would have appeared to have been elected.

In the Cherryfield district, Henry C. Baker was elected by receiving a plurality of the votes cast, and it so appeared on the face of the returns, which were regular in form; but the Governor and Council rejected the return from the town of Cherryfield, because it was alleged that one of the selectmen signing said return was an alien, and refused to issue a summons to said Baker, and did issue a summons to Lincoln H. Leighton, who did not appear by the returns to be elected, and who was not in fact elected.

In the Farmington district, Cyrus A. Thomas received a plurality of all the votes cast, and it so appeared upon the face of the returns; the whole number of ballots in the return of Farmington was 842; the number of votes for Thomas was 437; the number of votes for Lewis Voter was 401; the sum total of these votes is 838; the returns from the Farmington class were in due form. In this district another ground taken was, that it appeared from extrinsic and *ex parte* evidence that either the return was not signed and sealed, or the record not made up in open town meeting. The Governor and Council rejected the return from Farmington, and refused to issue a summons to Cyrus A. Thomas, and did issue a summons to Lewis Voter. Voter returned the summons, with a letter resigning and declining to act.

The town of Skowhegan gave H. S. Steward 595 votes, and Daniel Snow 302 votes. The return from the town was regular in form, but appended thereto was a protest that the form of the ballots cast for said Steward, and received by the selectmen into the ballot box, constituted in itself a distinguishing mark. The Governor and Council refused to issue a summons to said Steward, and did issue a summons to Daniel Snow.

In the Ashland district, John Burnham received a majority of all the votes cast; in the return for Ashland his name was spelled John Burnam; the opposing candidate was Alfred Cushman; the return from Merrill Plantation contained the name of Alford Cushman;

the number of votes in the Ashland and Merrill returns was such, that if the Ashland vote had been counted for John Burnham, and the Merrill return for Alfred Cushman, or both had been rejected, John Burnham would have appeared to have been elected. The Governor and Council issued a summons to Alfred Cushman, and refused to issue it to John Burnham.

In the Jay district, John R. Eaton received a plurality of all the votes cast, and it so appeared by the returns which were perfect in form. It was alleged that the return from the town of Jay was not signed and sealed in open town meeting, though on its face it purported to have been. The Governor and Council refused to issue a summons to John R. Eaton, but did issue one to James O. White.

In the Newcastle district, the return from Newcastle shows that the votes were thrown for E. K. Hall, they being in fact thrown for Edward K. Hall, as appears by the record, attested copies of which were offered in evidence before the Governor and Council, but which were by them refused. Had this correction been made, Edward K. Hall would have appeared by the face of the returns to have been elected; but the Governor and Council refused to issue a summons to Edward K. Hall, but did issue a summons to James W. Clark.

In the New Sharon district, David M. Norton received a clear plurality of all the votes cast, and it so appeared on the face of the returns, which were in due form. It was alleged that the three signatures of the selectmen of the town of New Sharon were in one hand writing. Without evidence, and without notice to any person interested, the Governor and Council rejected the return from this town, and refused to issue a summons to David M. Norton, but did issue a summons to George W. Johnson.

In the Fairfield district, A. B. Cole received a plurality of all the votes cast, and it so appears by the returns, which were perfect in form; a second return was made from the town of Fairfield upon a recount, and was marked "amended return." By counting either return, A. B. Cole had a clear majority of at least 55 votes; but the Governor and Council rejected both returns, refused to issue a summons to A. B. Cole, and did issue a summons to Harper Allen.

In the Searsport district, Robert French received a plurality of all the votes cast, as appeared by the returns, which were regular in form. It was alleged that the return from Searsport, when it reached the office of the Secretary of State, was unsealed, or not properly

sealed. The Governor and Council rejected this return, refused to issue a summons to Robert French, and did issue a summons to Joshua E. Jordan.

In the Lebanon district, Issac Hanscom received a plurality of all the votes cast, and it so appeared by the returns, which were correct in form, with the exception that the town clerk of Lebanon did not sign the return from that town. Attested copies of the record of the town of Lebanon were offered to be substituted for said return for the purpose of amending the same, but the Governor and Council refused to receive said attested copies. Had said attested copies been received it would have appeared by the returns as amended that Isaac Hanscom received a plurality of all the votes cast, but the Governor and Council refused to issue a summons to Isaac Hanscom, but issued a summons to Stephen D. Lord.

In the Robbinston district, Robert M. Loring received a plurality of all the votes cast; but the vote of Robbinston was returned for Robert Loring, instead of Robert M. Loring; the record had the same error, but the ballots had been preserved, and were all for Robert M. Loring. Proof of this fact was offered to the Governor and Council, but they refused to receive such evidence, refused to issue a summons to Robert M. Loring, but did issue a summons to James M. Leighton.

In the Danforth and Vanceboro district, Charles A. Rolfe received a plurality of all the votes cast, and it so appeared on the face of the returns, which were regular in form. The return of the town of Vanceboro was signed by the town clerk *pro tempore*. This return was rejected by the Governor and Council, because signed by a clerk *pro tempore*; they refused to issue a summons to Charles A. Rolfe, but did issue a summons to Aaron H. Woodcock.

In the Exeter-Garland district, George S. Hill received a plurality of all the votes cast; the returns were in due form. The Garland return gave the name of George S. Hill in full, and also the name of Francis W. Hill, the opposing candidate, in full. The return from Exeter gave the names of G. S. Hill and F. W. Hill. The record of the vote in the town of Exeter bore the names of George S. Hill and Francis W. Hill. A certified copy of the record was proffered to the Governor and Council, which they refused to receive. Had such certified copy been received and the return amended in accordance with the fact, George S. Hill would have appeared by the re-

turns to have been elected. The Governor and Council refused to issue a summons to George S. Hill, but did issue a summons to F. W. Hill.

The facts relating to certain seats in the Senate are as follows :— In Cumberland county, Joseph A. Locke, Andrew Hawes, Henry C. Brewer and David Duran, received a clear majority of all the votes cast, as appears by the returns, which were regular in form.

The facts in regard to the city of Portland were the same as already stated, except that the returns showed thirty-four votes tabulated as scattering. The return from Otisfield omitted to state the whole number of ballots. In the return from Westbrook the vote was given in full, both in letters and figures, opposite the name of Joseph A. Locke, but opposite the names of Andrew Hawes, Henry C. Brewer and David Duran, ditto marks were used, both under the letters and figures. The returns of Portland, Westbrook and Otisfield were rejected by the Governor and Council; they refused to issue summonses to Andrew Hawes, Henry C. Brewer and David Duran, and did issue summonses to Daniel W. True, Edward A. Gibbs and William R. Field.

In Franklin county, George R. Fernald received a plurality of all the votes cast, and it so appeared by the returns, which were regular in form. The Governor and Council rejected the returns from Farmington, Jay and New Sharon, the facts in regard to which have been hereinbefore stated; refused to issue a summons to George R. Fernald, and did issue a summons to Rodolphus P. Thompson.

In Washington county, Alden Bradford and Austin Harris received a plurality of all the votes cast, as appears by the returns, which are regular and in due form. The Governor and Council rejected the returns from the towns of Vanceboro and Cherryfield, the facts concerning which have already been stated, refused to issue a summons to Alden Bradford, and did issue a summons to James R. Talbot.

In Lincoln county, Andrew R. G. Smith received a plurality of all the votes cast; the returns were regular in form. In the returns from two towns the name of Andrew R. C. Smith was returned instead of Andrew R. G. Smith. The records of both towns gave the name of Andrew R. G. Smith. Certified copies of such records were proffered to the Governor and Council, in order to correct said returns thereby. Had said certified copies been received, it would

have appeared by the returns as amended that said Andrew R. G. Smith was duly elected; but the Governor and Council refused to receive said copies, or to correct said returns thereby, or to issue a summons to Andrew R. G. Smith, but did issue a summons to Isaac T. Hobson.

In York county, Charles P. Emery, Joseph W. Dearborn and George H. Wakefield, received a plurality of all the votes cast. Charles P. Emery received a summons. In the case of each of the others, one of the initials was given incorrectly in the return of one town, but if the vote of the city of Saco had been counted, each would have appeared by the returns to be elected. But the Governor and Council rejected the Saco returns, the facts concerning which have been heretofore stated, refused to issue summonses to Joseph W. Dearborn and George H. Wakefield, and did issue summonses to Ira S. Libby and John Q. Dennett.

In all the cases, Senatorial or Representative, where returns were rejected on extrinsic evidence that they were not signed and sealed, or the records not made up in open town meeting, it does not appear on the returns themselves, but does appear by certificate of the selectmen on the back of the official envelopes enclosing said returns, that said returns were signed and sealed and the records made up in open town meeting.

On the thirty-first day of December, A. D. 1879, the Governor required the opinion of the Justices of the Supreme Judicial Court upon certain questions submitted by him, and by the opinion of said justices in reply thereto, it appeared that the objections and alleged defects in the returns hereinbefore stated were without foundation in law. The Governor and Council were requested in all these cases to recall the summonses, which by the opinion of the Court appeared to have been improperly issued, and to report the names and places of residence of the persons legally elected to both branches of the Legislature to the Secretary of State, to be entered upon the certified rolls as required by law, but this they refused to do.

A certified roll was furnished by the Secretary of State to the clerk of the preceding House of Representatives, containing the names of one hundred and twenty-two persons properly summoned as representatives elect, and seventeen persons heretofore enumerated: Lewis Voter, Daniel Snow, Alfred Cushman, James O.

White, Leonard H. Beal, Osgood N. Bradbury, George W. Johnson, Lincoln H. Leighton, Aaron H. Woodcock, Harper Allen, Joshua E. Jordan, F. W. Hill, James W. Clark, James Flye, John H. Brown, James M. Leighton and Stephen D. Lord, and no more, no names of Representatives for the five cities above enumerated appearing on said roll.

On the first Wednesday of January, 1880, the assistant clerk of the preceding House of Representatives, the clerk of said preceding House being absent, proceeded to call the names on the certified roll above described, whereupon one hundred and thirty-five persons answered to their names. Attention was then called by one of the persons so responding to the vacancies appearing upon the reading of said roll.

A motion was then made that the representatives from said five cities, appearing by the returns from said cities to have been actually elected, should be permitted to participate in the organization of the House. The assistant clerk refused to put the motion, and refused to entertain an appeal. Motion was then made that a committee be raised to inform the Governor and Council that a quorum was present, and ready to take the oath. Upon that question a call for the yeas and nays was demanded and it was so taken, and there were seventy-three voted in the affirmative and none in the negative. Attention was then called to the fact that no quorum was present. Motion was then made to adjourn, which said assistant clerk refused to entertain or put, and the same was put by the mover and declared carried. Thereupon a number of the members left the hall. The Governor and Council appeared to administer the oath. One of the members summoned called the attention of the Governor to the fact that no quorum had voted to qualify, but the Governor declined to notice this act on the part of the number summoned. Thereupon the Governor proceeded to administer the oath.

After the rolls containing the oath were signed, the Governor announced that seventy-six persons summoned had subscribed the oath, among whom were the persons previously enumerated by name as appearing on said roll, except Lewis Voter and Daniel Snow.

The announcement of the Governor that seventy-six persons had subscribed the oath was doubted by a member who had subscribed

the oath, and a repeated demand was made that this announcement should be verified by reading the names of those who subscribed, but the assistant clerk declined so to do. Protest was made against the administration of the oath before it was administered. Thereupon an election of Speaker was attempted, and John C. Talbot received seventy-two votes, no other votes being thrown.

On the next day, sixty members who had been summoned, and whose names appeared on the certified roll, applied to James D. Lamson, who claimed to be President of the Senate, to be qualified, and he refused in writing to administer to them the oath required by law.

The facts connected with the alleged organization of the Senate on the first Wednesday of January, 1880, are as follows:—A certified roll was furnished by the Secretary of State to the Secretary of the preceding Senate, on which were the names of twenty-three persons properly summoned, and who appeared to be elected as shown on the face of the returns, together with the names of Daniel W. True, Edward A. Gibbs and William R. Field of Cumberland county, Rodolphus P. Thompson of Franklin county, James R. Talbot of Washington county, Isaac T. Hobson of Lincoln county, Ira S. Libby and John Q. Dennett of York county, and at 10 o'clock in the forenoon, on said day, said Secretary of the preceding Senate called the names on the roll, and each one responded.

Thereupon one of the members, properly summoned, called attention to the fact that the names above enumerated on the roll had been substituted for the names of Andrew Hawes, Henry C. Brewer and David Duran of Cumberland county, George R. Fernald of Franklin county, Alden Bradford of Washington county, Andrew R. G. Smith of Lincoln county, Jeremiah W. Dearborn and George H. Wakefield of York county, who appeared by the returns to be elected, and moved that their names be substituted on the roll for those first above enumerated. The Secretary refused to entertain the motion; the oath was then administered by the Governor and Council; the motion was immediately thereafter renewed, and the Secretary again refused to entertain the motion; an appeal was then taken to the Senate; the Secretary refused to put the question; protest was then made that unless the substitution moved was made, eleven members properly summoned, and having a plurality of the Senatorial votes in their respective counties, would refuse to

participate in the organization of the Senate. No attention having been paid to this protest, said eleven members did not participate in the further proceedings. The remaining twenty persons proceeded to vote for President of the Senate, and James D. Lamson received twenty ballots, which were cast by twelve members properly summoned, and by the eight persons first above enumerated.

Public protest was immediately made by a member duly summoned, against the election of James D. Lamson as President of the Senate, because he had received the votes of but twelve persons lawfully summoned.

The remainder of the officers of the Senate were elected in the same manner, and by the same persons as the President.

On the 12th day of January, 1880, the persons claiming to be the legally elected members of the Legislature, but having present less than seventy-six in number, attempted to meet in joint convention for the purpose of witnessing the administration of oaths to James D. Lamson, to qualify him to exercise the office of Governor, together with twenty members of the Senate, only twelve of whom appeared to be elected by the returns. On the same day sixty-two members of the House, to whom James D. Lamson, claiming to be President of the Senate, had refused to administer the oath, and who were properly summoned, together with John R. Eaton, William H. Thomas, A. F. Andrews, David M. Norton, Henry C. Baker, Charles A. Rolfe, A. B. Cole, Robert French, Cyrus A. Thomas, Hiram A. Steward and John Burnham, previously mentioned, together with the representatives of the cities of Portland, Lewiston, Saco, Rockland and Bath, met in the hall of representatives and organized by the choice of speaker, clerk and other officers, after being qualified by taking the oaths prescribed by the Constitution, before William M. Stratton, clerk of the courts for Kennebec county, and authorized by *dedimus potestatem* to administer oaths according to law. The speaker received eighty-two votes; the clerk received eighty votes; the assistant clerk received eighty-one votes. After organizing, the following members, Isaac Hanscom of Lebanon, Edward K. Hall of Newcastle, Robert M. Loring of Robbinston district, George S. Hill of Exeter, Frank C. Nickerson of Linneus, and Oliver P. Bragdon of Gouldsboro district, were admitted by resolution to act as members *prima facie* of said House of Representatives. On the same day in the Senate Chamber, eleven mem-

bers properly summoned, together with Andrew Hawes, David Duran, Henry C. Brewer of Cumberland county, Jeremiah W. Dearborn, George H. Wakefield of York county, George R. Fernald of Franklin county, Alden Bradford of Washington county, the facts concerning whose election have been hereinbefore stated, met together, and were called to order by Jeremiah Dingley, a Senator elect from Androscoggin county, on whose motion Austin Harris, Senator elect from Washington county, was chosen to preside as Chairman, and Charles W. Tilden was chosen Secretary *pro tem*. Upon resolution, Andrew R. G. Smith of Lincoln county, was admitted *prima facie* to a seat.

Upon motion, the members elect present proceeded to make a permanent organization by the election of President, Secretary, and other officers. Joseph A. Locke of Cumberland, was chosen President, receiving eighteen votes, and Charles W. Tilden was chosen Secretary, receiving nineteen votes. The members were qualified, before election of officers, by taking the oaths prescribed by the Constitution, before William M. Stratton, clerk of courts for Kennebec county, and authorized by *dedimus potestatem* to administer oaths. In the organization of both branches of the Legislature, the names of all the members elect, who appear by the uncorrected returns to be elected, were placed upon a roll, and were called before proceeding to organize the same, as herein last mentioned.

On the foregoing Statement the following Questions are submitted :

QUESTIONS.

1. Have the Governor and Council a right, under the Constitution, to summon a person to attend and take a seat in the Senate or House of Representatives, who by the official returns, under the decision of the Court, does not appear to be elected, but defeated or not voted for ; or would such summons be merely void as exceeding the power of the Governor and Council under the Constitution ?

2. Have the holders of any such summons a right to take a part in the organization or subsequent proceedings of either House to the exclusion of the members rightfully elected, as shown by said returns, under the decision of the Court, or does such right rest in said last named member, to the exclusion of the member summoned from the same district ?

3. If summonses were issued under the facts recited in the statement herewith submitted, to Lewis Voter of Farmington district, Daniel Snow of Skowhegan district, Alfred Cushman of Ashland district, James O. White of Jay district, Leonard H. Beal of Lisbon district, Osgood N. Bradbury of Stoneham district, George W. Johnson of New Sharon district, Lincoln H. Leighton of Cherryfield district, Allen H. Woodcock of Vanceboro district, Harper Allen of Fairfield district, Joshua E. Jordan of Searsport district, would such summonses give either of the above named persons a right to take part in the organization or subsequent proceedings of the House, or would such right rest in Cyrus A. Thomas of Farmington district, Hiram S. Stewart of Skowhegan district, John Burnham of Ashland district, John R. Eaton of Jay district, William H. Thomas of Lisbon district, A. F. Andrews of Stoneham district, David N. Norton of New Sharon district, Henry C. Baker of Cherryfield district, Charles A. Rolfe of Vanceboro district, A. B. Cole of Fairfield district, Robert French of Searsport district, to the exclusion of the persons summoned from the same districts?

4. If summonses were issued under the facts recited in the statement herewith submitted, to Daniel W. True, Edward A. Gibbs, William R. Field of Cumberland county, Rodolphus P. Thompson of Franklin county, James R. Talbot of Washington county, John Q. Dennett and Ira S. Libby of York county, would such summonses give either of the above named persons a right to take part in the organization or subsequent proceedings of the Senate; or would such right rest in Andrew Hawes, David Duran, and Henry C. Brewer of Cumberland county, George R. Fernald of Franklin county, Alden Bradford of Washington county, George H. Wakefield and J. W. Dearborn of York county, to the exclusion of the persons summoned from the same districts?

5. Does the same rule apply, when the member summoned appears by the returns to be elected, only because of some error in the name or initials of the candidate not summoned, when such error is correctible by law, under the decision of the Court, and the official record states the name and initials correctly, under the facts of the Lincoln Senatorial District, and the Representative Districts of Exeter, Newcastle, Gouldsboro, Weston and Robbinston, as recited in the statement herewith submitted; or when the member

summoned appears by the returns to be elected, only by rejecting the returns of one town because unsigned by the town clerk, though a duly attested copy of the record of said town is seasonably offered as a substitute and rejected, under the facts as recited in the statement of the Lebanon district?

6. If the summons described in question 1 is void, and persons holding such summonses take part in the organization of either Senate or House of Representatives, and without the votes of such persons there are less than sixteen (16) members in the Senate and less than seventy-six (76) members in the House, voting for and against, any of the officers of the so-called Senate or House, have such bodies any legal organization or officers?

7. Without such legal organization in either House or Senate, or without sixteen (16) members in the Senate, and seventy-six (76) members in the House, present and voting on the given measure, can any valid law be enacted, any legal officer chosen, or any business whatever be legally done, except to adjourn; and if any business, what business?

8. Without a legal organization formed and legal officers chosen, by seventy-six (76) members present and voting in the House of Representatives, and sixteen (16) members present and voting in the Senate, can either House compel the attendance of absent members?

9. To make up the legal quorum required on any vote in either House, can the votes of any person be counted who, though summoned, does not appear to be elected by the official returns under the Constitution, and the decision of the Court?

10. Can the Governor and Council legally administer the qualifying oath to the members elect of the House of Representatives, when, on a yea and nay vote, as shown by the record, only seventy-three (73) members, both sides inclusive, vote on the motion to request the attendance of the Governor and Council for that purpose?

11. Can a valid organization of the House be made under the Revised Statutes, chapter 2, section 23, when, under the facts as stated in question 10, a protest was entered, at the time, that no quorum was manifest on the yea and nay vote, and, notwithstanding that protest, the clerk refused to put a motion to adjourn, and the Governor appeared and administered the oath?

12. Can the Governor and Council legally administer the qualifying oaths to the members elect of the Senate, when only twenty (20) members, both sides inclusive, vote on the motion to request their presence for that purpose, and of that twenty (20), eight (8), though summoned, did not appear to be elected by the official returns under the Constitution and the decision of the Court, and were not in fact elected?

13. At what date in the year eighteen hundred and eighty (1880), do the terms of office of the following State officers, elected in January, eighteen hundred and seventy-nine (1879), expire: The Governor, the Executive Council, the Secretary of State, the Treasurer, the Attorney General, and the Adjutant General?

14. When the terms of the Governor and Council have expired, or their offices are vacant, and there is neither Governor nor Council, can the members elect of the Senate and House of Representatives be legally qualified before a magistrate appointed and commissioned by the Governor, with advice of the Council, under a *dedimus potestatem*, by virtue of the Revised Statutes, chapter 2, sections 85 and 86, or by any other provision of law?

15. When the term of one Governor has expired by law and no successor has been chosen, can the President of the Senate become acting Governor, if, at his election, twenty (20) votes only are cast for and against him, and those twenty (20) votes are made up as described in question 12?

16. Can a legally chosen President of the Senate become acting Governor, until he has legally qualified as such, in addition to this qualification as President of the Senate?

17. Can such qualifying oaths be legally administered by a President *pro tempore* of the Senate, in joint convention of the Senate and House of Representatives, when less than seventy-six (76) members of the House are present or voting on the motion to proceed to joint convention?

18. When twelve (12) persons are legally elected members of the House of Representatives from the five cities of Portland, Lewiston, Rockland, Bath and Saco, and that fact unmistakably appears on the official returns and by the decision of the Court, on the facts recited in the statement herewith submitted, have those twelve (12) members elect a right to take part in the organization and all subsequent proceedings of the House, without a summons from the Gov-

ernor and Council, no other persons holding summonses for the same seats?

19. Can a House of Representatives legally organize or act under a certified roll containing one hundred and thirty-nine (139) names only, and giving no representation to the five cities of Portland, Rockland, Lewiston, Bath and Saco, under the facts as stated in question eighteen (18), without admitting, at once, the twelve (12) members from said cities?

20. When persons are legally elected members of the House from the representative districts of Skowhegan and Farmington, and that fact unmistakably appears on the official returns, and by the decision of the Court, on the facts recited in the statement herewith submitted for those districts, have those members-elect a right to take part in the organization, and all subsequent proceedings of the House, without a summons—the persons summoned having returned their summonses, and declined to serve as representatives on the ground that they were not elected?

21. Can eleven members, duly elected and summoned, and seven other members, not summoned, “but appearing to be elected by a plurality of all the votes returned,” under the requirements of the Constitution and the decision of the Court, constitute and organize a legal Senate, provided said eighteen members each received, for Senator, a plurality of all the votes cast, and the official records, as well as the official returns, show that fact?

22. Can sixty-two (62) duly summoned members-elect of the House of Representatives, together with twelve (12) members-elect not summoned from the cities of Portland, Lewiston, Bath, Saco and Rockland, and two (2) members-elect not summoned from the towns of Farmington and Skowhegan, constitute and organize a legal House of Representatives, when the fourteen (14) members above enumerated were in fact elected, and that fact appears by the official returns, and by the decision of the Court, no other persons holding summonses for the same seats?

23. Can the seventy-six (76) members elect, enumerated in question 19, constitute and organize a legal House of Representatives, together with nine (9) other members elect, who were in fact elected, and appear by the official returns, and by the decision of the Court, to be elected, though the nine (9) seats aforesaid are claimed by other candidates who were summoned by the Governor

and Council, but were not in fact elected, and do not appear to be elected by said official returns, under the decision of the Court?

24. When the terms of office of the Governor and Council have expired, and the acting President of the Senate has refused to qualify the duly summoned members-elect, and the acting House of Representatives—made up of sixty-two (62) members legally summoned, and fourteen (14) others summoned, but not in fact elected, and not appearing to be elected by the official returns, under the decision of the Court—refuse to admit to seats the fourteen (14) members-elect; specified in question 19, or the nine (9) additional members-elect, specified in question 20, or any one of them, can the seventy-six (76) members specified by question nineteen, or the eighty-five (85) members specified by question twenty, after being called to order by one of their number, and a roll of the members-elect read as they appear by the official returns, be qualified before a Dedimus Justice, and thus constitute and organize a legal House of Representatives?

25. When the terms of office of the Governor and Council have expired, and the acting Senate—made up of twelve (12) members legally summoned, and eight (8) others summoned but not in fact elected, and not appearing to be elected, by the official returns under the decision of the Court—refuse to admit to seats the seven (7) members who were in fact elected, and who appeared to be elected by the official returns and the decision of the Court, can the seven (7) members thus denied seats, acting with eleven (11) members-elect, duly summoned, after being called to order by one of their number, and a roll of the members-elect read as they appear by the official returns and the decision of the Court, be qualified before a Dedimus Justice and thus constitute and organize a legal Senate?

26. When a person receives a summons as a member of the House of Representatives, and returns the same to the Governor, before the assembling of the Legislature, and resigns his seat, is it competent for him to recall and cancel that resignation, after the Legislature has assembled and organized, or can he be compelled to attend as a member?

27. In case the official returns of the votes cast for Governor should be lost, concealed, or inaccessible, by accident or fraud, is it competent to count the votes for Governor, by using certified copies of the

official record of the several cities, towns and plantations in the State?

The report was accepted, and the order read and passed.

On motion by Mr. BERRY,

Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, JANUARY 17, 1880.

Prayer by Rev. Mr. SARGENT of Augusta.

Journal read and approved.

The opinion of the Supreme Judicial Court in answer to questions presented to them, as set forth in Senate order under date of January 12th, 1880, was received and accepted, and ordered to be spread upon the records.

The opinion is as follows :

BANGOR, January 16, 1880.

The undersigned, Justices of the Supreme Judicial Court, have the honor to submit the following answers to the interrogatories proposed and based upon the accompanying Statement of Facts :

QUESTION 1. Have the Governor and Council a right under the Constitution to summon a person to attend and take a seat in the Senate, or House of Representatives, who by the official returns under the decision of the Court, does not appear to be elected, but defeated or not voted for ; or would such summons be merely void as exceeding the power of the Governor and Council under the Constitution ?

ANSWER. An election has been had by the electors of this State. The rights of the several persons voted for, depend upon the votes cast. The result should be truly determined in accordance with the Constitution and laws of the State. It was the duty of the Governor and Council thus to declare it. Any declaration of the vote not thus ascertained and declared is unauthorized and void. The Governor and Council examined the returns and undertook to declare the result as appeared by the returns. Various questions involving the

true construction of the Constitution and Statutes relating thereto arose, and the Governor, by virtue of his constitutional prerogative, called upon this Court for its opinion upon the questions propounded. By the provisions of the Constitution the Court was required to expound and construe the provisions of the Constitution and Statutes involved. It gave full answers to those questions. The opinion of the Court was thus obtained in one of the modes provided in the Constitution for an authoritative determination of "important questions of law." The law thus determined is the conclusive guide of the Governor and Council in the performance of their ministerial duties. Any action on their part in determining the vote as it appears by the returns in violation of the provisions of the Constitution and law thus declared is a usurpation of authority, and must be held void. It only remains to apply those principles to the subjects embraced in the questions propounded.

The Governor and Council have no right to summon a person to attend and take his seat in the Senate or House of Representatives, who by the returns before them was not voted for, or being voted for, was defeated. To summons one for whom no votes had been cast would be a deliberate violation of official duty. To summons those whom the returns show were not elected would be equally such violation. Either would be intruders without right into a legislative body. The summons thus given would be void, as in excess of any powers conferred by the Constitution. Grant this power, and the right of the people to elect their officers is at an end.

QUESTION 2. Has the holder of any such summons a right to take part in the organization, or subsequent proceedings of either House, to the exclusion of the members rightfully elected, as shown by said returns under the decision of the Court; or does such right rest in said last named member to the exclusion of the member summoned from the same district?

QUESTION 3. If summonses were issued, under the facts recited in the Statement herewith submitted, to Lewis Voter of Farmington district, Daniel Snow of Skowhegan district, Alfred Cushman of Ashland district, James O. White of Jay district, Leonard H. Beal of Lisbon district, Osgood N. Bradbury of Stoneham district, George W. Johnson of New Sharon district, Lincoln H. Leighton of Cherryfield district, Aaron H. Woodcock of Vanceboro district, Harper Allen of Fairfield district, Joshua E. Jordan of Searsport district,

would such summonses give either of the abovenamed persons a right to take part in the organization, or subsequent proceedings of the House; or would such right rest in Cyrus A. Thomas of Farmington district, Hiram S. Stewart of Skowhegan district, John Burnham of Ashland district, John R. Eaton of Jay district, William H. Thomas of Lisbon district, A. F. Andrews of Stoneham district, David M. Norton of New Sharon district, Henry C. Baker of Cherryfield district, Charles A. Rolfe of Vanceboro district, A. B. Cole of Fairfield district, Robert French of Searsport district, to the exclusion of the persons summoned from the same district?

QUESTION 4. If summonses were issued under the facts recited in the Statement herewith submitted, to Daniel W. True, Edward A. Gibbs, William R. Field of Cumberland county, Rodolphus P. Thompson of Franklin county, James R. Talbot of Washington county, John Q. Dennett and Ira S. Libby of York county, would such summonses give either of the abovenamed persons a right to take part in the organization or subsequent proceedings of the Senate; or would such right rest in Andrew Hawes, David Duran and Henry C. Brewer of Cumberland county, George R. Fernald of Franklin county, Alden Bradford of Washington county, George H. Wakefield and J. W. Dearborn of York county, to the exclusion of the persons summoned from the same district?

ANSWER. The second, third and fourth questions may be answered together. The answer to the first question covers much of the ground embraced by these questions. Holders of summonses which are void for the reason that the Governor and Council have failed to correctly perform the constitutional obligation resting upon them, have no right to take a part in the organization or in any subsequent proceedings of the House to which they are wrongfully certificated. They are not in fact members. But the members rightfully elected, as shown by the official returns, and the opinion of the Court upon the propositions heretofore by the Governor presented to the Court, are entitled to appear and act in the organization of the Houses to which they belong, unless the House and Senate, in judging of the election and qualification of members, shall determine to the contrary.

A member without a summons, who appears to claim his seat, is *prima facie* entitled to equal consideration with a member who has a summons.

He is not to be deprived of the position belonging to him, on account of the dereliction of those whose duty it was to have given him the usual summons. The absence of that evidence may be supplied by other evidence of membership. The House and Senate have the same right to consider and determine whether, in the first instance, such persons appear to have been elected, and finally, whether they were in fact elected, as they have of any and all the persons who appear for the purpose of composing their respective bodies.

Under the facts recited in the Statements submitted to us, we are of the opinion that Lewis Voter and associates, first named in question three, were not entitled to act, and that Cyrus A. Thomas and associates lastly named in the question were entitled to act in the House as members, and that Daniel W. True, and those first named in question four, were not entitled to act, and that Andrew Hawes and others with him named, were entitled to act as members of the Senate. In neither case did the Senate or House itself act upon the question of their membership. Both the Senate and House, (meaning the bodies assembled to be organized as such), were debarred from any action thereon, by the conduct of the presiding secretary and clerk. The assumption of such officers, that no question should be entertained relative to the rights of persons whose names are not upon the rolls furnished by the Secretary of State, but who were claimants of seats, was unwarrantable. The statute of 1869, embodied in the Revised Statutes, chapter 2, section 25, cannot preclude either the Senate or House from amending and completing the rolls of membership, according to the facts. Each House has the constitutional right to organize itself.

The form provided for aid and convenience in effecting the organization does not confer upon a temporarily presiding officer such conclusive power.

We have not failed to carefully consider the act of 1869, chapter 67, incorporated into the Revised Statutes, chapter 2, section 25; and, so far as it declares that "No person shall be allowed to vote or take part in the organization of either branch of the Legislature as a member, unless his name appear upon the certified roll of that branch of the Legislature in which he claims to act," we think it clearly repugnant to the Constitution, which declares that each House shall be the judge of the election and qualification of its

own members. It aims to control the action of each within its constitutional power till after a full organization, with a majority determined and fixed by the Governor and Council.

By their action in granting certificates to men not appearing to, be elected, or refusing to grant certificates to men clearly elected, they may constitute each House with a majority to suit their own purposes, thus strangling and overthrowing the popular will as honestly expressed by the ballot. The doctrine of that act gives to the executive department the power to rob the people of the Legislature they have chosen, and force upon them one to serve its own purposes.

It poisons the very fountain of legislation, and tends to corrupt the legislative department of the government. It strikes a death blow at the heart of popular government, and renders its foundation and great bulwarks,—the will of the people, as expressed by the ballot—a farce.

Each House has the same power, and is charged with the same duty, to declare the election of its own members and organize in any legitimate way as before the passage of that act.

QUESTION 5. Does the same rule apply, when the member summoned appears by the returns to be elected, only because of some error in the name or initials of the candidate not summoned, when such error is correctible by law, under the decision of the Court, and the official record states the name and initials correctly, under the facts of the Lincoln Senatorial district, and the Representative districts of Exeter, Newcastle, Gouldsboro, Weston and Robbinston, as recited in the statement herewith submitted; or when the member summoned appears by the returns to be elected, only by rejecting the returns of one town because unsigned by the town clerk, though a duly attested copy of the record of said town is seasonably offered as a substitute and rejected, under the facts as recited in the statement of the Lebanon district?

ANSWER. In the answers of January 3, 1880, this Court held, that, in cases like those stated in this question, it is the duty of the Governor and Council to hear evidence and determine whether the record or return is correct, and, if they determine the record to be correct, to receive it or a duly certified copy of it, to correct the return, as is provided in chapter 212 of the Acts of 1877.

But in such case they are required to determine an issue of fact, whether the record or return is correct, and, so far as their action is concerned, in determining that fact, we think their determination is conclusive; subject of course, to be reversed by the House. If, however, they should refuse to hear evidence and determine the question, and should, by reason of such refusal, issue a summons to the candidate not elected, the case would fall under the rule above stated.

QUESTION 6. If the summons described in question 1 is void, and persons holding such summonses take part in the organization of either Senate or House of Representatives, and, without the votes of such persons, there are less than sixteen (16) members in the Senate, and less than seventy-six (76) members in the House, voting for and against any of the officers of the so-called Senate or House, have such bodies any legal organization or officers?

ANSWER. If objection was made to the admissibility of the illegally summoned persons, as set forth in the statement presented to us, and the Houses took no action thereon, then an organization of House or Senate, in the manner described in this question, would be illegal and void.

The Court expressed the opinion, on a former occasion, that the Senate could organize with less than a quorum of members, (35 Maine, 563) where less than a quorum were elected, a condition of things that might happen when it required a majority of votes to elect Senators—that decision met the necessities of that occasion. But the doctrine of that case cannot apply, when a quorum is in fact elected.

QUESTION 7. Without such legal organization in either House or Senate, or without sixteen (16) members in the Senate and seventy-six (76) members in the House, present and voting, on the given measure, can any valid law be enacted, any legal officer chosen or any business whatever be legally done, except to adjourn; and if any business, what business?

QUESTION 8. Without a legal organization formed, and legal officers chosen, by seventy-six (76) members, present and voting, in the House of Representatives, and sixteen (16) members, present and voting, in the Senate, can either House compel the attendance of absent members?

ANSWER. Without a legal organization formed and legal officers chosen, by seventy-six members, present and voting, in the House of Representatives, and by sixteen members, present and voting, in the Senate, upon the given measure, no officers can be chosen or law passed or business done, except to adjourn.

No less than seventy-six members can constitute a quorum of the House of Representatives, nor can less than sixteen members, (now that a plurality elects,) constitute a quorum of the Senate. Nor can either house, without a legal organization formed and without legal officers chosen, compel the attendance of absent members.

It is the House or Senate when formed and organized that has the power to compel such attendance, and it is not within the power of persons who are merely members elect to do so. The attendance may, under our Constitution, be compelled by such penalties as each House may provide. Until a legal organization has been effected, there is no House to provide penalties for such purpose. Until a legal organization is completed, there is no officer in either House to issue a warrant against the absent member. No such power was committed, or intended to be committed, into the hands of persons not comprising and acting as an organized and completed House. It has frequently happened in our history, that legislative bodies have been delayed days, and sometimes weeks, without being able to complete an organization for the want of a quorum.

QUESTION 9. To make up the legal quorum required on any vote in either House, can the votes of any person be counted who, though summoned, does not appear to be elected by the official returns under the Constitution, and the decision of the Court?

ANSWER. Not if the attention of the House is called to the fact that such persons are illegally summoned, and objection is seasonably made to the counting of such persons for the purpose of making up a quorum; and the House does not act upon the question of their admissibility.

By the Constitution, article 4, section 5, "the Senate shall, on the first Wednesday of January, annually, determine who are elected by a plurality of votes to be Senators in each district."

QUESTION 10. Can the Governor and Council legally administer the qualifying oath to the members elect of the House of Representatives, when, on a yea and nay vote, as shown by the record, only seventy-three (73) members, both sides inclusive, vote on the motion

to request the attendance of the Governor and Council for that purpose?

QUESTION 11. Can a valid organization of the House be made under the Revised Statutes, chapter 2, section 23, when, under the facts as stated in question 10, a protest was entered, at the time, that no quorum was manifest on the yea and nay vote, and, notwithstanding that protest, the clerk refused to put a motion to adjourn, and the Governor appeared and administered the oath?

QUESTION 12. Can the Governor and Council legally administer the qualifying oaths to the members elect of the Senate, when only twenty (20) members, both sides inclusive, vote on the motion to request their presence for that purpose, and of that twenty (20), eight (8), though summoned, did not appear to be elected by the official returns under the Constitution and the decision of the Court, and were not in fact elected?

ANSWER. These three questions, referring to the qualification of members by the administration of the required oath, may be answered together. By the Constitution, the oath is to be taken and subscribed in the presence of the Governor and Council. By the statute, Revised Statutes, chapter 2, section 23, the clerk of the preceding House shall preside until the representatives elect "shall be qualified and elect a speaker; and, if no quorum appear, he shall preside, and the representatives elect, present, shall adjourn from day to day, until a quorum appear and are qualified, and a speaker is elected." Thus, it will be seen that, while by the statute the clerk is to preside until a quorum shall appear and be qualified, it is not provided, either in the Constitution or the statute, that a less number than a quorum shall not be qualified. Nor can the yea and nay vote on the motion to request the attendance of the Governor and Council, for the purpose of administering the oath, be deemed of any importance. If the Governor and Council had appeared, without a motion or a vote, their authority would have been the same. We therefore answer, that the qualifying oaths under the Constitution or statute may be administered to the members elect of either branch in any numbers, though a quorum must appear and be qualified before proceeding to election of speaker; and if the whole number of votes for speaker is less than a quorum, and there is nothing upon the record to show that a quorum was present and acting, there would be no election.

QUESTION 13. At what date in the year eighteen hundred and eighty (1880), do the terms of office of the following State officers, elected in January eighteen hundred and seventy-nine (1879), expire: The Governor, the Executive Council, the Secretary of State, the Treasurer, the Attorney General, and the Adjutant General?

ANSWER. The Governor's term of office, and also that of his Council, expired at midnight following the first Wednesday of January, 1880. The term of the other officers mentioned in this question will expire when their several successors are elected, as provided in the Constitution.

QUESTION 14. When the terms of office of the Governor and Council have expired, or their offices are vacant, and there is neither Governor nor Council, can the members elect of the Senate and House of Representatives be legally qualified before a magistrate appointed and commissioned by the Governor, with advice of the Council, under a *dedimus potestatem*, by virtue of the Revised Statutes, chapter 2, sections 85 and 86, or by any other provision of law?

QUESTION 24. When the terms of office of the Governor and Council have expired, and the acting President of the Senate has refused to qualify the duly summoned members-elect, and the acting House of Representatives—made up of sixty-two (62) members legally summoned, and fourteen (14) others summoned, but not in fact elected, and not appearing to be elected by the official returns, under the decision of the Court—refuse to admit to seats the fourteen (14) members-elect, specified in question 19, or the nine (9) additional members-elect, specified in question 20, or any one of them, can the seventy-six (76) members specified by question nineteen, or the eighty-five (85) members specified by question twenty, after being called to order by one of their number, and a roll of the members-elect read as they appear by the official returns, be qualified before a Dedimus Justice, and thus constitute and organize a legal House of Representatives?

QUESTION 25. When the terms of office of the Governor and Council have expired, and the acting Senate—made up of twelve (12) members legally summoned, and eight (8) others summoned but not in fact elected, and not appearing to be elected, by the official returns under the decision of the Court—refuse to admit to

seats the seven (7) members who were in fact elected, and who appeared to be elected by the official returns and the decision of the Court, can the seven (7) members thus denied seats, acting with eleven (11) members-elect duly summoned, after being called to order by one of their number, and a roll of the members-elect read as they appear by the official returns and the decision of the Court, be qualified before a Dedimus Justice and thus constitute and organize a legal Senate?

ANSWER. To the 14th, 24th, and 25th questions proposed we answer as follows :

In the general provisions of the Constitution, article 9, certain oaths or affirmations are prescribed for persons elected, appointed or commissioned to the offices therein mentioned. It appears that those before whom the prescribed oaths were to be administered refused to act, and that now there is no existing Governor and Council before whom they can be administered. The oath is prescribed. The terms are the essential. Its binding force depends upon its terms, not on the magistrate by whom it is administered.

If there is no Governor and Council, or, being a Governor and Council, they refuse to administer the oath to one representative or to all—for there can be a refusal to all equally as to one—what is the result?

Is anarchy to triumph? Can the government be destroyed or its action paralyzed because there is no Governor and Council, before whom the prescribed oath is to be taken? We think not. The prescribed oath, from the necessity of the case, may be taken before a magistrate authorized to administer oaths. The members must be sworn before they can act. It is by their action that a Governor and Council, thereafter, is to be settled and the government continued.

It cannot be presumed that the framers of the constitution had in contemplation that the oath had better not be administered at all, than administered by any other officer than the one designated therein. This is one of the most reliable tests by which to distinguish a directory from a mandatory provision. *State vs. Smith*, 67 Maine, 328.

QUESTION 15. When the term of one Governor has expired by law and no successor has been chosen, can the President of the

Senate become acting Governor, if, at his election, twenty (20) votes only are cast for and against him, and those twenty (20) votes are made up as described in question 12?

ANSWER. Our reply to the fifteenth question is in the negative, that one, whose only title to the Presidency of the Senate is by virtue of such an election, cannot become the acting Governor, because he is not a legal President of the Senate. If, of the twenty voting at such choice of President of the Senate, eight did not appear to be elected by the official returns under the Constitution, and the decision of the Court, and were not in fact elected, there was then no legal quorum, and could be no valid election of permanent officers, notwithstanding the eight had been summoned by the Governor and Council. Without a legal quorum, and with these eight participating in the proceedings to the exclusion of those rightfully elected in their places, there could be no valid election of President of the Senate. To proceed with the organization of the Senate without first determining and declaring its own membership, when attention was properly called to the fact that persons were present and acting without right, and that members were excluded, the Secretary refusing to entertain a motion for the correction of the roll, and refusing to allow an appeal from his ruling, and the Senate taking no action although protest was made, was illegal and void.

QUESTION 16. Can a legally chosen President of the Senate become acting Governor, until he has legally qualified as such, in addition to this qualification as President of the Senate?

QUESTION 17. Can such qualifying oaths be legally administered by a President *pro tempore* of the Senate, in joint convention of the Senate and House of Representatives, when less than seventy-six (76) members of the House are present or voting on the motion to proceed to joint convention?

ANSWER. Under the letter of the Constitution, it is at least doubtful whether the President of the Senate is required to take a new oath, before exercising the office of Governor, when that office has become vacant in the manner specified therein. The practice since the organization of the State, has, we believe, been uniform against requiring such new oath, and to such practical interpretation of the Constitution, in the absence of express provision or manifest intention to the contrary, we think effect should be given. To the

sixteenth question we reply, that a legally chosen President of the Senate may become acting Governor, without the administration of any other qualifying oath than that which he has taken in his office of Senator.

The answer to the sixteenth question renders a reply to the seventeenth unnecessary.

QUESTION 18. When twelve (12) persons are legally elected members of the House of Representatives from the five cities of Portland, Lewiston, Rockland, Bath and Saco, and that fact unmistakably appears on the official returns and by the decision of the Court, on the facts recited in the Statement herewith submitted, have those twelve (12) members elect a right to take part in the organization and all subsequent proceedings of the House, without a summons from the Governor and Council, no other persons holding summonses for the same seats?

ANSWER. To the 18th question we answer as follows :

It appears from the Statement of Facts, that the members from the five cities of Portland, Lewiston, Rockland, Bath and Saco, were duly elected, as well as by the returns before the Governor and Council ; that by law a summons should of right have been issued to them ; that in fact no summons was issued ; and that their names were not borne on the roll certified to the House as provided by Revised Statutes, chapter 2, section 25. A motion was seasonably made that these members appearing by the returns before the House to have been duly elected, should be permitted to participate in its organization, but the assistant clerk refused to put the motion and to entertain an appeal.

By the constitution the returns were before the House. By those returns the representatives abovenamed appeared to be elected. Their seats were not contested. The Governor and Council could not, without a violation of their constitutional duty, neglect to issue to them a summons, nor the Secretary of State to place their names on the certified roll, which it was his duty to furnish. The Governor and Council could not legally withhold their summonses from those appearing to be elected. They could not order a summons to issue to some appearing to be elected and withhold it from others. If they could, it would be in their power to select from the members appearing to be elected, those who should and those who should not take part in the organization of the House.

The section 25, Revised Statutes, chapter 2, restricts the vote to those whose names are borne on the certified roll. The restricting the vote to those *only* whose names are thus borne is at variance with the Constitution, in so far as it restricts and limits the action of the House to those whom the Governor and Council may select, and not to those appearing to be chosen, and to those the House may determine to be members.

The twelve members had a right to act in the organization of the House. Their election was patent on inspection of the returns. The House in no way denied their right. The question whether their names should be added to the roll was not submitted to its determination. Upon the facts set forth, they appeared to be and were elected, and it is not to be presumed that the House, knowing such facts, would have prohibited their action if the clerk had permitted the question to be put.

These members had a right to take part in the organization of the House, until it should otherwise determine.

QUESTION 19. Can a House of Representatives legally organize or act under a certified roll containing one hundred and thirty-nine (139) names only, and giving no representation to the five cities of Portland, Rockland, Lewiston, Bath and Saco, under the facts as stated in question eighteen (18) without admitting, at once, the twelve (12) members from said cities?

ANSWER. The House cannot legally organize or act under a certified roll of 139 names only, and giving no representation to the five cities named, provided the representatives from the cities appeared and claimed their seats, and the House took no action whatever upon the question of their right to participate in the organization, the clerk refusing to entertain a motion made for that purpose, and refusing to entertain an appeal from his ruling thereon.

QUESTION 20. When persons are legally elected members of the House from the representative districts of Skowhegan and Farmington, and that fact unmistakably appears on the official returns, and by the decision of the Court, on the facts recited in the Statement herewith submitted for those districts, have those members-elect a right to take part in the organization, and all subsequent proceedings of the House, without a summons—the persons summoned having returned their summonses, and declined to serve as representatives on the ground that they were not elected?

ANSWER. To question 20 we answer in the affirmative, unless the House has acted upon the question of their right to act as members and determined to the contrary.

QUESTION 21. Can eleven members, duly elected and summoned, and seven other members, not summoned, "but appearing to be elected by a plurality of all the votes returned," under the requirements of the Constitution, and the decision of the Court, constitute and organize a legal Senate, provided said eighteen members each received, for Senator, a plurality of all the votes cast, and the official records, as well as the official returns, show that fact?

QUESTION 22. Can sixty-two (62) duly summoned members-elect of the House of Representatives, together with twelve (12) members-elect not summoned from the cities of Portland, Lewiston, Bath, Saco and Rockland, and two (2) members-elect not summoned from the towns of Farmington and Skowhegan, constitute and organize a legal House of Representatives, when the fourteen (14) members above enumerated were in fact elected, and that fact appears by the official returns, and by the decision of the Court, no other persons holding summonses for the same seats?

ANSWER. It is the opinion of the Court that questions 21 and 22 may be conveniently answered together. Our answer is this:—Circumstances may exist which will justify, and render legal, such an organization of the Senate, and such an organization of the House. We think such organizations would be justified and rendered legal, by the existence of such circumstances as are recited in the Statement of Facts submitted to us; and that such organizations, effected under such circumstances, would constitute a legal legislature, competent to perform all the functions constitutionally belonging to that department of our government.

Tumult and violence are not requisites to the due assertion of legal rights. They should be avoided whenever it is possible to do so. They can never be justified, except in cases of the extremest necessity. Such peaceful modes of organization are far preferable to a resort to violence.

No rights should be lost by those who seasonably assert them, and appeal to the constitutional tribunals instead of resorting to force.

QUESTION 23. Can the seventy-six (76) members-elect, enumerated in question nineteen (19), constitute and organize a legal House

of Representatives, together with nine (9) other members elect, who were in fact elected, and appear by the official returns, and by the decision of the Court, to be elected, though the nine (9) seats aforesaid are claimed by other candidates who were summoned by the Governor and Council, but were not in fact elected, and do not appear to be elected by said official returns, under the decision of the Court?

ANSWER. It will follow from the answer to questions twenty-one and twenty-two, that this question, for the reasons and upon the circumstances there referred to, must be answered also in the affirmative.

QUESTION 26. When a person receives a summons as a member of the House of Representatives, and returns the same to the Governor, before the assembling of the Legislature, and resigns his seat, is it competent for him to recall and cancel that resignation, after the Legislature has assembled and organized, or can he be compelled to attend as a member?

ANSWER. One who, under such circumstances, returns his summons and resigns his seat, thereby makes a vacancy in the House which is to assemble, which vacancy "may be filled by a new election," under the provisions of Article IV, Part I, section 6, of the Constitution. That the proper steps may be taken by the municipal officers to that end, it is necessary to regard such resignation as irrevocable. If, when once made, it could be recalled at will, the municipal officers could never know that the seat was vacated by resignation. One who has thus resigned cannot be compelled to attend as a member. He is no longer a member. The language of the Court, touching the power of the House to compel the attendance of their members, in the constitutional opinion given in 35 Maine, 563, applies only to those who, without vacating their seats absent themselves from the sessions of the body to which they were elected. It would be alike contrary to the spirit of our institutions, and detrimental to public policy, to hold that a man might be compelled to accept an office of such a character. We therefore answer the question in the negative.

QUESTION 27. In case the official returns of the votes cast for Governor should be lost, concealed, or inaccessible, by accident or fraud, is it competent to count the votes for Governor, by using

certified copies of the official record of the several cities, towns and plantations in the State?

ANSWER. In our recent answer to questions presented by the Governor, we said, in substance, that one of the objects of the constitutional requirement of a record of the vote, to be made at the same time and authenticated in like manner with the return, was to guard against the possible result of mistake, accident, or fraud in the official returns of votes. When such returns of the vote for Governor are lost, concealed, or inaccessible by accident or fraud, the result of the election may still be ascertained by using certified copies of the official records mentioned in the question. Neither the carelessness nor the turpitude of the officers charged with the making, or the custody of the returns, can be suffered to defeat the will of the people, as expressed in the election, so long as the Legislature can ascertain it from the records thus made. True, the Constitution provides that the Secretary of State shall, on the first Wednesday of January, lay the lists before the Senate and House of Representatives, but this provision is directory, and a failure to comply with it cannot defeat the right of the Legislature to ascertain and declare the result of the election.

When the framers of our Constitution and our legislators have taken such pains to perpetuate the evidence of the votes cast, and to guard that evidence against the effect not only of accident, but of human fallibility or perfidy, it is not to be thrown away because the Secretary of State fails, or is unable to comply with this direction. The Constitution is to be construed, when practicable, in all its parts, not so as to thwart, but so as to advance its main object, the continuance and orderly conduct of government by the people. We answer the question in the affirmative.

The questions before us are attested in the usual mode, and purport to come from organized bodies.

They are of the utmost importance.

Our answers are entirely based on the assumption of the existence of the facts as therein set forth. We cannot decline an answer if we would. In a case like the present, the remark of Chief Justice Marshall, in *Cohens vs. Virginia*, is peculiarly applicable. "It is most true," he says, "that this Court will not take jurisdiction, if it should not, but it is equally true that it must take jurisdiction, if it should."

The Judiciary cannot, as the Legislature may, avoid a measure because it approaches the confines of the Constitution. We cannot pass it by, because it is doubtful. With whatever doubts or whatever difficulties a case may be attended, we must decide it, if it be brought before us. We have no more right to decline the exercise of jurisdiction, which is given, than to usurp that which is not given. The one or the other would be treason to the Constitution. Questions may occur which we would gladly avoid, but we cannot avoid them.

JOHN APPLETON,
CHARLES W. WALTON,
WILLIAM G. BARROWS,
CHARLES DANFORTH,
JOHN A. PETERS,
ARTEMAS LIBBEY,
JOSEPH W. SYMONDS.

TO JOSEPH A. LOCKE, *President of the Senate*,
and GEORGE E. WEEKS,
Speaker of the House of Representatives,
Augusta, Maine.

On motion by Mr. DINGLEY,

Ordered, That the House concurring, the Joint Rules and Orders of 1879, be adopted as the Joint Rules and Orders of this Legislature, until otherwise ordered.

Sent down for concurrence.

On motion by Mr. DEARBORN,

Ordered, That the Secretary of the Senate, procure the printing of one hundred diagrams of the Senate Chamber, for the use of the Senate.

On motion by Mr. BRADFORD,

Ordered, That the returns of votes for Governor given in the several cities, towns and plantations of this State for the current political year, be referred to a Joint Select Committee of five on the part of the Senate, with such as the House may join.

Read and passed, and

Messrs. Bradford of Washington,
Coombs of Hancock,

Messrs. Dingley of Androscoggin,
Dearborn of York,
Lamson of Sagadahoc,

were appointed on the part of the Senate.
Sent down for concurrence.

Came back concurred, with

Messrs. Goss of Auburn,
Farrell of Van Buren,
Verrill of Portland,
Oliver of Freeman,
Fennelly of Mt. Desert,
Simonton of Rockland,
Goulding of West Waterville,
Rafter of Damariscotta,
Davis of Woodstock,
Cutler of Bangor,
Jewett of Sangerville,
Perkins of Madison,
Goss of Bath,
Nash of Addison,
Mason of Limerick,

joined on the part of the House.

On motion by Mr. SMITH,

Ordered, That the Secretary of the Senate invite the Clergymen of Augusta, Hallowell and Gardiner, to officiate as Chaplains in rotation, until such time as the Senate may elect a Chaplain.

On motion by Mr. PARCHER,

Ordered, That the Secretary of the Senate be directed to furnish to each Senator and Officer of the Senate, and Chaplains, one copy of the Kennebec Journal, and one other daily paper published in this State, such as each Senator or Officer may elect.

On motion by Mr. HAWES,

Ordered, That a Committee of seven be appointed by the President, to whom the votes for Senators for the current political year shall be referred for examination, and report.

Read and passed, and

Messrs. Hawes of Cumberland,
Berry of Kennebec,

Messrs. Hill of Hancock,
 Emery of York,
 Parcher of Androscoggin,
 Flint of Piscataquis,
 Smith of Lincoln,
 were appointed said Committee.

The Questions submitted to the Supreme Judicial Court, and the answers thereto, were read by the Secretary, and

On motion by Mr. BERRY,

Ordered, That one thousand copies be printed for the use of the Senate.

Mr. BRADFORD, from the Committee on Gubernatorial Votes, submitted the following report :

Whole number of votes.....	138,806
Necessary for a choice.....	69,404
Daniel F. Davis had.....	68,967
Joseph L. Smith	47,643
Alonzo Garcelon.....	21,851
Bion Bradbury.....	264
S. D. Greenlief.....	29
Joshua L. Chamberlain	20
Stephen D. Greenlief.....	16
Horace R. Eaton.....	1
Francis Hathorn.....	1
John Allen.....	1
G. W. Quimby.....	1
Geo. E. Brackett	1
D. F. Davis.....	2
Aloy Goul	1
Sidney Perham.....	2
Donald F. Smith.....	3
W. R. Smith.....	1
Wm. W. Thomas.....	1
Andrew Jackson.....	1

The report was read and accepted, and sent down for concurrence.

Which was subsequently returned, accepted in concurrence.

A message was received from the House of Representatives, conveyed by Mr. Crane of Winthrop, that Daniel F. Davis of Corinth, and Bion Bradbury of Portland, having received a majority of all the ballots cast, are elected by the House of Representatives as Constitutional candidates for the office of Governor.

On motion by Mr. HARRIS,

Ordered, That a Committee of three be appointed to receive, sort and count the votes for Governor, and

Messrs. Harris of Washington,
Wakefield of York,
Brewer of Cumberland,

were appointed said Committee.

The Committee having attended to that duty, reported as follows :

Whole number of votes is.....	19
Necessary for a choice.....	10
Daniel F. Davis has.....	19

And the Committee further report that they have sealed up the ballots and hereby forward them as annexed to this report.

The report was accepted, and the President declared Hon. Daniel F. Davis duly elected Governor for the current political year, in accordance with the Constitution.

On motion by Mr. DINGLEY,

Ordered, That a message be sent to the House of Representatives, informing that branch that the Senate, on its part, had made choice of Hon. Daniel F. Davis as Governor for the current political year, agreeably to the provisions of the Constitution.

The Secretary conveyed the message.

On motion by Mr. HARRIS,

Ordered, That a Committee of three on the part of the Senate, with such as the House may join, be appointed to wait upon Hon. Daniel F. Davis, and inform him that he has been duly elected Governor, agreeably to the Constitution.

Read and passed, and

Messrs. Harris of Washington,
Dingley of Androscoggin,
Fernald of Franklin,

were appointed on the part of the Senate.

Sent down for concurrence.

And was subsequently returned, joined by
Messrs. Young of Brunswick,
Wentworth of Kittery,
Richards of Gardiner,
Hill of Exeter,
Cutler of Bangor,
Steward of Skowhegan,
Davis of Woodstock,
Maxey of Portland,

by the House.

Mr. HARRIS subsequently reported that the Committee had attended to the duty assigned them, and that the Governor elect accepted the position, and would attend upon a Joint Convention at any time assigned, for the purpose of taking and subscribing the necessary oaths to enable him to enter upon his official duties.

On motion by Mr. HAWES,

Ordered, That a message be sent to the House of Representatives, proposing a Convention of both branches of the Legislature this day at 6.30 o'clock P. M., in the Hall of the House of Representatives, for the purpose of administering to Hon. Daniel F. Davis, Governor elect, the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties.

The message was conveyed by the Secretary.

Subsequently a message was received from the House, by Mr. Willoughby of Rockland, concurring in the foregoing proposition for a Convention.

The Senate immediately repaired to the House of Representatives, for the purpose indicated in the message.

IN CONVENTION.

On motion of Mr. BRADFORD of the Senate,

Messrs. Bradford of Washington,
Berry of Kennebec, •
Thomas of Durham,
Boody of Windham,
Wyman of Augusta,
Sproul of Veazie,
Hall of Nobleborough,

were appointed a Committee to wait upon Hon. Daniel F. Davis, Governor elect, to inform him that the Legislature were in Convention assembled in the Representatives' Hall, and ready to administer to him the oaths required by the Constitution to qualify him to enter upon the discharge of his official duties, and receive from him such communication as he might be pleased to make.

Mr. Bradford from the Committee, subsequently reported that he had delivered the message with which he was charged, and the Governor elect was pleased to say he would forthwith attend upon the Convention.

The Committee was then directed to wait upon the Governor elect and conduct him to the hall.

Thereupon, Hon. Daniel F. Davis, Governor elect, came in, and in the presence of both branches of the Legislature, in Convention assembled, 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.

Hon. JOSEPH A. LOCKE, President of the Senate, 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, it appearing therefrom that no person had received a majority of the votes given, and the House of Representatives having elected Hon. Daniel F. Davis and Hon. Bion Bradbury as the Constitutional candidates for that office, from which the Senate has elected Hon. Daniel F. Davis, who, having in the presence of the two branches of the Legislature taken and subscribed the oaths prescribed by the Constitution to qualify him to discharge his official duties,

I now declare and make known to all persons in this State who are in the exercise of any public trusts, as well as all good citizens thereof, that HON. DANIEL F. DAVIS *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 Governor then communicated to the Convention briefly by address, as follows :

Gentlemen of the Senate and House of Representatives :

You meet under extraordinary circumstances. For nearly sixty years you and your fathers, representatives of the people, have assembled to deliberate upon the wants of the Commonwealth, and enact its laws.

In all these years the safeguards thrown around a Representative Government have proved strong enough to carry our good State safely through every danger.

Annually the persons elected by the people have been summoned by the proper authorities to meet and organize the Legislature, and those defeated by the people have quietly submitted to the will of the majority.

For the first time in our history, this rule in part has been reversed ; hence the unparalleled excitement and popular indignation. The organization of the Legislature has, for that reason, been delayed.

Under such circumstances you have shown great forbearance. You have kept strictly within the law. Coming from law abiding communities, you have waited till you could obtain the opinion of the Court.

That opinion has been rendered, and to-day you complete the organization of the Fifty-Ninth Legislature.

Believing that this solution of a difficult problem is a striking illustration of the strength of republican government, where only majorities can rule, and that all good citizens will hail it joyfully as such ; I will only add that I shall take an early opportunity to express my views upon State affairs.

The Governor and suite then withdrew. The Convention dissolved and the Senate retired.

IN SENATE.

On motion by Mr. SMITH,

Ordered, That the Rules and Orders of the Senate of 1879, be the Rules and Orders for this Senate, until otherwise ordered.

On motion by the same Senator,

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

A message was received from the House of Representatives, conveyed by Mr. Gilman of Meddybemps, proposing a Joint Convention in the Hall of the House of Representatives forthwith, for the purpose of electing a Secretary of State and seven Executive Councillors.

The Secretary was charged with a message to the House concurring in the above proposition.

Thereupon the Senate proceeded to the Representatives' Hall, for the purpose indicated in the message.

IN CONVENTION.

On motion by Mr. BRADFORD of the Senate,

Messrs. Bradford of Washington,
Smith of Lincoln,
Marble of Paris,
Jordan of Auburn,
Emmons of Embden,
Heald of Westport,

were appointed a Committee to receive, sort and count votes for seven Executive Councillors.

Having attended to the duty assigned it, the Committee reported :

Whole number of ballots.....	102
Necessary for a choice.....	52
Roscoe L. Bowers had.....	102
Frederic Robie.	102
Joseph T. Hinckley.....	102
William Wilson.....	102
James G. Pendleton.....	102
Lewis Barker.	102
Samuel N. Campbell.....	102

The report was accepted, and the Hons. Roscoe L. Bowers, Frederic Robie, Joseph T. Hinckley, William Wilson, James G. Pendleton, Lewis Barker and Samuel N. Campbell were declared duly elected Executive Councillors for the current political year.

On motion by Mr. CORNISH of the Senate,

Messrs. Cornish of Kennebec,
Duran of Cumberland,
Parker of Lewiston,

Messrs. Purington of Bowdoinham,
 Goff of Gorham,
 Thomas of Farmington,
 Simonton of Rockland,

were appointed a Committee to receive, sort and count votes for a Secretary of State.

Having attended to the duty assigned it, the Committee reported :

Whole number of votes	105
Necessary for a choice	53
Sumner J. Chadbourne had.....	105

The report was accepted, and Hon. Sumner J. Chadbourne was declared duly elected Secretary of State for the current political year.

On motion by Mr. HARRIS of Washington, the Secretary was directed to notify the officers above elected of the fact of their election.

On motion by Mr. HAWES,

Ordered, That the Governor and Council be notified that Hon. S. J. Chadbourne has been duly elected Secretary of State for the current political year.

The Secretary conveyed the message.

The Convention then dissolved, and the Senate retired.

IN SENATE.

Communications were received from Hons. William Wilson, Roscoe L. Bowers, Lewis Barker and James G. Pendleton, Councillors elect, and S. J. Chadbourne, Secretary of State elect, signifying their acceptance of the offices to which they had been chosen.

On motion by Mr. HAWES,

Ordered, That a message be sent to the House, proposing a Convention of both branches of the Legislature, for the purpose of administering to Hons. Roscoe L. Bowers, William Wilson, James G. Pendleton and Lewis Barker, the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The message was sent by the Secretary.

A message was subsequently received from the House, by its

Clerk, concurring in the proposition for a Convention for the above purpose.

Thereupon the Senate proceeded to the Representatives' Hall, where a Convention was formed.

IN CONVENTION.

On motion by Mr. SMITH,

Ordered, That the Secretary notify Hons. Roscoe L. Bowers, Lewis Barker, James G. Pendleton and William Wilson, Councillors elect, that the two branches of the Legislature are now assembled in Convention, in the Representatives' Hall, 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 bore the message, and subsequently reported that the Honorable Councillors elect were pleased to say that they would attend forthwith upon the Convention, for the purpose indicated in the message.

Thereupon the above named Councillors were waited upon by a Committee, and came in, and in presence of both Houses of the Legislature, and before the President of the Senate, took and subscribed to the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The Councillors then retired.

On motion by Mr. HAWES,

Ordered, That a message be sent to the Governor, by the Secretary, informing him of the election and qualification of Hons. Roscoe L. Bowers, Lewis Barker, James G. Pendleton and William Wilson, as Executive Councillors for the current political year.

Message conveyed by the Secretary.

The Convention then dissolved, and the Senate retired.

IN SENATE.

On motion by Mr. SMITH, the order whereby the Senate voted to adjourn until Monday, at ten o'clock A. M., was reconsidered.

On motion by Mr. HILL,

Adjourned to eleven o'clock, Monday A. M.

C. W. TILDEN, *Secretary*.

MONDAY, JANUARY 19, 1880.

Prayer by Rev. Mr. ECOB of Augusta.

Journal of Saturday was read.

On motion by Mr. DINGLEY,

Ordered, The House concurring, that there be appointed a Committee on State Valuation, consisting of three on the part of the Senate, and seven on the part of the House, and

Messrs. Dingley of Androscoggin,

Hill of Hancock,

Hawes of Cumberland,

were appointed on the part of the Senate.

Sent down for concurrence.

On motion by Mr. DEARBORN,

Ordered, That the Messenger of the Senate obtain from the State Librarian a sufficient number of copies of the Journal of the Senate of 1879, to supply those who have not already been furnished.

On motion by the same Senator,

Ordered, That the Messenger of the Senate obtain from the Secretary of State the usual supply of stationery for each Senator who has not received that supply.

On motion by Mr. BRADFORD,

Ordered, That Sprague & Son be printers to the State, until otherwise ordered.

Read and passed. Sent down for concurrence.

On motion by Mr. BERRY,

Ordered, That the Secretary of State be directed to place in the hands of the Secretary of the Senate, for the use of the Senate, four copies of the Revised Statutes, one copy of Webster's Unabridged Dictionary, one copy of Cushing's Law and Practice of Parliamentary Assemblies; and that it shall be the duty of the Secretary of the Senate to have the same returned to the Secretary of State at the close of the session.

Communications were received from Hons. Frederic Robie, Samuel N. Campbell and Joseph T. Hinckley, signifying their acceptance of the office of Executive Councillors.

Read and sent down.

On motion by Mr. SMITH,

Ordered, That the Secretary of State furnish each officer and member of the Senate, one copy of the Acts and Resolves of 1879.

The PRESIDENT appointed William H. Prescott of Wayne, Page of the Senate.

On motion by Mr. COOMBS,

Ordered, That a message be sent to the House proposing a Convention of both branches, for the purpose of administering to Hon. Frederic Robie, Hon. Joseph T. Hinckley, and Hon. Samuel N. Campbell, the oath of office, whereby they may enter upon the discharge of their official duties.

The message was conveyed by the Secretary.

Subsequently, a message was received from the House of Representatives, concurring in the proposition for the above Convention, and proposing a Convention for the purpose of electing the Attorney General and Adjutant General, at the hour of 11.50 A. M.

A message was conveyed by the Secretary, concurring in the proposition for a Convention for the above purpose.

The Senate then repaired to the Hall of Representatives, for the purpose of administering to Hons. Joseph T. Hinckley, Frederic Robie and Samuel N. Campbell, the oaths of office requisite for them to enter upon their official duties.

IN CONVENTION.

On motion by Mr. BERRY of the Senate,

Messrs. Berry of Kennebec,
Jordan of Auburn,
Verrill of Portland,

were appointed a Committee to wait on the Councillors elect, and inform them of the Convention and its purposes.

Subsequently the Committee reported that it had discharged the duty assigned it, and the Councillors elect were pleased to say that they would forthwith attend upon the Convention.

Thereupon the Hons. Frederic Robie, Joseph T. Hinckley and Samuel N. Campbell, Councillors elect, came in, and in the presence of both houses of the Legislature, and before the President of the Senate, took and subscribed to the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

The Councillors then retired.

On motion by Mr. EMERY of York, the Secretary was directed to notify the Governor of the election and qualification of the Councillors above mentioned.

The message was conveyed by the Secretary.

The Convention then dissolved, and the Senate retired.

IN SENATE.

The order appointing a Committee on State Valuation, was returned from the House, joined by

Messrs. Hatch of Bangor,
Verrill of Portland,
Goulding of West Waterville,
Parker of Lewiston,
Leach of Penobscot,
Nickerson of Linneus,
Marble of Paris,

of that branch.

On motion by Mr. PARCHER, the order in reference to furnishing newspapers to the Senate, was reconsidered; and amended, on motion by Mr. HAWES, so that it would read "Daily Kennebec Journal or Maine Standard," and as amended, received a passage.

The hour for the Convention, for the purpose of electing an Attorney General and Adjutant General, having arrived, the Senate repaired to the Hall of the House of Representatives for that purpose.

IN CONVENTION.

On motion by Mr. HUTCHINSON of Lewiston,

Messrs. Hutchinson of Lewiston,
Smith of Lincoln,
Wakefield of York,
Butler of Vassalborough,

Messrs. Cole of Cape Elizabeth,
Marble of Paris,
Jewett of Richmond,

were appointed a Committee to receive, sort and count votes for Attorney General.

Having attended to the duty assigned it, Mr. HUTCHINSON, from the Committee, reported :

Whole number of votes	105
Necessary for a choice	53
Henry B. Cleaves had	105

The report was accepted, and Hon. Henry B. Cleaves declared duly elected Attorney General for the current political year.

On motion by Mr. COOMBS of the Senate,

Messrs. Coombs of Hancock,
Brewer of Cumberland,
Lord of Bangor,
Thomas of Durham,
Colburn of Pittston,
Twitchell of Bethel,
Dinsmore of Medford,

were appointed a Committee to receive, sort and count votes for Adjutant General.

Having attended to the duty assigned it, Mr. COOMBS, from the Committee, reported :

Whole number of votes	99
Necessary for a choice	50
George L. Beal had	95
Samuel J. Gallagher	4

The report was accepted, and Gen. George L. Beal declared duly elected Adjutant General for the current political year.

On motion by Mr. SMITH of Lincoln, the Secretary was directed to inform Hon. Henry B. Cleaves of his election as Attorney General, and Gen. George L. Beal as Adjutant General.

On motion by Mr. HAWES of Cumberland,

Ordered, That a message be sent to the Governor and Council, informing them of the election of Hon. Henry B. Cleaves as Attorney General, and Gen. George L. Beal as Adjutant General.

The Secretary conveyed the message.

The Convention then dissolved, and the Senate retired.

IN SENATE.

Communications were received from the Hons. George L. Beal and Henry B. Cleaves, signifying their acceptance of the offices to which they had been elected. Read and sent down.

The following communication was received from the Secretary of State :

STATE OF MAINE.

OFFICE OF SECRETARY OF STATE, }
Augusta, January 19, 1880. }

To the Honorable President of the Senate and

Speaker of the House of Representatives :

GENTLEMEN : I have the honor to represent, that upon being duly elected and qualified as Secretary of State, I served a formal written notice, in the absence of Hon. E. H. Gove, ex-Secretary of State, upon Prince A. Sawyer, Esq., ex-deputy Secretary of State, for a delivery to me of the possession of the several apartments, seal, archives, and other public property pertaining to that office, but that gentleman refused to comply with the demand. I therefore, after securing a key, entered the office of Secretary of State, and took possession of such archives and public property as could be found in that office. The Broad Seal of State was not in its usual place, nor have I been able to find it. The return of votes for Governor, Senators and Representatives to the Legislature, and County Officers, have not yet been found. A safe in the office *may* contain the above named seal and returns ; but the key and combination are not in my possession.

Very respectfully, your obedient servant,

S. J. CHADBOURNE.

Read and sent down.

On motion by Mr. SMITH,

Ordered, That the Secretary of the Senate prepare the usual Senate Register, and that three hundred copies be printed for the use of the Senate.

The PRESIDENT announced the qualification of Mr. George E. Brackett before William M. Stratton, Esq., *dedimus potestatem*, to enable him to enter upon his official duties as Assistant Secretary of the Senate.

On motion by Mr. SMITH,

Adjourned.

C. W. TILDEN, *Secretary*.

TUESDAY, JANUARY, 20, 1880.

Prayer by Rev. Dr. BUTLER of Vassalborough.

Journal of yesterday was read.

On motion by Mr. DEARBORN,

Ordered, That the Opinion of the Supreme Judicial Court, in reply to Gov. Garcelon, be printed as an appendix to the Opinion of said Justices. *Ordered* to be printed for the use of the Senate.

On motion by Mr. DEARBORN,

Ordered, That a copy of the Holy Bible be added to the list of books for the use of the Senate.

On motion by Mr. DINGLEY,

Ordered, That the Senate proceed to elect a Chaplain by ballot to-morrow, at eleven o'clock A. M.

On motion by Mr. BRADFORD, the order was laid on the table.

The President announced as the Joint Standing Committee on the part of the Senate, on the Judiciary,

Messrs. Bradford of Washington,
Berry of Kennebec,
Strickland of Aroostook.

On motion by Mr. SMITH,

Ordered, That a Joint Select Committee of three on the part of the Senate, with such as the House may join, be appointed to negotiate for the purchase of the Maine State Year Book.

Read and passed, and

Messrs. Smith of Lincoln,
Lamson of Sagadahoc,
Wakefield of York,

were appointed on the part of the Senate.

Sent down for concurrence.

On motion by Mr. HAWES,

Ordered, That a Joint Select Committee of three on the part of of the Senate, with such as the House may join, be appointed to contract with some suitable person or persons to do the State Print-

ing and Binding for the current year, subject to the approval of the Legislature.

Read and passed, and

Messrs. Hawes of Cumberland,

Cornish of Kennebec,

Fernald of Franklin,

were appointed on the part of the Senate.

Sent down for concurrence.

On motion by Mr. BRADFORD, the order to elect a Chaplain by ballot was taken from the table, and withdrawn by Mr. DINGLEY, who presented the same.

The following paper was received from the House :

WHEREAS, The Fifty-Ninth Legislature of the State of Maine, as elected by the people of the State at its last annual election, has met and has legally organized with a full quorum in each House under the opinion of the Justices of the Supreme Judicial Court, and has duly and legally proceeded to elect a Governor and Executive Council and other State officers, all of whom have been duly qualified and have entered upon their respective duties in the customary places of the State House, where the business of the State is transacted, therefore, be it

Resolved, That the Senate and House of Representatives of the State of Maine, in Legislature assembled, will forthwith proceed to legislative business touching the varied interests of the people of Maine, their finances, their courts, their public schools, the fisheries, the adaptation of the laws to the new constitutional amendments, the fixing of just and fair basis for the coming valuation of all the property in the State, so that taxation may fall justly and fairly upon the people, and such other subjects as may naturally and fittingly come before the Legislature. And we desire and hereby give notice to all the people of the State that any bodies or collection of men outside of the Legislature here and now duly and legally assembled and organized as before mentioned, who may meet in any place, claiming to act as the Legislature of the State of Maine, are wholly without right or authority so to act, and are proceeding in violation of the Constitution and the laws of the State.

The resolve was read twice, under the suspension of the rules, and on the question of its passage to be engrossed, it was determined in the affirmative, yeas, 19 ; nays, none.

On motion by Mr. BRADFORD,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are Messrs.

Berry,	Duran,	Lamson of Sagadahoc,
Brewer,	Emery,	Locke,
Bradford,	Fernald,	Parcher,
Coombs,	Flint,	Smith,
Cornish,	Harris,	Wakefield—19.
Dearborn,	Hawes,	
Dingley,	Hill,	

None voting in the negative.

So the resolve passed to be engrossed in concurrence.

On motion by Mr. HARRIS,

Ordered, That the Senate proceed to elect a Chaplain.

The order was refused a passage.

On motion by Mr. BERRY,

Adjourned.

C. W. TILDEN, *Secretary*..

WEDNESDAY, JANUARY 21, 1880.

Prayer by Rev. Mr. LALACHEUR.

Journal of yesterday was read.

Orders from the House :

That the Committee on the Judiciary inquire whether any and what legislation is necessary to prevent and punish the unauthorized abstraction, retention and use of the State Seal, State Records and papers properly belonging to the office of the Secretary of State, or the doings of unauthorized acts in the name of the State, and report at once to this House.

That the Clerk of the House make up the pay of Jesse H. Cook, Assistant Messenger of the last House, for ——— days attendance at two dollars per day and usual mileage, and that the same be referred to the Committee on Claims.

That the Clerk be directed to make up the pay of Asa Atwood, Messenger of the last House, for ——— days, at two dollars per day

and the usual mileage, and that the same be referred to the Committee on Claims.

Which were each read and referred to the several Committees in concurrence.

Resolve, *Be it resolved by the Senate and House of Representatives of the State of Maine in Legislature assembled:*

That the Secretary of State be and hereby is directed to procure a suitable seal, which shall be of the same form and device as the seal last in use, and acknowledged as the Seal of the State, and that said seal when completed be deposited in the office of Secretary of State, and that the same shall become the Seal of the State.

Was read twice under suspension of the rules, and passed to be engrossed in concurrence.

The President announced the following Standing Committees of the Senate, also the Joint Standing Committee on the part of the Senate on Financial Affairs:

On Bills in the Second Reading.

Messrs. Lamson of Sagadahoc,
Brewer of Cumberland,
Bradford of Washington,
Cornish of Kennebec,
Patten of Penobscot,
Coombs of Hancock,
Linn of Somerset,
Flint of Piscataquis,
Rankins of Oxford,
Dearborn of York,
Smith of Lincoln,
Parlin of Somerset.

On Engrossed Bills.

Messrs. Harris of Washington,
Berry of Kennebec,
Thompson of Knox,
Hawes of Cumberland,
Lamson of Waldo,
Parcher of Androscoggin,
Hill of Hancock,

Messrs. Barrett of Oxford,
Barker of Penobscot,
Ellis of Waldo,
Wakefield of York,
Fernald of Franklin.

On Financial Affairs.

Messrs. Hawes of Cumberland,
Hill of Hancock,
Cornish of Kennebec.

On motion by Mr. WAKEFIELD,

Ordered, That the Messenger be directed to have open wood fires kept in the fire places in the Senate Chamber during the present session.

On motion by Mr. DEARBORN,

Ordered, That a Committee of three be appointed on Leave of Absence, to whom any Senator desiring to be absent one or more sessions shall report, and obtain consent therefor, save in cases of extreme emergency.

Read and passed, and

Messrs. Dearborn of York,
Hill of Hancock,
Bradford of Washington,

were appointed said Committee.

On motion by Mr. WAKEFIELD,

Ordered, That the Secretary prepare and cause to be printed under his supervision and direction, the usual number of copies of the Journal of the proceedings of the present session of the Senate.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That a Committee of three on the part of the Senate, with such as the House may join, be appointed, to whom all matters relating to temperance and the prohibitory laws, shall be referred.

Read and passed, and

Messrs. Lamson of Sagadahoc,
Fernald of Franklin,
Lamson of Waldo,

were appointed on the part of the Senate.

Sent down for concurrence.

The foregoing order was subsequently returned from the House, with

Messrs. Crane of Winthrop,
Ingalls of Wiscasset,
Jewett of Sangerville,
Baker of Orrington,
Hills of Union,
Goss of Bath,
Heal of Westport,

joined on its part.

On motion by Mr. HARRIS,

Ordered, That the Committee on the Judiciary inquire what legislation may be necessary in order to remove from the position of County Attorney, County Treasurer and County Commissioner of Washington County, those persons who now hold said positions by virtue of certificates alone, and not by election of the people, and report by bill or otherwise.

Was read and sent down for concurrence.

The following Joint Standing Committees on the part of the House were received from that branch :

On the Judiciary.

Messrs. Hale of Ellsworth,
Strout of Portland,
Hutchinson of Lewiston,
Ingalls of Wiscasset,
Wilson of Orono,
McKusick of Calais,
Bradstreet of Bridgton.

On Financial Affairs.

Messrs. Young of Brunswick,
Mason of Limerick,
Cutler of Bangor,
Brooks of Belfast,
Richards of Gardiner,
Talbot of East Machias,
Gushee of Appleton.

Also the following Joint Select Committees :

For the Purchase of Maine State Year Book.

Messrs. Hill of Corinth,
Goulding of West Waterville,
Dunnell of Westbrook,
Robbins of Eastport,
Brooks of Belfast.

On State Printing and Binding.

Messrs. Rowell of Hallowell,
Redlon of Portland,
Lord of Bangor,
Marble of Paris,
Milliken of Burnham,
Robinson of Oldtown,
Andrews of Norway.

On motion by Mr. HARRIS,

Ordered, That the Senate take a recess until 11.45, A. M.

At 11.45, A. M., Senate called to order by the PRESIDENT.

The following order was received from the House :

That the Committee on the Judiciary be instructed to inquire into the expediency of codifying all Constitutional provisions and statutes, with reference to elections for the use of municipal officers.

Was read and referred in concurrence.

On motion by Mr. DINGLEY,

Ordered, That a message be sent to the House of Representatives, proposing a Convention of both branches of the Legislature forthwith, in the Representatives' Hall, for the purpose of electing a State Treasurer, and asking the concurrence of the House.

The message was conveyed by the Secretary.

Subsequently a message was received from the House by its Clerk, concurring in the proposition for the above Convention.

The Senate then repaired to the Hall of the House of Representatives and went into Convention.

 IN CONVENTION.

On motion by Mr. BERRY,

Messrs. Berry of Kennebec,

Brewer of Cumberland, of the Senate,

Messrs. Baker of Orrington,

Taft of Grafton,

Rogers of Stetson,

Harriman of Readfield,

Wasson of Brooksville, of the House,

were appointed a Committee to receive, sort and count the votes for State Treasurer.

Having attended to that duty, the Committee reported as follows :

Whole number of votes.....	98
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Necessary for a choice.....	50
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Samuel A. Holbrook had.....	98
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The report was accepted, and Hon. Samuel A. Holbrook was declared duly elected State Treasurer for the current political year.

On motion by Mr. SMITH of the Senate,

Ordered, That the Secretary of the Convention be instructed to notify Hon. Samuel A. Holbrook of his election as State Treasurer for the current political year.

The Convention then dissolved and the Senate retired.

IN SENATE.

On motion by Mr. FERNALD,

Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, JANUARY 22, 1880.

Prayer by Rev. Mr. TILDEN of Augusta.

Journal of yesterday was read.

Order from the House.

The Senate concurring, that the Secretary of State is hereby directed to send the Assessors of the several cities, towns and plantations in the State a copy of the order in relation to the "valuation of the property in the State," passed on the 19th of January, 1880, and to notify said Assessors that the subject of such valuation is now before the Legislature.

Read and passed in concurrence.

The President announced the following Joint Standing Committees on the part of the Senate, which were appointed and sent down to the House.

As joined by that branch they are as follows :

On the Judiciary.

Messrs. Bradford of Washington,
Berry of Kennebec,
Strickland of Aroostook, *of the Senate*;
Messrs. Hale of Ellsworth,
Strout of Portland,
Hutchinson of Lewiston,
Ingalls of Wiscasset,
Wilson of Orono,
McKusick of Calais,
Bradstreet of Bridgton, *of the House.*

On Legal Affairs.

Messrs. Dingley of Androscoggin,
Harris of Washington,
Ellis of Waldo, *of the Senate*;
Messrs. Verrill of Portland,
Partridge of Whitefield,
Parker of Lewiston,
Robinson of Thomaston,
Nash of Addison,
Steward of Skowhegan,
Swan of Minot, *of the House.*

On Financial Affairs.

- Messrs. Hawes of Cumberland,
Hill of Hancock,
Cornish of Kennebec, *of the Senate*;
Messrs. Young of Brunswick,
Mason of Limerick,
Cutler of Bangor,
Brooks of Belfast,
Richards of Gardiner,
Talbot of East Machias,
Gushee of Appleton, *of the House*.

On Federal Relations.

- Messrs. Parlin of Somerset,
Coombs of Hancock,
Patten of Penobscot, *of the Senate*;
Messrs. Lord of Bangor,
Knight of Naples,
Hutchins of Lovell,
Plaisted of Lincoln,
Loring of Perry,
Bridgham of Plan. No. 14,
Getchell of Wells, *of the House*.

On Education.

- Messrs. Smith of Lincoln,
Parcher of Androscoggin,
Thompson of Knox, *of the Senate*;
Messrs. Hill of Exeter,
Marble of Paris,
Springer of Yarmouth,
Crane of Winthrop,
Staples of Parsonsfield,
Howard of Montville,
Wilson of Albion, *of the House*.

On Railroads.

- Messrs. Harris of Washington,
Coombs of Hancock,
Lamson of Sagadahoc, *of the Senate*;
Messrs. Wentworth of Kittery,
Hill of Corinth,
Thomas of Farmington,
Whitman of Harrison,
Parcher of Saco,
Jewett of Sangerville,
Whitten of Pittsfield, *of the House*.

On Commerce.

- Messrs. Coombs of Hancock,
Wakefield of York,
Ellis of Waldo, *of the Senate*;
Messrs. Goss of Bath,
Colburn of Pittston,
Robbins of Eastport,
Benner of Waldo, *of the Senate*,
Hussey of Waldo,
Wasson of Brooksville,
Smith of Vinalhaven, *of the House*.

On Mercantile Affairs and Insurance.

- Messrs. Hill of Hancock,
Duran of Cumberland,
Thompson of Knox, *of the Senate*;
Messrs. Lord of Standish,
Lord of Bangor,
Cole of Cape Elizabeth,
Milliken of Burnham,
Redlon of Portland,
Hanscomb of Lebanon,
Jordan of Auburn, *of the House*.

On Banks and Banking.

- Messrs. Dingley of Androscoggin,
Cornish of Kennebec,
Brewer of Cumberland, *of the Senate*;
- Messrs. Hatch of Bangor,
Twitchell of Bethel,
True of Portland,
Wilson of Columbia Falls,
Purington of Bowdoinham,
Pendleton of Islesborough,
Wyman of Augusta, *of the House*.

On Manufactures.

- Messrs. Cornish of Kennebec,
Emery of York,
Linn of Somerset, *of the Senate*;
- Messrs. Wyman of Augusta.
Redlon of Portland,
Gray of Monson,
McAllister of Bucksport,
Boody of Windham,
Wentworth of South Berwick,
Abbott of Dexter, *of the House*.

On Agriculture.

- Messrs. Lamson of Sagadahoc,
Duran of Cumberland,
Dearborn of York, *of the Senate*;
- Messrs. Steward of Skowhegan,
Davis of Woodstock,
Rogers of Stetson,
Abbott of Dexter,
Stanley of Porter,
Springer of Litchfield,
Haskell of Turner, *of the House*.

On Military Affairs.

- Messrs. Flint of Piscataquis,
Fernald of Franklin,
Atwell of Penobscot, *of the Senate*;
Messrs. Goulding of West Waterville,
Frederic of Starks,
Goss of Auburn,
Smart of Deering,
Knowles of Bradford,
Dinsmore of Medford,
Record of New Gloucester, *of the House*.

On Interior Waters.

- Messrs. Wakefield of York,
Atwell of Penobscot,
Harris of Washington, *of the Senate*;
Messrs. Robbins of Eastport,
Twitchell of Bethel,
Dunnell of Westbrook,
Burnham of Sherman,
Porter of Dixmont,
Dickey of Fort Kent,
Smith of Buxton, *of the House*.

On State Lands and State Roads.

- Messrs. Barker of Penobscot,
Smith of Lincoln,
Flint of Piscataquis, *of the Senate*;
Messrs. Farrell of Van Buren,
Hall of Alfred,
Harriman of Readfield,
Hilton of Embden,
Cole of Smithfield,
Bridgham of Falmouth,
Baker of Steuben, *of the House*.

On Ways and Bridges.

- Messrs. Parcher of Androscoggin,
Brewer of Cumberland,
Fernald of Franklin, *of the Senate*;
Messrs. Parcher of Saco,
Long of Fort Fairfield,
Simonton of Rockland,
Heal of Westport,
Paine of Weld,
Hall of Nobleborough,
Wendall of Hartford, *of the House*.

On Fisheries.

- Messrs. Duran of Cumberland,
Rankins of Oxford,
Linn of Somerset, *of the Senate*;
Messrs. Gilman of Meddybemps,
Clay of Bluehill,
Trafton of Georgetown,
Wilson of Columbia Falls,
French of Stockton,
Perkins of Madison,
Oliver of Freeman, *of the House*.

On Counties.

- Messrs. Ellis of Waldo,
Lamson of Sagadahoc,
Rogers of Penobscot, *of the Senate*;
Messrs. Jordan of Auburn,
Hanscom of Lebanon,
Boody of Windham,
Washburn of Greene,
Hill of Corinth,
Hunnewell of Scarborough,
Temple of Eddington, *of the House*.

On Towns.

- Messrs. Brewer of Cumberland,
Smith of Lincoln,
Rankins of Oxford, *of the Senate*;
Messrs. Powers of Houlton,
Jewett of Richmond,
Andrews of Norway,
Bragdon of Sullivan,
Whitman of Harrison,
Baker of Orrington,
Heard of Biddeford, *of the House*.

On Indian Affairs.

- Messrs. Patten of Penobscot,
Emery of York,
Bradford of Washington, *of the Senate*;
Messrs. Rolfe of Princeton,
Sproul of Veazie,
Chadbourne of North Berwick,
McLaughlin of Carmel,
Toothaker of Pownal,
Hill of Howland,
Jewett of Sangerville, *of the House*.

On Claims.

- Messrs. Fernald of Franklin,
Dearborn of York,
Barrett of Oxford, *of the Senate*;
Messrs. Fennelly of Mt. Desert,
Dinsmore of Medford,
Sproul of Veazie,
Roundy of Benton,
Rafter of Damariscotta,
Chadbourne of North Berwick,
Wyman of Augusta, *of the House*.

On Pensions.

Messrs. Atwood of Penobscot,
Flint of Piscataquis,
Barrett of Oxford, *of the Senate*;
Messrs. Robinson of Oldtown,
Perry of Camden,
Thomas of Durham,
Leach of Penobscot,
Chesley of Oxford,
Loring of Perry,
Horn of Acton, *of the House*.

On Insane Hospital.

Messrs. Dearborn of York,
Hawes of Cumberland,
Parlin of Somerset, *of the Senate*;
Messrs. Eaton of Wilton,
Butler of Vassalborough,
Emmons of Limington,
Stratton of Hancock,
Waldron of Frankfort,
Whipple of Bingham,
Webb of Deer Isle, *of the House*.

On Reform School.

Messrs. Berry of Kennebec,
Brewer of Cumberland,
Strickland of Aroostook, *of the Senate*;
Messrs. Maxey of Portland,
Rowell of Hallowell,
Nickerson of Linneus,
Hills of Union,
Toothaker of Pownal,
Norton of Industry,
Hastings of Sidney, *of the House*.

On State Prison.

- Messrs. Emery of York,
Hill of Hancock,
Rogers of Penobscot, *of the Senate*;
Messrs. Willoughby of Rockland,
Goff of Gorham,
Getchell of Wells,
Purington of Bowdoinham,
Cook of Lewiston,
True of Portland,
Wales of Biddeford, *of the House*.

On Public Buildings.

- Messrs. Lamson of Waldo,
Hawes of Cumberland,
Parcher of Androscoggin, *of the Senate*;
Messrs. Hall of Alfred,
Durham of Monroe,
Hilton of St. Albans,
Colburn of Pittston,
Thomas of Durham,
Howard of Westfield Plantation,
Hanscom of Lebanon, *of the House*.

On Library.

- Messrs. Rogers of Penobscot,
Wakefield of York,
Barker of Penobscot, *of the Senate*;
Messrs. Springer of Yarmouth,
Crane of Winthrop,
Hatch of Bangor,
Wentworth of South Berwick,
Paine of Weld,
Boody of Windham,
Lewis of Springfield, *of the House*.

On motion by Mr. WAKEFIELD,

Ordered, That the business of the last Legislature, referred to this, be taken from the files and referred to the appropriate Committees.

On motion by Mr. SMITH,

Ordered, That the Committees on Education, State Prison, Insane Hospital, Reform School, Agriculture and Military Affairs, be authorized to visit the various institutions they represent.

On motion by Mr. DEARBORN,

Ordered, The House concurring, that all petitions or orders for legislation, save those for redress of wrongs, which may be presented to this Legislature after Monday, February 2d, be referred to the next Legislature, and that this order be published in the Daily Kennebec Journal, Maine Standard, Daily Eastern Argus, Bangor Daily Whig, Daily Commercial, Portland Daily Press, Portland Daily Advertiser, and Lewiston Evening Journal, provided this order may be suspended or reconsidered at any time by a majority vote of the members.

The foregoing orders were read and sent down for concurrence.

On motion by Mr. HAWES,

Ordered, That the Secretary be directed to make up the pay of Edwin C. Hendee for services as Page at this session of the Senate, at two dollars per day for — days, and that the same be referred to the Committee on Claims.

Sent down for concurrence.

Mr. COOMBS of Hancock, presented bill providing for recording in the Registry of Deeds, judgments in real actions, which was referred to the Committee on the Judiciary.

Sent down for concurrence.

The Committee on Engrossed Bills, reported as truly and strictly engrossed, the following resolve :

“Resolve providing for a Seal of the State.”

The resolve was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. CORNISH,

Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, JANUARY 23, 1880.

Prayer by Rev. Mr. TILDEN of Augusta.

Orders from the House :

That the Committee on the Judiciary be directed to examine into the provisions of the Constitutional Amendments, and report to this House any changes that may be needed in adjusting the laws of the State to said amendments.

That the Committee on the Judiciary, be requested to inquire into the expediency of amending section 2, chapter 113, of the revised statutes, relating to arrests and disclosures, by striking out in said section the word "ten" wherever it occurs, and inserting the word "twenty" in place thereof.

Were each read and referred in concurrence.

"Resolve providing for an Amendment of the Constitution, so as to elect the Governor by a plurality instead of a majority," was referred to the Committee on the Judiciary in concurrence.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That the Committee on the Judiciary be instructed to inquire into the expediency of amending section 16 of chapter 16 of the revised statutes, relating to toll bridges, so that stockholders residing out of the State shall pay tax on their stock in the town or towns where the bridge is located, and report by bill or otherwise.

Read and sent down for concurrence.

The Committee to whom was referred the examination and counting of Senatorial votes, submitted the following report :

FIRST SENATORIAL DISTRICT.

Charles P. Emery has	6,976	votes.
Jeremiah W. Dearborn.....	6,806	"
George H. Wakefield	6,981	"
John Q. Dennett.....	6,635	"
Ira S. Libby.....	6,584	"
Josiah A. Stover.....	5,834	"
J. W. Dearborn.....	198	"

Josiah H. Stover.....	96 votes.
Daniel A. Hill.....	222 "
Josiah Stover.....	546 "
Scattering.....	17 "

And Charles P. Emery, Jeremiah W. Dearborn and George H. Wakefield having received a plurality of votes cast, are elected and entitled to seats.

SECOND SENATORIAL DISTRICT.

Andrew Hawes has.....	9,390 votes.
David Duran....	9,381 "
Joseph A. Locke.....	9,476 "
Henry C. Brewer.....	9,365 "
Daniel W. True.....	9,040 "
Isaac F. Quinby.....	8,655 "
Edward A. Gibbs.....	8,842 "
William R. Field.....	9,043 "
Scattering.....	42 "

And Andrew Hawes, David Duran, Henry C. Brewer and Joseph A. Locke having received a plurality of votes cast, are elected and entitled to seats.

THIRD SENATORIAL DISTRICT.

Gilbert Barrett has.....	4,346 votes.
Charles Rankins.....	4,350 "
Francis W. Redlon.....	4,084 "
William W. Wait.....	4,169 "
Scattering.....	1 "

And Gilbert Barrett and Charles Rankins having received a plurality of the votes cast, are elected and entitled to seats.

FOURTH SENATORIAL DISTRICT.

Jeremiah Dingley, Jr., has.....	4,590 votes.
George Parcher.....	4,568 "
Charles H. Lane.....	4,390 "
John G. Tibbetts.....	4,357 "
Scattering.....	35 "

And Jeremiah Dingley, Jr., and George Parcher having received a plurality of the votes cast, are elected and entitled to seats.

FIFTH SENATORIAL DISTRICT

George R. Fernald has	2,228	votes.
Rodolphus P. Thompson.....	2,133	“
R. P. Thompson	72	“
Rodolphus Thompson.....	16	“

And George R. Fernald having received a plurality of the votes cast, is elected and entitled to a seat.

SIXTH SENATORIAL DISTRICT.

Edwin D. Lamson has	2,564	votes.
Fenelon G. Barker.....	1,509	“
Reuben S. Hunt.....	102	“
Scattering	1	“

And Edwin D. Lamson having a plurality of the votes cast, is elected and entitled to a seat.

SEVENTH SENATORIAL DISTRICT.

Colby C. Cornish has	7,309	votes.
Joseph S. Berry	7,296	“
Daniel H. Thing	5,434	“
Joseph M. Winn	5,535	“
D. H. Thing.....	262	“
J. M. Winn.....	176	“
Scattering.....	26	“

And Colby C. Cornish and Joseph S. Berry having received a plurality of the votes cast, are elected and entitled to seats.

EIGHTH SENATORIAL DISTRICT.

Amos F. Parlin has	4,053	votes.
Archibald Linn.....	4,148	“
Lewis Wyman.....	3,826	“
Chandler Baker.....	3,856	“

And Amos F. Parlin and Archibald Linn having received a plurality of the votes cast, are elected and entitled to seats.

NINTH SENATORIAL DISTRICT.

Levi C. Flint, has.....	1,895	votes.
Andrew J. Chase	1,513	“
Scattering.....	1	“

And Levi C. Flint having received a plurality of the votes cast, is elected and entitled to a seat.

TENTH SENATORIAL DISTRICT.

Noah Barker has.....	7,854	votes.
Levi B. Patten.....	7,818	"
John W. Atwell.....	7,857	"
John Rogers.....	7,844	"
Edward B. Neally.....	7,642	"
Thomas H. Wentworth.....	7,607	"
Floyd W. Drake.....	7,604	"
Samuel W. Matthews.....	7,612	"
James Tobin.....	32	"
Stephen D. Jennings.....	59	"
Edwin M. Mayo.....	33	"
Jabez Knowlton.....	32	"
Asa Smith.....	14	"
Wyatt Weed.....	14	"
D. M. Howard.....	14	"
T. P. Bachelder.....	14	"
Scattering.....	36	"

And Noah Barker, Levi B. Patten, John W. Atwell and John Rogers, having received a plurality of the votes cast, are elected and entitled to seats.

ELEVENTH SENATORIAL DISTRICT.

Andrew R. G. Smith has.....	2,666	votes.
Isaac T. Hobson.....	2,463	"

And Andrew R. G. Smith, having received a plurality of the votes cast, is elected and entitled to a seat.

TWELFTH SENATORIAL DISTRICT.

Nelson Thompson has.....	3,436	votes.
George Roberts.....	2,517	"
Charles A. Sylvester, Jr.....	542	"
Charles A. Sylvester.....	74	"

And Nelson Thompson, having received a plurality of the votes cast, is elected and entitled to a seat.

THIRTEENTH SENATORIAL DISTRICT.

Randall W. Ellis has.....	4,165	votes.
James D. Lamson.....	4,156	"
Edward P. Hahn.....	2,720	"
William Smith.....	2,712	"
Henry Beal.....	2	"
Scattering.....	1	"

And Randall W. Ellis and James D. Lamson, having received a plurality of the votes cast, are elected and entitled to seats.

FOURTEENTH SENATORIAL DISTRICT.

Hiram D. Coombs has.....	3,688	votes.
Nahum T. Hill.....	3,686	"
Charles A. Spofford.....	3,216	"
Malburg Kingman.....	3,201	"
Benjamin C. Baker.....	16	"
James H. Moore.....	17	"
Scattering.....	2	"

And Hiram D. Coombs and Nahum T. Hill, having received a plurality of votes cast, are elected and entitled to seats.

FIFTEENTH SENATORIAL DISTRICT.

Austin Harris has.....	4,185	votes.
Alden Bradford.....	4,161	"
James R. Talbot.....	3,971	"
John T. Wallace, Jr.....	2,915	"
John T. Wallace.....	949	"
John F. Wallace, Jr.....	51	"
John Wallace.....	14	"

And Austin Harris and Alden Bradford, having received a plurality of the votes cast, are elected and entitled to seats.

SIXTEENTH SENATORIAL DISTRICT.

Asa C. Cary has.....	2,202	votes.
Lyman S. Strickland.....	2,515	"
Lyman Strickland.....	83	"
Edmund Madigan.....	1	"

And Lyman S. Strickland, having received a plurality of the votes cast, is elected and entitled to a seat.

ANDREW HAWES,	}	<i>Committee.</i>
ANDREW R. G. SMITH,		
CHARLES P. EMERY,		
NAHUM T. HILL,		
LEVI C. FLINT,		
GEORGE PARCHER,		
J. S. BERRY,		

This report was read and accepted.

The following order was received from the House :

The Senate concurring, that the Joint Standing Committee on Financial Affairs be authorized and instructed to examine the accounts of the Treasurer of State.

Read and passed in concurrence.

On motion by Mr. COOMBS,

Ordered, That the Secretary of the Senate send notice to each of the absent Senators elected to the Senate of the Fifty-ninth Legislature, requesting them to appear in this Senate and take their seats, and attend to their duties as said Senators.

On motion by Mr. BERRY,

Ordered, That when the Senate adjourn, it be to meet Monday, January 26th, at four o'clock in the afternoon.

Petition of John F. Sprague and als., of Monson and Abbot, for amendment of section 10, chapter 19, revised statutes, relating to road from Guilford Village to Moosehead Lake, was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

Mr. HARRIS presented resolve in favor of the town of Machias, with statement of facts, which was referred to the Committee on Education.

Sent down for concurrence.

On motion by Mr. COOMBS, the order whereby the Senate voted to adjourn until Monday, January 26th, at four o'clock in the afternoon, was reconsidered.

Report of the Committee on the Judiciary on "Resolve providing for an amendment to the Constitution, so as to elect the Governor

by a plurality vote," was accepted, the resolve read twice, the rules being suspended, and passed to be engrossed in concurrence.

On motion by Mr. HAWES,

The yeas and nays being desired by one-fifth of the Senators present,

Those voting in the affirmative were Messrs.

Berry,	Emery,	Lamson of Sagadahoc,
Bradford,	Fernald,	Locke,
Brewer,	Flint,	Parcher,
Coombs,	Harris,	Smith,
Cornish,	Hawes,	Wakefield—17.
Duran,	Hill,	

None voting in the negative.

So the resolve passed to be engrossed.

On motion by Mr. HAWES,

Ordered, That when the Senate adjourn, it be to meet to-morrow morning at nine o'clock.

On motion by Mr. EMERY,

Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, JANUARY 24, 1880.

Prayer by Rev. Mr. TILDEN of Augusta.

Journal of yesterday was read.

On motion by Mr. HAWES,

Ordered, That when the Senate adjourn, it be to meet Monday, at four o'clock in the afternoon.

On motion by Mr. COOMBS,

Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, JANUARY 26, 1880.

Prayer by Rev. Mr. THACHER of Augusta.

Journal of Saturday was read.

Orders from the House :

That the Committee on the Judiciary be requested to inquire into the expediency of so amending the Constitution of the State, that the certificates of election of Representatives to the House, shall issue directly from the municipal officers of each Representative district.

That the same Committee inquire into the expediency of amending the laws relating to liens, so that the remedy shall be plain and adequate.

That the same Committee be instructed to inquire into the expediency of amending the lien law on granite, by striking out the words " or sold."

That the same Committee be instructed to inquire whether any changes are necessary in chapter 67 of the revised statutes, concerning minors and guardians, and if so, what changes.

That the same Committee be required to ascertain and report what action, if any, should be taken in order to prevent any person or persons from falsely pretending to assume the functions and duties of any of the State officers.

The foregoing orders were each read and referred to the Committee on the Judiciary in concurrence.

That the Committee on Education inquire into the expediency of amending the statutes so that the office of supervisors of schools in the several towns shall, in case of vacancy occurring after the annual election, be filled for the remainder of the current year by appointment by the municipal officers.

That the Committee on Education be directed to inquire into the expediency of continuing in force another year, chapter 131 of the laws of 1879, relating to Free High Schools.

Were referred to the Committee on Education in concurrence.

That the Committee on Financial Affairs be directed to inquire into the expediency of providing for the payment of the bonds of

the State, due August 15, 1880, by issuing new bonds therefor, payable as follows: One hundred thousand dollars in one year, one hundred thousand dollars in two years, and one hundred and seven thousand dollars in three years, at a rate of interest not exceeding $4\frac{1}{2}$ per cent. per annum, payable semi-annually, the payment of said renewal bonds to be provided for at maturity by taxation.

Referred to the Committee on Financial Affairs in concurrence.

That the Committee on State Lands and State Roads be directed to inquire into the expediency of reporting a resolve appropriating a sufficient sum of money to repair the Houlton and Baring road that crosses the Indian township in the County of Washington; also the road leading from said Houlton and Baring road to Grand Lake Stream, was referred to the Committee on State Lands and State Roads in concurrence.

That the Committee on Ways and Bridges inquire into the expediency of amending chapter 41 of the public laws of 1878, relating to town ways, was referred to the Committee on Ways and Bridges in concurrence.

That a Joint Select Committee of five on the part of the House, with such as the Senate may join, be appointed to investigate into the matter of the loss of the State Seal, and the loss of official returns and other instruments and documents from the offices of heads of departments in the State House, and that said Committee be empowered to administer oaths and send for persons and papers, with

Messrs. Bradstreet of Bridgton,
Jordan of Auburn,
Rowell of Hallowell,
Loring of Perry,
Baker of Steuben,

appointed on the part of the House.

Was read and passed in concurrence, and

Messrs. Hawes of Cumberland,
Bradford of Washington,
Cornish of Kennebec,

were joined on the part of the Senate.

Petition of Eben Wellman and others, of Augusta, for right to flow meadow lands, was referred to the Committee on Interior Waters in concurrence.

Petition of Patrick McMannus and others, for an act authorizing the construction of a dyke or dykes ; and

Petition of Jonathan A. Virgin and others, for an act to incorporate the Howard's Pond Reservoir Company.

Were severally referred to the Committee on Interior Waters in concurrence.

Petition of Isaac Bagnall and others, for an act to prevent the throwing of refuse matter into the stream leading from Howard's pond to Androscoggin river, was referred to the Committee on Interior Waters in concurrence.

Petition of C. H. Clements and others, for charter for a wharf in Seal Harbor, Mt. Desert, was referred to the Committee on Commerce in concurrence.

Bill "an act additional to the laws of 1869, concerning the militia," was referred to the Committee on Military Affairs in concurrence.

Resolve relating to an investigation as to whether certain persons have been engaged in enrolling and enlisting men, with

Messrs. Hutchinson of Lewiston,
McKusick of Calais,
Butler of Vassalborough,
Ingalls of Wiscasset,
Robinson of Oldtown,
Lord of Bangor,
Twitchell of Bethel,

appointed a Committee to investigate the truth of such reports on the part of the House.

Was read and passed in concurrence, and

Messrs. Dingley of Androscoggin,
Hill of Hancock,
Harris of Washington,

were joined on the part of the Senate.

Communication from the Governor, transmitting resolutions adopted by the Wisconsin Legislature, on January 23, 1880, wherein

the people of Wisconsin congratulate the people of Maine upon the triumph of the principles of free government, was read ; and

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That the resolution be spread upon the records of the Senate.

The Communication and Resolutions are as follows :

MADISON, WISCONSIN, January 23, 1880.

HON. D. F. DAVIS :

I have the honor to transmit resolutions adopted by the Wisconsin Legislature as follows :

Resolved, By the Assembly, the Senate concurring, that the people of the State of Wisconsin, represented in the Senate and Assembly, tender hearty congratulations to the people of the State of Maine at the firm stand taken by their law abiding citizens in suppressing the attempt to trample under foot their known will as expressed through the ballot box, the overthrow of which recently threatened the honor and fair fame of that sister Commonwealth, and which attempt, if successful, would have endangered not only the foundations of Republican institutions in that State, but have cast a doubt upon the stability of Republican government throughout the country.

Resolved, further, That we recognize in the just and important results which have been achieved by a timely appeal to the highest judicial tribunal of the State, without resort to violence or force, a triumph for the principles of free government which challenges the respect and admiration of every friend of free institutions, and which, while it exalts the dignity of the law, and honors the sentiment which invoked its aid in the high interest of peace, order and justice, rebukes with signal emphasis the party in that State that has deliberately and shamefully attempted, by illegal and wanton means, to defeat the will of the people and perpetuate power by fraud and force.

Resolved, further, That we urge them to watchful and untiring vigilance until complete success be accomplished, and the will and voice of the people fully recognized.

Resolved, further, That the Governor of this State be requested to forward a copy of the foregoing resolutions to Mr. Davis, Gov-

error of the State of Maine, by telegraph, with the request that he transmit the same to the Senate and Assembly of that State.

(Signed)

WM. E. SMITH, *Governor.*

Report from the Committee on the Judiciary, in relation to the punishment for the unauthorized abstraction of State papers, &c., submitting bill entitled "an act in relation to the State Seal, public records and documents, and to certain public officers and their duties."

The report was accepted, and the bill read twice, under suspension of the rules, and passed to be engrossed in concurrence.

Mr. BRADFORD presented petition of Passamaquoddy Indians, for protection to land and repairs of chapel; also

Petition for purchase of land adjoining Pleasant Point.

Which were referred to the Committee on Indian Affairs.

Sent down for concurrence.

On motion by Mr. FLINT,

Ordered, That the pay of Leslie F. Keene, as Assistant Messenger of the Senate, be made up for — days attendance, with the usual mileage, and that the same be referred to the Committee on Claims.

Sent down for concurrence.

The Committee on Engrossed Bills, reported as truly and strictly engrossed the following resolve:

"Resolve providing for an amendment to the Constitution, so as to elect the Governor by a plurality instead of a majority vote."

The question being on the final passage of the resolve,

On motion by Mr. HAWES,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are Messrs.

Berry,	Duran,	Lamson of Sagadahoc,
Bradford,	Fernald,	Locke,
Brewer,	Flint,	Parcher,
Coombs,	Harris,	Wakefield—16.
Cornish,	Hawes,	
Dingley,	Hill,	

None voting in the negative.

So the resolve was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. FERNALD,
Adjourned.

C. W. TILDEN, *Secretary*.

TUESDAY, JANUARY 27, 1880.

Prayer by Rev. Mr. GROSVENOR of Hallowell.

Journal of yesterday was read.

Orders from the House :

That the Committee on the Judiciary inquire into the expediency of amending section 39 of chapter 76 of the revised statutes, relating to seizure and sale on execution of lands and other property of corporations, and report all necessary legislation thereon.

That the Committee on the Judiciary inquire into the expediency of removing by address all county officers in this State not elected by the voters of the State, but wrongfully holding commissions from the Governor ; also to inquire into the expediency of providing by law for a filling of vacancies, caused by removal by address or *quo warranto*, and report by bill or otherwise.

Were referred to the Committee on the Judiciary in concurrence.

That the Committee on Legal Affairs examine and report what legislation is expedient in amendment of section 9, chapter 32 of the revised statutes, relating to days of grace upon promissory notes and other commercial paper, was referred to the Committee on Legal Affairs in concurrence.

That the Clerk make up the pay of Burt Andrews, late Page of the House, for — days at \$1.50 per day with the usual mileage, was referred to the Committee on Claims in concurrence.

Petition of John Read and others for charter of the Ocean Street Railroad Company ; and

Petition of Israel Washburn, Jr., for an act additional to an act to incorporate the Rumford and Buckfield Railway Company.

Were referred to the Committee on the Judiciary in concurrence.

Mr. DINGLEY, of the Committee on State Valuation, submitted report, with the following order :

Ordered, That a Joint Committee be appointed, consisting of three on the part of the Senate, with such as the House may join, for the purpose of fixing a State Valuation, and reporting the same to this Legislature.

The report was accepted and the order read and passed, with

Messrs. Cornish of Kennebec,
Lamson of Sagadahoc,
Emery of York,

appointed said Committee on the part of the Senate.

Sent down for concurrence.

On motion by Mr. BRADFORD,

Ordered, That the Committee on the Judiciary inquire into the expediency of an act, or an act amendatory to an act, whereby any officer of the State may be compelled to deliver his successor in office any and all property and papers in his hands belonging to the State or said office, and report by bill or otherwise.

Sent down for concurrence.

On motion by Mr. SMITH,
Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, JANUARY 28, 1880.

Prayer by Rev. Mr. RICKER of Augusta.

Journal of yesterday was read.

Papers from the House :

That the Committee on Legal Affairs inquire what legislation is necessary or desirable to legalize taxation on real estate and loans secured by mortgages on the same, and report by bill or otherwise ;

That the Committee on Legal Affairs inquire what amendments of the insolvent laws are necessary or desirable, particularly in reference to matters of appeal ;

Were referred to the Committee on Legal Affairs in concurrence.

Petition of L. W. Goodspeed and 220 others of Gardiner and Pittston, for authority to purchase the property of the Gardiner and Pittston Bridge Company, or to erect a free bridge across the Kennebec river at Gardiner ;

Petition of S. Bowman et als., for an act making free the bridge across the Kennebec river at Gardiner ;

Were referred to the Committee on Ways and Bridges in concurrence.

Petition of Wellington O. Amazeen, to set off his real estate from Garland, and annex the same to Exeter ;

Petition of Daniel T. Flint et als , that they may be set off from Bridgton Centre Village Corporation ;

Petition of Caleb Fuller of Woodstock and 390 others, that said Fuller, and his real estate may be set off from Woodstock and annexed to Paris ;

Were referred to the Committee on Towns in concurrence.

Petition of Mellier Trafton et als., of Lot 109, Township 5, Range 6, for remuneration for land of Trafton's sold by the State ;

Petition of John Anderson of Island Falls, that stumpage may be refunded to him which was received by the State for timber cut on Lot 59 in said town ;

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

Petition of H. W. Wright et als., for reduction of fees of inspectors of lime, from one mill on a cask to one half mill, was referred to the Committee on the Judiciary in concurrence.

Petition of Simeon Allen et als., for repeal of the eel law in Bagaduce river, was referred to the Committee on Fisheries in concurrence.

On motion by Mr. HAWES,

Ordered, The House concurring, that the questions propounded to the Justices of the Supreme Judicial Court, by A. G. Andrews and H. H. Cheever, Esqs., with the answer of the Court thereto, be printed with the Opinions already ordered to be printed by the Senate and House.

Sent down for concurrence.

On motion by Mr. PARCHER,

Ordered, That the Committee on the Judiciary inquire into the expediency of so amending the law in relation to promissory notes that innocent parties may be better protected when said notes are procured by fraud.

On motion by Mr. BERRY,

Ordered, That the Committee on the Judiciary inquire into the expediency of amending the Constitution of the State by abolishing the Council, providing for the election of an Auditor, and constituting the Heads of the Departments the Advisors of the Governor.

The foregoing orders were sent down for concurrence.

On motion by Mr. DINGLEY,

That the Committee on Legal Affairs inquire into the expediency of amending chapter 6, section 40 of the revised statutes, so that the poll tax shall not exceed two dollars.

Sent down for concurrence.

On motion by Mr. HARRIS,

Ordered, That the use of this Senate Chamber for this evening and to-morrow afternoon, be granted to the Maine Press Association.

Mr. EMERY of York, presented petition of Passamaquoddy Indians, for right of letting canoes upon the waters of Bar Harbor; and for killing deer at any time for their private use, which was referred to the Committee on Indian Affairs.

Sent down for concurrence.

A message was sent to the House requesting the return of order introduced in the Senate, to make up the pay of Leslie F. Keene, as Assistant Messenger, which was referred to the Committee on Claims January 27th, by vote of the Senate.

The order was returned by Clerk of the House, and on motion by Mr. DURAN, the vote whereby it was referred to the Committee on Claims was reconsidered.

On motion by Mr. DINGLEY, the order was indefinitely postponed.

On motion of Mr. PARCHER,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, JANUARY 29, 1880.

Prayer by Rev. Mr. WHITE of Hallowell.

Journal of yesterday was read.

Orders from the House :

The Senate concurring, that the Opinions of the Justices of the Supreme Judicial Court, rendered January 27, 1880, declaring the House and Senate, now holding sessions in the State House, the legal Legislature of Maine, be printed, with the Opinions of the Court already ordered ;

That the Committee on Education inquire as to the expediency of abolishing Latin and Greek from all high schools in this State, outside of cities and towns able to provide separate departments and suitable teachers for those studies, and report by bill or otherwise ;

Were read and passed in concurrence.

That the Committee on Financial Affairs be directed to inquire into the expediency of so amending the present statute relating to mileage that members of the Legislature hereafter receive only their actual expenses in coming to and going from the Capital instead of the mileage to which they are now entitled, and report by bill or otherwise ;

That the Committee on the Judiciary be instructed to inquire whether the contract for the purchase of the Digest of the Maine Reports, authorized by resolve of 1878, is still binding upon this

State, and what, if any, action is necessary in relation thereto ; also to inquire whether it is expedient for the State to purchase any, and if so, how many copies of Hopkins' Digest, and at what price ;

Were read and passed in concurrence.

Petition of J. Fred Coombs and others, for the repeal of chapter 96 of the public laws of 1879, was referred to the Committee on Fisheries in concurrence.

Petition of Moses O. Oliver and others, for an act of incorporation, was referred to the Committee on Legal Affairs in concurrence.

Petition of Carleton, Norwood & Co., and others, for reduction of fee of inspectors of lime and lime casks, was referred to the Committee on the Judiciary in concurrence.

Petition of the Selectmen of the towns of Yarmouth and Freeport, for a stationary bridge across Pleasant river ;

Remonstrance of Lucia J. Blaisdell, against the erection of a stationary bridge across Pleasant river ;

Were referred to the Committee on Ways and Bridges in concurrence.

Credentials of Lewey Mitchell, as Representative of Passamaquoddy tribe of Indians ;

Credentials of Lola Cola, as Representative of the Penobscot tribe of Indians ;

Were referred to the Committee on Indian Affairs in concurrence.

Bill "for the protection of smelts in Pleasant river in the county of Washington," was referred to the Committee on Fisheries in concurrence.

Bill "to extend the time for the completion of the Bangor and Piscataquis Railroad," was referred to the Committee on Railroads in concurrence.

Bill "to amend the charter of the Eliot Bridge Company," was referred to the Committee on Ways and Bridges in concurrence.

On motion by Mr. SMITH,

Ordered, That the Committee on Fisheries be directed to take into consideration the propriety of abolishing the office of Commissioner of Fisheries.

On motion by Mr. PARCHER,

Ordered, That the Committee on Education inquire into the expe-

diency of providing by law for a uniformity of text books throughout the common schools of the State.

Were read and sent down.

Mr. BRADFORD presented petition from the Penobscot tribe of Indians, for an appropriation from the State for salaries for the President, Governor and Lieut. Governor of said tribe, which was referred to the Committee on Indian Affairs.

Sent down for concurrence.

Mr. ATWELL presented bill "to repeal part of section 75, chapter 4, revised statutes, relating to return of votes from plantations," which was referred to the Committee on the Judiciary.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following bill:

"An act in relation to the State Seal, Public Records and Documents, and to certain Public Officers and their duties," which was passed to be enacted, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. LAMSON of Sagadahoc,

Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, JANUARY 30, 1880.

Prayer by Rev. Mr. UPJOHN of Augusta.

Journal of yesterday was read.

Orders from the House:

That the Committee on the Judiciary be instructed to inquire into the expediency of amending section 13, chapter 141 of the revised statutes, so that towns liable for the support of persons sentenced to the House of Correction for drunkenness shall not be liable for more than two dollars per week for persons so committed.

WHEREAS, It is of the highest importance in establishing the State Valuation for the next decade as a basis of taxation that there should be a full, just and equal valuation of all property of the State, and to prepare such a valuation, more time and thought should be given to the subject than it is possible for a Legislative Committee to give during the session of the Legislature, therefore,

That the Committee on the Judiciary inquire into the legality of taking as a basis of State Taxation for the ensuing year the valuation of the State as now established; said Committee are further requested to examine the acts and resolves of 1879, relating to the State Valuation, and report what changes or additions, if any, are necessary, should the present State Valuation be taken as a basis of taxation for 1880, and report by bill or otherwise;

That the Committee on Legal Affairs inquire into the expediency of amending section 65, chapter 6 of the revised statutes, so as to provide a further penalty for the neglect of tax payers to make and bring in a list of their polls and estates to the Assessors;

That the Committee on Finance be requested to inquire into the expediency of abolishing the office of Pension Agent, and transferring the duties of that office to the Adjutant General's office, and report by bill or otherwise;

That the names of the Joint Standing Committees be printed daily in the Daily Kennebec Journal and Maine Standard until the 5th of February, for the information of the members of the Legislature and the public generally;

Were read and passed in concurrence.

Petition of Thomas Egery et als., for amendment of the charter of the Katahdin Dam Company, so as to provide for decrease of toll on logs, was referred to the Committee on Interior Waters in concurrence.

Petition of the city of Bangor, for amendment of charter and water acts, referred to the Committee on the Judiciary in concurrence.

Petition of Merrick Sawyer et als., for location of a way over tide waters in the town of South Thomaston, was referred to the Committee on Ways and Bridges in concurrence.

Petition of Francis Albert, for increase of pensions, referred to Committee on Pensions in concurrence.

Petition of Joshua Pettigrove et als., for exemption under fish law, referred to the Committee on Fisheries in concurrence.

Petition of P. B. Friend et als., for a law to prevent the taking of eels from the stream running from Thurston's Mills, through Brookline and Sedgwick, referred to the Committee on Fisheries in concurrence.

Petition of Nathan Bartlett, asking for a pension for the year 1875, referred to the Committee on Claims in concurrence.

Petition of Soccabasin Swassin et als., of the Penobscot tribe of Indians, for an appropriation to build a school house on Indian Island, referred to Committee on Indian Affaris in concurrence.

Petition of J. I. Brown et als., of the Penobscot Valley Gorsedh of Bards and State of Maine Branch of Druidic University of America, act of incorporation ;

Petition of L. N. Ellingwood and others, in aid of same ;

Petition of J. Henry Lindsey, in aid of same ;

Petition of Wm. M. McLaughlin, in aid of same ;

Were referred to the Committee on Legal Affairs in concurrence.

Resolve for the purchase of a safe for the office of Secretary of State, not to exceed two hundred and fifty dollars, referred to Committee on Public Buildings in concurrence.

Bill "an act additional to chapter 154 of the public laws of 1877, relating to corporations," referred to the Committee on the Judiciary in concurrence.

Bill "an act additional to chapter 64 of revised statutes, enlarging the duties of Judge of Probate," referred to the Committee on Legal Affairs in concurrence.

Bill "an act to incorporate the Seboois Log Driving Company," referred to the Committee on Interior Waters in concurrence.

Report of the Committee on the Judiciary on an order to inquire into the expediency of amending section 2, chapter 113, revised statutes, relating to arrests and disclosures, by striking out in said section the word "ten" wherever it occurs, and inserting the word "twenty" in place thereof, that legislation thereon is inexpedient, accepted in concurrence.

Report of the Committee on Financial Affairs, on petition of the inhabitants of the town of Orneville, that the town of Orneville may have relief from its pauper debt, that the petitioners have leave to withdraw, accepted in concurrence.

Report of the Committee on the Judiciary, on petition of I. Washburn, Jr., relating to "an act amendatory of and additional to the act to incorporate the Rumford Falls and Buckfield Railroad Company," with bill accompanying, entitled "an act amendatory of and

additional to 'an act to incorporate the Rumford Falls and Buckfield Railroad Company ;'"

Report accepted in concurrence.

The bill was read once, and on motion of Mr. DINGLEY, laid on the table and ordered printed.

Resolve for commission to revise the militia laws, was read once, and to-morrow assigned for its second reading.

Bill to amend section 16, chapter 4, revised statutes, relating to removal of electors from one ward to another, was read twice, under suspension of the rules, and passed to be engrossed in concurrence.

Communications were received from the Secretary of State, transmitting the annual report of the Managers of the Maine Industrial School for Girls for the year 1879; also the annual report of the Commissioners of Fisheries of the State for the year 1879, were read and sent down, and the reports referred to the Committees on Reform School and Fisheries.

Sent down for concurrence.

On motion by Mr. CORNISH of Kennebec,

Ordered, That when the Senate adjourn, it be to meet at nine o'clock to-morrow morning.

Mr. LAMSON of Sagadahoc, presented petition of Benjamin M. Nutter, for State Pension, with Statement of Facts, which was referred to the Committee on Pensions.

Sent down for concurrence.

Mr. BARKER presented petition of executors of Alfred Veazie, to be reimbursed for money paid the State for lands in Township E, in the County of Franklin, to which the State had no title, was referred to the Committee on State Lands and State Roads.

Sent down for concurrence.

Mr. BERRY from the Committee on the Judiciary, on the petition of H. W. Wight and others, for change of statutes in reference to fees of inspectors of lime, reported that the same be referred to the Committee on Manufactures.

The report was accepted.

Sent down for concurrence.

Mr. WAKEFIELD, from the Committee on Interior Waters, on the petition of Charles W. Howard, for extension of time to dredge

bars and navigate Rangely lake by steam, reported a bill to amend chapter 311, special laws of 1876, entitled "an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam."

The report was accepted, the bill read once, and to-morrow assigned for its second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill: "An act to amend section 16, chapter 4 of the revised statutes, relating to the removal of electors from one ward to another," was passed to be enacted in concurrence.

And having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. DEARBORN,
Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, JANUARY 31, 1880.

Prayer by Rev. Mr. FULLER of Hallowell.

Orders from the House:

That the Committee on the Judiciary be instructed to inquire into the necessity of repealing section 25, chapter 2, of the revised statutes, which reads as follows: "No person shall be allowed to vote or take part in the organization of either branch of the Legislature as a member unless his name appears on the certified roll of that branch;"

That the Committee on the Judiciary inquire into the expediency of abolishing the Calais Municipal Court;

That the Committee on the Judiciary inquire what amendment, if any, is necessary to chapter 49 of the revised statutes, for the protection of holders of policies of life insurance;

That the Committee on Legal Affairs, inquire what amendments of the statutes concerning the organization of mining and manufacturing corporations under the general law, are expedient or desirable, and report by bill or otherwise;

That the Committee on Education be instructed to inquire into the expediency of amending section 65, chapter 11 of the revised statutes, so as to authorize graduates from our several Normal Schools to teach in any school in the State below the High School, without a certificate from the Superintending School Committee or Supervisor, and not be subject to the penalties mentioned in the section above referred to ;

That the Committee on Education, inquire what legislation, if any, is necessary, to provide for a uniformity of text books in our common schools, and to prevent their too frequent change ;

That the Committee on Ways and Bridges inquire into the expediency of amending chapter 206, section 65, as amended, by inserting in line ten, after the words "actual notice" the words, "in writing,"—(laws of 1877) ; also of amending chapter 156, section 3, fifth line, by inserting after the word "notified," the words, "in writing"—(laws of 1879) ;

Were read and passed in concurrence.

That all educational matters concerning the State College be referred to the Committee on Education, and that they inquire as to the present condition of that institution, and what changes, if any, are expedient or desirable, was read, and

On motion by Mr. DEARBORN,

Ordered, That the order lie on the table.

Petition of the inhabitants of the town of Milo, to revive the Free High School law, was referred to the Committee on Education in concurrence.

Petition of Maine General Hospital, for aid, was referred to the Committee on Financial Affairs in concurrence.

Petition of Jacob Hardison and others, for amendment of section 6, chapter 57 of the public laws, relating to the toll for grinding and cleansing all kinds of grain, was referred to the Committee on the Judiciary in concurrence.

Petition of Sewall B. Fletcher, for leave to build a wharf in tide waters in the town Islesborough, was referred to the Committee on Commerce in concurrence.

Petition of the inhabitants of Van Buren, for aid in building a road, was referred to the Committee on State Lands and State Roads in concurrence.

Petition of the inhabitants of Connor plantation, to be quieted in their possessions, was referred to the Committee on State Lands and State Roads in concurrence.

Petition of the Selectmen of Caribou, for a law authorizing them to hang sheer booms on the shores of Aroostook river, to prevent the destruction of bridges in that town ;

Petition of Matthew Oliver and others, for County Commissioners of Penobscot county to lay out a way to his farm in Orono and Bradley ;

Were referred to the Committee on Ways and Bridges in concurrence.

Petition of Soccabasin Swassin and others, members of the Penobscot tribe of Indians, asking for an appropriation of money for the support of schools ;

Petition from the same parties, for an appropriation of one hundred and fifty dollars, to repair their church ;

Were referred to the Committee on Indian Affairs in concurrence.

Petition of M. S. Drummond and Wm. H. McCrillis of Bangor, for an act of incorporation for log driving ;

Petition of D. R. Hastings and others, for a charter to improve Swift river and Black brook and their branches ;

Petition of the inhabitants of Monticello, for aid to build a bridge to accommodate settlers on State lands ;

Were referred to the Committee on Interior Waters in concurrence.

A bill to amend "an act to establish a police court in the City of Rockland," approved March 14th, 1861, was referred to the Committee on the Judiciary in concurrence.

A bill to amend "an act to incorporate the Portland Turnverein," was referred to the Committee on Legal Affairs in concurrence.

Report of the Committee on the Judiciary, on an order relating to State officers, submitting a bill, "an act relating to State officers," was accepted in concurrence, the bill read once, and Monday assigned for its second reading.

The following Resolve was received from the House :

Resolved, That we extend to the Assembly and Senate of the State of Wisconsin, and through them to the people whom they

represent, our grateful acknowledgements for their clear appreciation of the gravity and importance to ourselves, and the people of the whole country, of the event through which we have just passed, as expressed in the resolutions transmitted by the Governor to this Legislature, and for the sympathy and encouragement therein tendered to us and to the people of this State.

Resolved, That in return we tender to them and to the country our congratulations that these questions which are so vital to the maintenance of representative government have been peacefully settled by the proper legal tribunal, without violence or an appeal to arms, thereby adding another proof of the disposition and capacity of the people of this country to maintain, under the law, the spirit and purpose of republican institutions, and to enforce and uphold the essential principle upon which the Republic rests, that the will of the people when ascertained shall be respected and obeyed.

Resolved, That the Governor of this State be requested to forward a copy of these resolutions to his Excellency, the Governor of the State of Wisconsin, with the request that he will transmit them to the Assembly and Senate of that State.

Was read, and on motion by Mr. BARRETT,

Ordered, That the same be laid on the table.

The Committee on Bills in the Second Reading, reported the following resolve and bill:

“Resolve for Commission to revise the Militia Laws.”

The report was accepted, and

On motion by Mr. STRICKLAND,

Ordered, That the resolve be laid on the table.

Bill to amend chapter 311, special laws of 1876, entitled “an act authorizing Charles W. Howard to dredge bars and navigate Rangely Lake by steam.”

The report was accepted, and

On motion by Mr. CORNISH,

Ordered, That the bill lie on the table.

Mr. ATWELL presented petition of Jonathan Spear and others of Rockland, to set off and incorporate into a separate town so much territory of said city of Rockland as is now included in ward Seven in said city, which was referred to the Committee on Towns.

Sent down for concurrence.

Mr. FLINT presented petition of G. A. Matthews and others, to incorporate the Monson and Dexter Railroad Company, and grant a charter for same, which was referred to the Committee on Railroads.

Sent down for concurrence.

Mr. ATWELL, from the Committee on Interior Waters, on the petition of Patrick McMannus, for "an act authorizing the construction of a dyke on dykes," reported a bill authorizing Patrick McMannus to build a dyke on dykes in Duck Pond Cove.

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

Mr. SMITH, from the Committee on State Lands and State Roads, on petition of John F. Sprague and als., of the towns of Monson and Abbot, for amendment of section 10, chapter 19 of the revised statutes, submitted a bill "to amend section 10 of chapter 19 of revised statutes, as amended by chapter 24 of public laws of 1878, relating to the law of roads."

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

On motion by Mr. CORNISH,

Ordered, That when the Senate adjourn it be to meet Monday next at four o'clock in the afternoon.

On motion by Mr. DEARBORN,

Ordered, That the Committee on Education be instructed to inquire into the expediency of authorizing the Assessors and Superintending School Committee, or Supervisors of towns, cities and plantations, to unite adjoining school districts, or parts of districts, and to appropriate not more than — per cent. of the apportioned school funds of such union districts, to be expended in the conveyance of children to and from the schools in said union districts, at the discretion of the aforesaid board.

Read and passed. Sent down for concurrence.

On motion by Mr. SMITH,

Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, FEBRUARY 2, 1880.

Prayer by Rev. Mr. GROSVENOR of Hallowell.

The Journal of Saturday was read.

Orders from the House :

That the Committee on the Judiciary be instructed to inquire into the expediency of amending section 52, chapter 3 of the revised statutes, relating to the duties of plantation clerks ;

That the Judiciary Committee be directed to inquire into the propriety of abolishing imprisonment for debt in all cases except for fraud and the wages of the laborer ;

That the Judiciary Committee inquire into the expediency of changing the time of the meeting of the County Commissioners of Washington county, so that they shall be required to meet on the first Tuesday of October and January at Machias, and on the fourth Tuesday of April at Calais, instead of meeting on the first Wednesday next after the first Tuesday of October and January at Machias, and the first Wednesday next after the fourth Tuesday of April at Calais, and report by bill or otherwise ;

That the Committee on Legal Affairs be directed to inquire into the expediency and justice of a repeal of the existing law as to interest, and the restoration of the former law absolutely prohibiting the paying or receiving directly or indirectly a larger sum than six per cent. interest ; also

That the same Committee be directed to inquire if some more effective law cannot be enacted to compel individuals and corporations to make, deliver and return to the Assessors of the several cities and towns a more full and perfect inventory of their real and personal property liable to taxation, and that it shall be compulsory upon the said Assessors to require such inventory to be signed and given under oath ;

Were read and passed in concurrence.

Petition of the Gardiner Water Power Company for an act of incorporation, was referred to the Committee on the Judiciary in concurrence.

Petition of Sarah C. Peters, for repeal of section 99, chapter 82 of the revised statutes, was referred to the Committee on Legal Affairs in concurrence.

Petition of John White and others of the town of Levant, for correction of error in school returns of said town in the year 1878, was referred to the Committee on Education in concurrence.

Petition of John M. Milliken and others of Scarborough, for the abrogation of the charter of the Southgate Dyking Company, was referred to the Committee on Interior Waters in concurrence.

Petition of the inhabitants of Township 18, Range 4, Aroostook county, to be quieted in possession of land, was referred to the Committee on State Lands and State Roads in concurrence.

Statement of facts from the Assessors of the town of Acton, relating to making valuation of said town in 1879, was referred to the Committee on State Valuation in concurrence.

Report of the Committee on the Judiciary, on petition of John Read and others, for the incorporation of the Ocean Street Railroad Company, submitting a bill, "an act to incorporate the Ocean Street Railroad Company," was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

Report of the Committee on Education, on an order relating to the appointments by municipal officers of Supervisors of Schools, when vacancies occur, submitting a bill to amend chapter 173 of the public laws of 1877, relating to the election of Superintending School Committees, was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

The following printed articles of agreement to execute the printing and binding for the State of Maine, as reported by the Committee on State Printing and Binding,

Were read once and to-morrow assigned for their consideration.

ARTICLES OF AGREEMENT

Made this 28th day of January, A. D. eighteen hundred and eighty, witnesseth :

That Alden Sprague, and Charles A. Sprague, co-partners, agree to execute the printing for the State of Maine, for the current political year, beginning on the 28th day of January, 1880, and until a new contract is made by the Legislature, promptly, and in a workmanlike manner, at the following rates, viz :

For composition, plain, forty-two cents per thousand ems, and ninety cents for rule and figure and tabular work.

For press work per token of two hundred and fifty sheets of book work, with sixteen pages of octavo, or twenty-four pages of duodecimo, printed on each side, ninety cents; but every excess of a token shall be charged pro rata.

For blanks, for composition, for space actually covered, forty-eight cents per thousand ems, for plain, and double that price for rule and figure and tabular work, but no blank shall be reckoned less than one thousand.

For press work not otherwise provided for in the preceding section, seventy-five cents per token, but every excess of a token shall be charged pro rata.

The price for making alterations in forms of type different from the copy furnished, after the type has been set by the printers in accordance with copy, shall be at the rate of thirty cents per hour.

It is understood that the copy furnished the printers shall be legibly written and properly prepared. Printed sheets of book work shall be delivered promptly into the hands of the binders to the State, and after such delivery the responsibility of the printers for such printed sheets shall cease. It is understood that the contract shall apply to all printing not otherwise provided for by the revised statutes, including engrossing of acts and resolves, for which the State is bound to pay.

Paper shall be furnished at the market price, after adding thereto the cost of transportation, interest, insurance, storage and waste.

ANDREW HAWES,	}	<i>Committee on the part of the Senate.</i>
C. C. CORNISH,		
GEO. R. FERNALD,		
E. ROWELL,	}	<i>Committee on the part of the House.</i>
N. E. REDLON,		
T. E. SIMONTON,		
CHAS. V. LORD,		
J. C. MARBLE,		

The undersigned agree to do the work specified above to the satisfaction of the Governor and Council, both as to time and manner of doing the same; and for any part of the work which by decision of the Governor and Council is not done according to the terms of the contract, the undersigned agree to submit to such reduction of compensation as the Governor and Council shall deem just.

SPRAGUE & SON.

ARTICLES OF AGREEMENT

Made this 29th day of January, in the year of our Lord one thousand eight hundred and eighty, by and between H. E. Smith and W. H. Reid, bookbinders and co-partners, of Augusta, in the county of Kennebec and State of Maine, of the one part, and the Committee on Printing and Binding of the Legislature of the State of Maine, acting for and in behalf of said State of the other part, witnesseth :

That the said H. E. Smith and W. H. Reid for the consideration hereinafter mentioned, hereby covenant, promise and agree to and with the said party of the second part, that they will in a proper, substantial, faithful and workmanlike manner, perform and execute the folding, stitching, ruling, and binding for the said State, according to the specifications and for the respective prices hereinafter named, viz :

Class 1. Pamphlets of four pages, to be folded only, at nine (9) cents per hundred. Pamphlets of eight pages, to be folded only, at fourteen (14) cents per hundred.

Class 2. Pamphlets of eight pages, to be folded, stitched and trimmed, at twenty-four (24) cents per hundred copies. Pamphlets of twelve pages, to be folded, stitched and trimmed, at thirty-six (36) cents per hundred copies ; and for each pamphlet of eight pages, or fraction thereof, additional, twelve (12) cents per hundred copies of said pamphlet.

Class 3. Books of eight pages, to be bound in paper covers and trimmed, at fifty (50) cents per hundred copies. Books of twelve pages, to be bound in paper covers, and trimmed, at seventy-five (75) cents per hundred copies ; and for each eight pages, or fraction thereof additional, twenty (20) cents per hundred copies of said book.

Class 4. Plates to be set at ten (10) cents per hundred copies.

Class 5. Acts and Resolves, and all such work not otherwise specified, to be bound in quarter ($\frac{1}{4}$) cloth, thirteen and one-half ($13\frac{1}{2}$) cents per copy.

Class 6. Reports of Secretary of Maine Board of Agriculture for the year 1880, and abstract, also all books of similar size containing plates, to be bound in full cloth, at thirty-two (32) cents per copy ; bound in cloth backs and stiff covers at eighteen (18) cents per copy.

Ruling and binding blanks and blank books required by State officers, similar to work heretofore done, viz :

Class 7. Returns of railroad companies to Commissioners, to be ruled at thirteen (13) cents, and bound at twelve and one-half ($12\frac{1}{2}$) cents per copy ; provided not less than one hundred copies are ordered.

Class 8. Returns of insurance companies to Commissioner, to be ruled at fourteen (14) cents per book, for one hundred copies, and at seven (7) cents for each additional copy ; said books to be bound at two (2) dollars per hundred copies, and one (1) dollar for each additional hundred copies, or fraction thereof.

Class 9. Blanks for Committee on Warrants of Executive Council, to be ruled at one (1) dollar and twenty-five (25) cents per hundred copies, and fifty (50) cents for each additional hundred copies, or fraction thereof.

Class 10. Blanks for pay-roll of Executive Council, to be ruled (55) at fifty-five cents per hundred copies, and seven and one-half ($7\frac{1}{2}$) cents for each additional hundred copies, or fraction thereof.

Class 11. Blanks for applications for continuation of pensions, to be ruled at same rates as class 10.

Class 12. Blanks for statement of facts of applicants for pensions, to be ruled at same rates as class 10.

Class 13. Blanks for school returns, to be ruled at same rates as class 10.

Class 14. Blanks for certificates for Executive Council, to be ruled at same rates as class 10.

Class 15. Blanks for vacant lots, for Land Office, to be ruled at eighty (80) cents per hundred copies, and forty (40) cents for each additional hundred copies or fraction thereof.

Class 16. Blanks for lots under contract to settlers, to be ruled at same rates as class 15.

Class 17. Blanks for pension pay-roll and warrant, to be ruled at same rates as class 15.

Class 18. Blanks for discharges and deaths, to be ruled at same rates as class 15.

Class 19. Blanks for returns of companies, to be ruled at two (2) dollars and ten (10) cents per hundred copies, and ninety (90) cents for each additional hundred copies or fraction thereof.

Class 20. Blanks for morning reports, to be ruled at two (2)

dollars and fifty (50) cents per hundred copies, and one (1) dollar and twenty-five (25) cents for each additional hundred copies, or fraction thereof.

Class 21. Supplying paper, ruling same and binding into docketts and alphabets for the Houses, Committees and departments as heretofore done, viz :

(1) Half ($\frac{1}{2}$) qr. books, cap size, at thirty-seven and one-half ($37\frac{1}{2}$) cents each.

(2) One (1) qr. books, cap size, at fifty-six and one-half ($56\frac{1}{2}$) cents each.

(3) Two (2) qr. books, cap size, at seventy-five (75) cents each.

(4) Three (3) qr. books, cap size, at one (1) dollar and thirty-five (35) cents each.

(5) Half ($\frac{1}{2}$) qr. books, letter size, at thirty-five (35) cents each.

(6) One (1) qr. books, letter size, at fifty (50) cents each.

(7) Two (2) qr. books, letter size, at sixty-five (65) cents each.

Indexes or alphabets made in any books of class 21, at fifteen (15) cents each.

Other work, of too miscellaneous a character to be classified, to be done at prices not to exceed in any case those paid for similar work during the last year, or late preceding years ; which charges shall be subject to a review by the Committee of the Council on Accounts.

All work, excepting such as the State Printers' contract obligates them to deliver into the hands of the State Binders, to be taken from and returned to the State House by the said Smith & Reid, without expense to the State ; and it is hereby agreed that the said Smith & Reid are to perform all the folding, stitching, ruling and binding for the current political year, including all the reports of all the State and Legislative officers and commissions for 1880, and thereafter until a new contract is made by a subsequent Legislature, for which the State is held to pay, except the Reports of the decisions of the S. J. Court.

And for the faithful performance of all and every, the articles and agreements before mentioned, the said Smith & Reid as principals, and the undersigned, E. H. W. Smith and O. Williamson as sureties, hereby bind themselves, their and each of their heirs, executors and administrators, jointly and severally, unto the said State of

Maine, in the penal sum of two thousand five hundred dollars (\$2,500).

And in consideration of the covenants and agreements on the part of the said Smith & Reid herein before contained, the undersigned committee as aforesaid, by virtue and in pursuance of authority in them vested, in behalf of said State, hereby covenant and agree with said Smith & Reid, in consideration of their performance of the service and work before specified, for said State, shall receive from said State as compensation therefor the amount which may be due them according to the before named prices.

This contract shall take effect and be in force from and after its approval by the Legislature.

SMITH & REID.

ANDREW HAWES,	}	<i>Committee on the part of the Senate.</i>
C. C. CORNISH,		
GEO. R. FERNALD,		

E. ROWELL,	}	<i>Committee on the part of House of Representatives.</i>
N. E. REDLON,		
T. E. SIMONTON,		
• CHAS. V. LORD,		
J. C. MARBLE,		

Mr. BREWER presented petition of A. H. Burbank and others, for the passage of a law for the settlement of certain cases by arbitration.

Mr. FLINT presented petition of Seth Sprague and others, of the town of Milo, for the incorporation of the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America.

Which were referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. BRADFORD presented petition of Reuben Sherer and others, of the city of Rockland, that the territory comprising the Seventh Ward of said city be set off and incorporated into a separate town;

Mr. PARCHER presented petition of J. C. Cleveland and others, for same;

Mr. BRADFORD presented remonstrance of Maynard Sumner and others, against the division of the city of Rockland;

Which were referred to the Committee on Towns.

Sent down for concurrence.

Mr. BRADFORD presented petition of "Frontier Guards," asking for uniform and other aid, which was referred to the Committee on Military Affairs.

Sent down for concurrence.

Mr. HARRIS presented bill to authorize F. C. Hewing to navigate Rangely Lake by steam ;

Also statement of facts accompanying same ;

The same Senator presented remonstrance of Walter E. Twombly and others, against extension of charter to Charles E. Howard to navigate Rangely or Oanosoc Lake ;

Which were referred to the Committee on Interior Waters.

Sent down for concurrence.

Mr. PATTEN presented petition of Louis Mitchell, of the Penobscot tribe of Indians, for compensation for land ;

Mr. BRADFORD presented petition of Passamaquoddy tribe of Indians, regarding their agent ;

Which were referred to the Committee on Indian Affairs.

Sent down for concurrence.

The same Senator presented petition of Mary Dana, for relief for services rendered in the war of 1812, which was referred to the Committee on Claims.

Sent down for concurrence.

Mr. WAKEFIELD presented remonstrance of E. H. Jewett and others, against bill allowing Eliot Bridge Company to reduce the width of the draw across the Salmon Falls river, which was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Mr. BRADFORD presented petition of A. C. Hamlin and others, to be incorporated as an Electric Light Company, for public and private uses, which was referred to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

On motion by Mr. DINGLEY,

The bill amendatory of, and additional to, "an act to incorporate the Rumford Falls and Buckfield Railroad Company," was taken from the table.

The bill was read once, and to-morrow assigned for its second reading.

On motion by Mr. CORNISH,

The bill to amend chapter 311, special laws of 1876, entitled "an act authorizing Charles W. Howard to dredge bars and navigate Rangely Lake by steam," was taken from the table, and

On motion by Mr. HARRIS,

The bill was recommitted to the Committee on Interior Waters.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc,

The order that all educational matters concerning the State College be referred to the Committee on Education, was taken from the table, and on his motion, the Senate non-concurred in passing the order.

The Committee on Bills in the Second Reading, reported the following bills:

Bill "an act to amend section 10, chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads," was laid on the table, and ordered printed under the Joint Rules.

Bill "an act relating to State Officers," was read a second time, and passed to be engrossed in concurrence.

Bill "an act authorizing Patrick McMannus to build a dyke or dykes in Duck Pond Creek," was read twice and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. PARCHER,

Adjourned.

C. W. TILDEN, *Secretary*.

TUESDAY, FEBRUARY 3, 1880.

Prayer by Rev. Mr. FULLER of Hallowell.

Journal of yesterday was read.

Orders from the House :

That the Committee on the Judiciary be requested to inquire into the expediency of repealing chapter 137 of the laws of 1879, concerning mills and mill dams ;

That the Committee on the Judiciary be requested to inquire what changes, if any, are necessary to be made to chapter 204 of the laws of 1877, relating to pharmacists ;

That the Committee on the Judiciary be directed to inquire into the expediency of amending chapter 90 of the public laws of 1879, so far as the same touches the costs and compensation and expenditures in the trial of cases formerly capital ;

That the Committee on the Judiciary be requested to investigate the expediency and necessity of so amending the existing law as to make examinations for admission to the Bar uniform throughout the State ; also that this committee consider what that standard shall be, and report by bill or otherwise ;

That the Committee on the Judiciary be directed to inquire into the expediency of providing by law for more speedy hearing and trial of cases where the rights of persons holding public offices are involved ;

That the Committee on Legal Affairs be requested to inquire into the expediency of so amending the election laws that the penalty for a violation of said laws by municipal officers shall fall upon said officers and not upon the constituency ;

That the Committee on Legal Affairs inquire into the expediency of abolishing the office of Land Agent, and transferring his duties to the office of Secretary of State, and the transfer of all notes and demands belonging to the State in the hands of said agent, to the Treasurer of State for collection and credit, and report by bill or otherwise ;

That the Committee on Education inquire into the expediency of the suspension of the operation of the free high school laws for the present year ;

That the Committee on Education be instructed to inquire into the expediency of authorizing towns to raise money, by taxation or otherwise, to be expended by a school committee or supervisor at their discretion in providing for the conveyance of children to and from the public schools, and report by bill or otherwise ;

That the Committee on State Lands and State Roads be directed to inquire into the necessity of making a small appropriation to repair the road and bridges leading from Fish River Mills to the Daigle Mill in Township 17, Range 6, and report by resolve or otherwise ;

That the Committee on Military Affairs inquire what revision, if any, of the laws relating to the militia of this State, is required, or what additional legislation is necessary in relation thereto, and report by bill or otherwise ;

That the time fixed for the reception of original petitions and other business before this Legislature be extended one week from this day ;

That the Clerk be requested to make up the pay of Edward D. Sullivan, late Page of the House, for — days service at \$2 per day and the usual mileage ;

Were each read and passed in concurrence.

Petition of F. A. A. Heath, and 700 others, members of reform clubs of Kennebec county, for amendment to the prohibitory law, so as to include cider with intoxicating liquors, was referred to the Committee on Temperance in concurrence.

Petition of G. W. Young and 63 others, of Lincolnville, Waldo county, to be annexed to the Knox Agricultural Society, was referred to the Committee on Agriculture in concurrence.

Petition of Horace C. Haskell of Turner, in aid of petition of J. B. Bigelow, and others, to renew the charter of 1875, incorporating the Livermore Mutual Fire Insurance Company, was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Petition of Benj. Smith of Appleton, for a State pension, was referred to the Committee on Pensions in concurrence.

Petition of David Sinnett, for bridge across Willis Straits, was referred to the Committee on Ways and Bridges in concurrence.

Petition of Wm. Emery, County Attorney of York county, for change in the compensation of County Commissioners and County Treasurer, was referred to the Committee on Financial Affairs in concurrence.

Petition of Trustees of Reform School, for an act in relation to the Reform School, was referred to the Committee on Reform School in concurrence.

Resolve to purchase certain farms or settlers' lots in Township 17, Range 7;

Resolve in favor of John M. Thurlough;

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

Petition of E. F. Webb and others, asking that a Municipal Court be established at Waterville;

Petition of George F. Calef and others, for an act of incorporation of the York County Game and Fish Protective Society;

Were referred to the Committee on Legal Affairs in concurrence.

Petition of the City Government of Portland, for a new line of division between that city and the town of Cumberland;

Petition of J. P. Mallett and others, that lot No. 8, Range 12, District No. 7, in the town of Lee, be set off to school district No. 4, in the town of Winn;

Remonstrance of George Gregory and others;

Also of John S. Case and others, against the division of the city of Rockland;

Were severally referred to the Committee on Towns in concurrence.

Petition of Elias Fowler and 42 others, for a law to prohibit the taking of pickerel from Lovejoy's pond in Albion, during the months of October and April, inclusive;

Petition of Charles E. Purington and 72 others for amendment of fish laws of 1879;

Petition of S. E. Spring and others of Portland;

Petition of F. P. Gott and 49 others;

Petition of John S. Case and 29 others of Rockland;

Petition of W. I. Adams and 416 others of Boothbay;

Petition of Edwin Flye and 29 others;

Petition of B. D. Metcalf and 46 others of Damariscotta ;

Petition of Joseph Burns and 40 others of Bremen ;

Petition of Thomas Fossett and 380 others for same ;

Petition of Charles M. Moses and others of Biddeford ;

Petition of John R. Coombs and others of Harpswell ;

Petition of S. L. Goodale and 27 others of Saco ;

Petition of C. E. Snow and others ; severally for repeal of the Menhaden law ;

Were referred to the Committee on Fisheries in concurrence.

Petition of C. H. Gilbert and others, for amendment of section 1, chapter 120 of the laws of 1879 ;

Petition of Somerset Bar for restoration of salary of the Judges of the Supreme Judicial Court and original number of said Judges before the law of 1879 ;

Petition of Frederic M. Laughton and others, for an act incorporating them as the Hampden Silver Mining Company ;

Petition of Alonzo Taylor to extend the time of the organization of the Maine Mining Company ;

Bill "an act to amend the acts relating to the municipal court of Lewiston ;"

Bill "an act to promote the efficiency of the police force of Lewiston ;"

Bill "an act additional to chapter 122, section 12 of the revised statutes, as amended by chapter 57 of the public laws of 1878, relating to corrupt agreements by attorneys and others ;"

Bill "an act to amend chapter 106 of the acts of 1879, limiting costs to three terms of court ;"

Bill "an act to repeal chapter 67 of the laws of 1878, relating to disclosures ;"

Bill "an act in relation to the service of processes in domestic corporations ;"

Bill "an act to incorporate the Orchard Beach Wharf and Steamboat Company ;"

Petition of Davis Tilson and others, for charter to supply citizens of Rockland with water taken from natural springs and artesian wells ;

Petition of Cumberland and Oxford canal proprietors, for right to dispose of their property and rights of property to any railroad ;

Petition of citizens of Yarmouth, for legalization of town meeting held March 24, 1879, and to pay certain sums of money ;

Petition of George E. B. Jackson and others, for change of name of the trustees of the funds for the support of the Episcopate Protestant Church of Diocese of Maine, with bill ;

Were referred to the Committee on the Judiciary in concurrence.

Petition of S. E. Bryant and others, for a charter for a railroad from Kennebunk village to Kennebunkport village ;

Petition of William F. Perry and others, for a charter for a railroad between Bridgton and Portland or intermediate points ;

Were referred to the Committee on Railroads in concurrence.

On motion by Mr. FLINT,

Ordered, That the Committee on Legal Affairs inquire into the expediency of reducing the salary of the Judge of Probate for Cumberland county, was read and sent down for concurrence.

Mr. SMITH presented the following petitions :

Petition of Zenas Cook and others of Friendship ;

Petition of O. P. Hix and others of Rockland ;

Petition of John S. Stevens and others of Warren ;

Petition of William Newbert and others of South Warren ;

Petition of A. L. Wall and others of Waldoborough ;

Petition of John Burnheimer and others of North Waldoborough ;

Petition of George G. Benner and others of South Waldoborough ;

Petition of Erastus Lermond and others of Thomaston, for bridge over Georges river ;

Were severally referred to the Committee on Ways and Bridges. Sent down for concurrence.

Mr. WAKEFIELD presented petition of citizens of Rangely and vicinity ; also

Petition of citizens of Franklin county ; and

Petition of George Soule and others, proprietors of hotels at Rangely lake, to grant to Charles W. Howard an extension of charter to navigate Rangely lake by steam ;

Were referred to the Committee on Interior Waters.

Sent down for concurrence.

The report of the Committee on State Printing and Binding, together with the contracts made with Messrs. Alden Sprague and Charles A. Sprague for printing, and Messrs. H. E. Smith and W. H. Reid for binding, which were reported on the second instant, and assigned for consideration to-day, came up for approval, and

On motion by Mr. STRICKLAND,

Ordered, That the same lie on the table.

And the question of its passage was decided in the affirmative.

On motion by Mr. ELLIS,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are :

Messrs. Atwell, Barker, Barrett, Berry, Dearborn, Ellis, Lamson of Sagadahoc, Wakefield, Linn, Parlin, Patten, Rankins, Rogers, Strickland—14.

Those who voted in the negative are :

Messrs. Coombs, Cornish, Dingley, Brewer, Flint, Duran, Harris, Hill, Smith, Locke, Bradford, Fernald, Hawes—13.

So the order passed.

The Committee on Bills in the Second Reading, reported the following bills :

Bill “an act amendatory of, and additional to, ‘an act to incorporate the Rumford Falls and Buckfield Railroad Company ;’”

Bill “an act to amend chapter 173 of the public laws of 1877, relating to the election of superintending school committees ;”

Were each read a second time and passed to be engrossed in concurrence.

On motion by Mr. ATWELL,

Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, FEBRUARY 4, 1880.

Prayer by Rev. Mr. WHITNEY of Augusta.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary inquire as to the expediency of amending chapter 113 of the laws of 1879, by striking out the word "six" in the second line from the bottom of said act, and insert instead the word "ten," and by striking out the words "upon presentation of an invoice or inventory of the property to be sold," and inserting instead thereof, the words "upon application in writing ;"

That the Committee on the Judiciary be directed to inquire into the expediency of so amending the Constitution of the State, that the right of suffrage shall be limited to those who are able to read and write the English language ;

Were read and passed in concurrence.

Petition of O. E. Hahn and others, to be chartered as a corporation, with authority to take water from natural springs or artesian wells, in the vicinity of the city of Rockland ;

Petition of E. Davies and others, of the city of Rockland, for the same ;

Bill "an act to make valid the marriage of Addison Monk and A. Josie Harmond ;"

Were referred to the Committee on the Judiciary in concurrence.

Petition of Franklin Reed and others, for reduction of tax on deposits of Savings Banks, was referred to the Committee on Banks and Banking in concurrence.

Petition of Morrill Sprague and others, for passage of an act to regulate fishing in Dexter pond, was referred to the Committee on Fisheries in concurrence.

Petition of the Selectmen of the town Sherman, asking for State pension for Margaret Finnigan, was referred to the Committee on Pensions in concurrence.

Petition of Salome S. Sumner and Samuel Leighton, to secure rights in certain lots of land in Aroostook county, was referred to the Committee on State Lands and State Roads in concurrence.

Remonstrance of G. G. Dow and others, of the town of Woodstock, against petition of Caleb Fuller and others, to set off the land of said Fuller from the town of Woodstock and annex the same to the town of Paris, was referred to the Committee on Towns in concurrence.

Petition of John F. Whitcomb and Charles H. Haynes, for charter to maintain a dam at the outlet of Beach Hill pond, in the town of Otis, with bill accompanying ;

Petition of Antoine Ouillette and others, for an act to prevent the throwing of refuse lumber into Violette brook stream, in Van Buren, Aroostook county, with bill accompanying ;

Petition of George E. Wilson and others, for a charter to navigate the waters of Newport pond by steam ;

Were referred to the Committee on Interior Waters in concurrence.

Petition of W. J. Corthell of Gorham ;

Petition of Grace J. Haynes ;

Petition of Bessie A. Read, severally for payment of deficiency of salary as teachers at the Gorham Normal School ;

Were referred to the Committee on Claims in concurrence.

Petition of the citizens of Silver Ridge plantation, for State aid for Jessie S. Smith, was referred to the Committee on Claims in concurrence.

Petition of Edwin Sprague and others ;

Petition of A. R. Bliss and others ;

Petition of A. F. Crockett and others ;

Petition of J. C. Ingraham and others, of the city of Rockland, for charter for a company to supply water to the city of Rockland, from natural springs or artesian wells ;

Were referred to the Committee on the Judiciary in concurrence.

Resolve in reference to new State Seal, was read twice under suspension of the rules, and passed to be engrossed in concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on an order relating to the expediency of an act to compel certain officers

to deliver to their successors all property and papers in their hands belonging to the State, reported bill to compel certain officers whose terms have expired to deliver money and other property to their successors.

The report was accepted, the bill read once and to-morrow assigned for its second reading.

Mr. HARRIS, from the Committee on Interior Waters, on bill to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond, reported that the same ought to pass.

The report was accepted, the bill read once and to-morrow assigned for its second reading.

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of the inhabitants of Monticello for aid to build a bridge to accommodate settlers on State Lands, reported that the same be referred to the Committee on Ways and Bridges.

The report was accepted.

Sent down for concurrence.

Mr. SMITH, from the Committee on Education, on memorial of M. S. Palmer of Corinth, in reference to enlarging the figure of the pine on the seal of State, referred from the last Legislature, report that legislation thereon is inexpedient.

The report was accepted.

Sent down for concurrence.

The same Senator from the Committee on Education, on resolve in favor of the town of Machias, reported that the same ought to pass.

The report was accepted and resolve laid on the table to be printed under the Joint Rules.

Mr. DINGLEY, from the Joint Special Committee on State Valuation, reported resolve entitled "resolve to provide for a State Valuation."

Mr. HILL, from the same Committee, presented an amendment to the resolve.

Pending the acceptance of the report, on motion by Mr. DINGLEY, the resolve, together with the amendments, were laid on the table, and ordered printed.

The Committee on Bills in the Second Reading, reported the following bill :

Bill " an act to incorporate the Ocean Street Railroad Company."

On motion by Mr. HAWES,

Ordered, That the bill lie on the table.

On motion of Mr. LAMSON of Sagadahoc, the articles of agreement made with Alden Sprague and Charles A. Sprague, to execute the printing for the State of Maine, also with H. E. Smith and W. H. Reid, to execute the binding of the State of Maine, were taken from the table, and

On motion by Mr. ELLIS,

Ordered, That Senate document No. 2, relating to State printing, be amended by striking out all after the words " articles of agreement," and inserting the words " articles of agreement with Thomas Murphy."

And on the question of adopting the amendment it was decided in the negative. Yeas 10 ; nays 17.

On motion by Mr. ELLIS, the yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are :

Messrs. Atwell, Barker, Barrett, Ellis, Linn, Parlin, Patten, Rankins, Rogers, Strickland—10.

Those who voted in the negative are :

Messrs. Berry, Brewer, Bradford, Coombs, Cornish, Dearborn, Dingley, Duran, Emery, Flint, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Smith, Wakefield—17.

So the amendment was disagreed to.

The question recurring on the approval of the contract with Alden Sprague and Charles A. Sprague to execute the State Printing, and H. E. Smith and W. H. Reid to execute the State Binding, it was decided in the affirmative, and the contracts approved.

Sent down for concurrence.

Mr. BERRY presented resolve providing for State valuation, which was referred to the Committee on State Valuation.

Sent down for concurrence.

Resolve extending to the Assembly and Senate of the State of Wisconsin congratulations in return for congratulations received from the Assembly and Senate aforesaid, was taken from the table on motion by Mr. HAWES, and passed in concurrence.

On motion by Mr. FERNALD,

Ordered, That the Secretary of the Senate, be directed to add the name of Rev. John Allen of Farmington, to the number of chaplains already chosen, and that he be notified of the same ;

On motion by Mr. DEARBORN,

Ordered, The House concurring, that the Committees on Agriculture and Education be constituted a joint committee, to inquire into the educational department of the Agricultural College, and report what changes, if any, are necessary to be made in the course of study pursued ;

On motion by Mr. PATTEN,

Ordered, That the Committee on the Judiciary be instructed to take into consideration the propriety of repealing the present law for capital punishment, and restoring the death penalty, and to report by bill or otherwise ;

Were read and passed.

Sent down for concurrence.

On motion by Mr. PATTEN,

Ordered, That there be a special committee appointed of four from each political party, whose duty shall be to examine the returns for Senators, sent to the Secretary of State by the aldermen of the several cities in this State, and the selectmen of towns and assessors of plantations, and report to this body how many returns, and from what towns, cities or plantations in their judgment were defective, and in what respect as to legality, that the people may know what towns, if any, have been deprived of their rights by the tabulation of the Governor and Council in the month of November last.

On motion by Mr. DINGLEY, the order was laid on the table.

A communication was received from Hon. Samuel A. Holbrook, Treasurer elect, signifying his acceptance of the office, and transmitting his official bond, and

On motion by Mr. HAWES,

Ordered, That the bond be referred to the Committee on Financial Affairs.

Sent down for concurrence.

On motion by Mr. BARRETT,

Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, FEBRUARY 5, 1880.

Prayer by Rev. Mr. STERLING of Augusta.

Journal of yesterday was read.

Orders from the House :

That the Committee on State Lands and State Roads be directed to inquire into the matter of the sale of Folly Island to Ira L. McFarland and Charles C. Cousins, by the State in 1876, and ascertain if said purchasers are entitled to be reimbursed for money paid therefor on account of failure of title, was referred to the Committee on State Lands and State Roads in concurrence.

That the Committee on the Judiciary be instructed to inquire into the expediency of proposing amendments to the Constitution, providing for a reduction of the Council from seven to three members, or for its abolition, and a provision for the election of a State Auditor, and report by bill or otherwise ;

That the Committee on Legal Affairs be directed to inquire into the expediency of amending chapter 6, section 70 of the revised statutes, by inserting the words "on or before the first day of June" after the word "hands" in the 7th line of said section, and report by bill or otherwise ;

That the Committee on Legal Affairs be directed to inquire into the expediency of providing by statute for uniformity of ballots in size and appearance, to be used at all elections of State and county officers, and report by bill or otherwise ;

That the Governor and Council be requested to inquire into the expediency of allowing Wm. Steward of Topsfield, the sum of \$19, as compensation for the amount expended by him for repairs on the Houlton and Baring road in the county of Washington, after the appropriation allowed by the Legislature for said purpose had been expended as per bills on file in the office of the Secretary of State for 1879 ;

That the Committee on Education be required to consider the expediency of amending section 7 of chapter 11 of the revised statutes, by striking out the word "twenty" in the third line of said

section, and inserting in its place the words "twenty-five," and report by bill or otherwise ;

Were each passed in concurrence.

Petition of T. W. Porter, for reimbursement of money advanced in the enlistment of men for the 14th Regiment Maine Infantry Volunteers ;

Petition of Managers of Bangor Children's Home, for an appropriation for the support of soldiers' orphans therein ;

Were referred to the Committee on Military Affairs in concurrence.

Petition of members of Penobscot bar ;

Petition of members of Lincoln county bar, for restoration of salary of Judges of the Supreme Judicial Court, and of former number of Judges thereof, before the law of 1879 ;

Petition of Trafton Hatch and others, officers of the Wells Mutual Fire Insurance Company, that certain acts and doings of said company in the past, be made valid ;

Were referred to the Committee on the Judiciary in concurrence.

Petition of Timothy J. Driscoll and others, to set off a portion of the town of Berwick and annex the same to the town of South Berwick ;

Petition of John M. Sherer and others, that the territory comprising the Seventh ward of the city of Rockland, be set off and incorporated into a separate town ;

Petition of S. M. Bird and others for the same ;

Were referred to the Committee on Towns in concurrence.

Petition of F. B. Young and others, for charter to supply the people of Rockland with water ;

Petition of Levi E. Barnard and others, for same ;

Were referred to the Committee on the Judiciary in concurrence.

Petition of Alex. Thompson and others, that the stream at Pemaquid Falls be restocked with alewives ;

Petition of C. T. Richardson and others, for protection of fish in Bemis and other streams ;

Petition of John Haley and others, for protection of blue-backed trout ;

Petition of C. O. Kilbourne and E. A. Gibbs, that the time may be extended prohibiting the taking of fish from Otter pond ;

Petition of Nahum Warren and others ; and

Petition of the citizens of Bangor, Veazie and Orono, for change of law relating to taking of salmon in Penobscot river ;

Were referred to the Committee on Fisheries in concurrence.

Petition of Fremont J. Sprague and others, in Washington county, for bounty on bears, was referred to the Committee on Agriculture in concurrence.

“Resolve in favor of Fort Kent,” accompanied with a statement of facts, was referred to the Committee on Claims in concurrence.

Petition of D. W. Clark, president of the Richardson Wharf Company, to increase amount of real and personal estate which may be held by the Richardson Wharf Company, with bill accompanying, was referred to the Committee on Legal Affairs in concurrence.

Report of the Committee on the Judiciary, on petition of C. H. Gilbert and others, for amendment of section 1, chapter 120 of the laws of 1879, that the same be referred to the Committee on Interior Waters, was accepted in concurrence.

Report of the Committee on the Judiciary, submitting bill entitled an “act to amend chapter 161, section 2 of the public laws of 1879, in relation to the State Valuation.”

The report was accepted in concurrence, and the bill laid on the table to be printed under the Joint Rules.

Report of the Committee on Legal Affairs, on an order relating to change of law relating to days of grace on promissory notes and other commercial paper, submitting a bill entitled “an act to amend section nine of chapter 2, revised statutes, relating to days of grace.”

The report was accepted, and the bill read and to-morrow assigned for its second reading.

Report of the Committee on State Lands and State Roads, on petition of John Anderson, for refunding of stumpage of timber cut on his lot in Island Falls and received by the State, submitting a “resolve in favor of John Anderson of Island Falls.”

The report was accepted, the resolve read once and to-morrow assigned for its second reading.

Printed bills :

Bill “an act to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878,

relating to laws of roads," was read twice, and on motion by Mr. DINGLEY laid on the table.

Communication from the Secretary of State, relating to returns of votes given in at the election on the eighth day of September, 1879, upon questions proposed by resolve of the Legislature, approved March 4, 1879, entitled "resolutions concerning the amendment of the Constitution of Maine," with a copy of the report showing the action of the Executive Council therein, which was read and the report was accepted.

Sent down for concurrence.

Communication from the Secretary of State transmitting such returns of votes for Senators, as were received from the hands of P. A. Sawyer, former Deputy Secretary of State.

On motion by Mr. HILL,

Ordered, That a message be sent to the House of Representatives, proposing a Convention of both branches of the Legislature in the Representatives' Hall at 11.45 o'clock, A. M., for the purpose of receiving any communication which the Governor may have to make.

The message was conveyed by the Secretary.

Subsequently, message was received from the House, by its Clerk, concurring in the above proposition.

Mr. HARRIS presented remonstrance of H. R. Taylor and others of Machias, against permitting Indians or any one else, killing deer in this State contrary to the provisions of the present game law, was referred to the Committee on Indian Affairs.

Sent down for concurrence.

On motion by Mr. EMERY,

Ordered, That the Military Company known as the "Biddeford Cadets," be made subject to all the duties and granted all the privileges of the volunteer companies of militia of the State, was referred to the Committee on Military Affairs.

Sent down for concurrence.

Mr. HARRIS, from the Committee on Legal Affairs, on petition of A. H. Burbank and others, for the passage of a law for the settlement of certain cases by arbitration, reported that the petitioners have leave to withdraw.

The report was accepted.

Sent down for concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on an order relating to amendment to chapter 106, acts of 1879, limiting costs of three terms of court, reported that legislation thereon is inexpedient.

The report was accepted.

Sent down for concurrence.

Mr. ATWELL, from the Committee on Pensions, on petition of Francis Albert, for an increase of State pension, recommended an increase of pension, and that the Pension Agent be instructed to pay the said Francis Albert, from the pension funds of the State, the sum of one hundred and fifty dollars per annum, in total for State pension.

The report was accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills :

Bill to compel certain officers whose terms have expired to deliver money and other property to their successors.

The report was accepted and the bill passed to be engrossed.

Sent down for concurrence.

Bill to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond, and pending the acceptance of the report,

On motion by Mr. BARRETT,

Ordered, That it lie on the table.

On motion by Mr. STRICKLAND, the resolve for a commission to revise the militia laws, was taken from the table, read once and to-morrow assigned for its second reading.

Mr. HAWES, from the Committee on Financial Affairs, to whom was referred the official bond of Hon. Samuel A. Holbrook, State Treasurer elect, reported, that having examined said bond, they find it correctly drawn, that the sureties are responsible and sufficient, and recommend its approval.

The report was accepted, and the bond approved.

Sent down for concurrence.

The hour assigned for the Convention for the purpose of receiving any communication which the Governor may have to make, having arrived, the Senate proceeded to the Representatives' Hall, where a Convention was formed.

IN CONVENTION.

On motion by Mr. HAWES of the Senate,

Ordered, That a Committee be appointed to wait upon the Governor and inform him that a Convention of the two branches of the Legislature is assembled in the Representatives' Hall for the purpose of receiving any communication he may be pleased to make, and

Messrs. Hawes of Cumberland,
Rogers of Penobscot,
Richards of Gardiner,
Cook of Lewiston,
Dickey of Fort Kent,

were appointed said Committee.

Mr. HAWES subsequently reported that the Committee had attended to the duty assigned them, and that the Governor requested them to announce to the Convention that he would attend thereupon forthwith, for the purposes indicated in the message.

Thereupon the Governor, attended by the Executive Council and heads of departments, came in, and addressed the Convention, as follows :

Gentlemen of the Senate and House of Representatives :

As we commence the active duties of the session under most extraordinary circumstances, it is well to pause for a moment to recognize that beneficent Father whose watchful providence ever controls the destinies of nations ; and while we see His hand in all the startling events of States and peoples, to remember, also, that not a sparrow falleth to the ground without His notice.

In the duties now before you it is not in my power at this time to give you the information I could desire, not having received the Treasurer's report for 1879, until last evening, or, with few exceptions, any of the reports from the departments or institutions of the State. I therefore refer you to them for your careful consideration when they shall be laid before you.

THE NATIONAL CONDITION.

For the reason that the financial affairs of the Nation entered largely into the discussion of the last two political campaigns, it is

proper to refer to them, and consider some of the leading facts that characterize the present condition of the whole country. The variety and extent of speculations immediately following the close of the war were without parallel in our history. Taking three millions of men from their accustomed vocations of producing property to respond to the demands of war with its necessary destruction of property, left the country much poorer than it otherwise would have been. During the struggle the government purchased the people's products at the highest prices. The close of the war stopped those purchases, and left the people dissatisfied with the old modes of business and the low prices of former days, and drove them to speculations where they sought to obtain and keep up the prices and profits of war times.

This course was largely induced by a cheap and fluctuating paper currency. All classes ran recklessly in debt. The crash of 1873 commanded a halt. Great depression of business immediately followed in nearly all the States. Bankruptcy prevailed to an alarming extent. There was great lack of confidence among business men. All sought to ascertain the causes of the wide-spread depression. Many who had been led by too sanguine hopes in the days of cheap currency to contract debts which they were unable to pay, blamed the government; and as a relief for their misfortunes demanded a further issue of the same kind of currency, the wrong use of which had brought those misfortunes upon them.

Men have honestly taken different views, have honestly predicated different results. It has not been, however, so much a question of who was honest as of who was right. Events have developed what was right and best for the people. The great question of the resumption of specie payments has been settled. One year ago in the minds of many it was an experiment—to-day it is an accomplished fact. The effect has been to make the paper which promises to pay a dollar equal to the dollar in coin,—the dollar of the laboring man equal to the gold of the capitalist or the bond of the bondholder. It has destroyed the speculations in gold, and abolished the gold gambling offices which existed so long as there was a difference in value between the greenback and gold. It has established national credit, and most of all has created confidence between man and man. The result of all this is that the accumulated capital of the country has been let loose at low rates of inter-

est, and has found employment; the wheels of industry are in motion; bankruptcy is fast disappearing from our midst; the great army of tramps is going to work; stocks of all kinds are advancing in value; old liabilities are being settled; business is reviving and large numbers of the trading classes have left their uncertain employments to join the producers.

Agriculture, the greatest source of a nation's wealth, strength and happiness, has received a stimulus hitherto unknown. The surplus from our golden harvests of grain is readily exchanged for the real gold of Europe at prices that make glad the hearts of our farmers, and fill our marts with abundance of money.

With an agriculture that excels that of any other country; pastures that from their surplus supply even Europe with meat; manufacturing that successfully compete in the markets of the world; lumber enough for the demands of a great nation; quarries of slate and stone sufficient for all time; mines of coal and iron inexhaustible in extent; deposits of gold and silver such as never blessed a nation before, and with a vast and growing commerce, our people believe that we have passed the crisis which was followed by the hard times, and have entered upon an era of solid prosperity.

In 1860 government securities sold at a discount of from 6 to 12 per cent., and in February, 1861, six per cent. government bonds sold at an average discount of 9 1-2 per cent. To-day the national credit is such that our four per cent. bonds are among the best securities in the world. In 1865, the national debt, including the unascertained outstanding claims, was nearly three billions of dollars; to-day it varies but little from two billions. In 1865, the annual interest claim was 150 millions; to-day it is less than 83 millions, while the annual burden of taxation has been reduced more than 300 millions. No nation in the world's history ever before paid its debts so rapidly, and none ever sustained a better reputation for honesty.

We now have the best currency the country has ever had, the people feel safe with it, business has become adapted to it, and it would seem good judgment to give the country a rest for the present from further disturbing financial schemes or distracting discussions.

STATE DEBT.

For a detailed statement of the condition of the treasury, I refer you to the Treasurer's report. The report shows that the receipts of the State treasury the past year, including \$157,256.20 on hand December 31, 1878, were \$1,385,417.14; and that the expenditures during the same period were \$1,316,003.67, leaving a balance in the treasury, December 31, 1879, of \$69,413.47. On the first day of January, 1880, as appears by the report, the bonded debt of the State amounted to the sum of \$5,848,900, from which, deducting the present amount of the sinking fund, \$1,166,159, leaves the debt at \$4,682,741.

On August 15, 1880, there will fall due of the public debt, bonds to the amount of \$307,000; on March 1, 1883, \$385,000; on June 1, 1889, \$2,330,000; and on October 1, 1889, there will become due \$2,826,900. The last named sum is provided for by the sinking fund of 1868. The other sums named are not provided for, and must be paid or renewed as they mature. The act of February 24, 1875, as amended by chapter 56, laws of 1878, authorizes the State Treasurer to issue new bonds for the purpose of renewing and extending the bonds falling due as before stated, except those provided for by the sinking fund, the bonds so issued to be payable to the amount of \$200,000 in 1890, and to the amount of \$200,000 each succeeding year. No steps have been taken by the Treasurer to renew and extend any of the State bonds. The bonds falling due August 15, to the amount of \$307,000, must be paid or renewed.

It would be gratifying to pay the whole amount falling due this year, as it matures, but owing to the present condition of the treasury and the expense forced upon the State by the recent political complications, it may be difficult to do so. I would therefore recommend the renewal of the bonds maturing this year so that \$100,000 be made payable in one year, \$100,000 in two years, and \$107,000 in three years, at a rate of interest not exceeding $4\frac{1}{2}$ per cent., and advise their payment at maturity by taxation. This will necessitate the raising of one hundred thousand dollars for that purpose this year, and may seem to many burdensome, but the policy of our State has long been to pay its debts at maturity. By that course the credit of the State has been maintained. All measures tending to an early payment of our debt not only reduce the interest charge, but in the end are best for the real good of the people.

TAXATION AND ECONOMY.

The burdens of taxation press heavily upon the people. Every species of property, whether owned by individuals or corporations, should bear its part of the public burden. I submit whether there should not be some more definite system of taxation in regard to railroad companies, and that express and telegraph companies should pay a revenue to the State, where not now provided for by law. If there is any property in the State not yet reached by the tax gatherer, or which does not bear its proportionate part, it is your province to ascertain that fact, and make such changes in the laws as may be necessary. The strictest economy should be practiced in all the departments of the State, and if there are any unnecessary State expenses it is your duty to cut them off.

STATE VALUATION.

The decennial valuation of the State comes before you as one of the most important questions upon which you are called to act. Many, if not all the members of the Legislature, have been selected by their constituents with special reference to this matter. If a commission can be selected at once to act in conjunction with the Legislature, I have no doubt this work, so vital to every part of the State, can be well advanced during the present session. It is for the interest of the State that the work of valuation should be commenced at once.

BIENNIAL SESSIONS.

The Constitution has been so amended that our annual elections and the sessions of the Legislature are changed to biennial elections and sessions. The duty will devolve upon you to examine the laws in regard to the tenure of office of many of our county and State officers, and to make such changes as may be necessary, so that the laws will fully conform to the Constitution as amended.

EDUCATIONAL.

In a Nation like ours, where the source of all power is in the people, universal education is the surest guaranty of good government.

The prosperity and moral standing of a State depend upon the intelligence of its people. Education lifts up the masses and gives

all classes an equal chance in the battle of life. It gives self reliance, and independence of thought and action; while ignorance causes weakness and dependence. Here, where every man has just as many rights as every other man, and liberties better than those enjoyed by any other people, he has the responsibility resting upon him, commensurate with those rights and liberties, of being obliged to help shape the government under which he lives.

Other republics have felt the dangers that result from the want of general education, where corrupt and ambitious men play upon the prejudices of the ignorant. Our hope is in the intelligence of the people. This fabric of Constitutional government depends for its perpetuity upon universal education. To secure this result we rely chiefly upon our common school system. With our State, county, town and school district organizations—each of itself a miniature republic—the last is a very important factor in our system of government, and the district schools demand the earnest support and protection of the people. They educate the people, and should prepare them to well fill the office of citizenship. Money raised for their support is appropriated for the advancement of general knowledge.

As we progress in civilization, so art and science advance, and the mind of man reaches out to grasp the truths which make him more a man. We are yearly acquiring more fully a knowledge of the reasons of inferiority as well as of superiority of citizenship, and are beginning to know that the common school, through which the masses move, is the lever that may raise our State, our nation, to that perfection of political existence where universal intelligence marks the universal loyalty of a people.

If there is any fault in our school system it is that the district schools do not meet more fully the wants of a general education. They should furnish opportunities not only for primary and intermediate studies, but a systematic course that will fit the pupil for the business of life, so that the poor man's child may have without extra expense many of the school advantages now enjoyed only by those in more favored circumstances.

The common school system of our State is among the very best in the Union. We may well speak with pride of the intelligence of our people; but as great improvements have been made in the past in this particular, so may great progress be made in the future.

While schools of a higher order call for your careful consideration, I leave it to your good judgment to protect and encourage the common schools of the State.

NORMAL SCHOOLS.

There are now in successful operation three Normal Schools, enough for all the wants of the State. All the expense incident to their establishment has been paid. They are institutions of the State, and were designed specially for the education of teachers. The good results of their instruction are becoming marked in our common schools. They are institutions worthy the patronage and support of the people, and while I would not advocate the establishment of others, it appears to me that the interests of the State are best subserved by carefully protecting those we have, by making them what it was originally designed they should be.

FREE HIGH SCHOOLS.

These schools were intended to meet a demand not supplied by the common schools, academies or normal schools. The best information gathered from all parts of the State shows that this class of schools has not proved all that was hoped for it. The law appropriating money for their support was suspended in 1879 for one year. The people have considered the advantages and disadvantages of the system, and I leave it to you, their representatives, to carry out their wishes.

STATE COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

The report for the year 1879 of the State College of Agriculture and Mechanic Arts shows a careful and economical management of this institution in all its departments. It does not and should not interfere with other colleges. It was designed by its special application to reach a class who intend to follow the vocations of agriculture and mechanics, and to furnish a practical education to many who would not otherwise be reached. The college has gone through the early years of struggle for existence, has passed through the depressing period of hard times, and now stands almost self supporting. An institution representing the leading interests of the State, owned and paid for by the State, and now demanding but little for its support, merits your favorable consideration.

INDUSTRIAL INTERESTS.

It is a gratifying fact that more interest is felt in the discussion of all questions relating to agriculture than ever before.

General attention for the past six years has been turned to the land. Our soil is above the average in fertility, and our people are beginning to appreciate the fact that farming can be made to pay. While many other kinds of business have not been profitable during the depressed times that have swept over the country, farming has proved a success, and while a large portion of business men have failed or been compelled to go out of business, the average farmer in this State has found ample remuneration for his toil. The payment of old debts that accumulated in the days of an inflated currency, has been burdensome, but that does not detract from the truth of the proposition. A glance over the State shows more good barns and more good houses, better furnished, than ever before.

Much of the low land that was formerly considered worthless, is being taken up, and is found to be the very best grass land in the State. The culture of fruit is becoming a source of wealth, live stock is of excellent grade, and farm implements are among the best in use. The sixty thousand farmers of Maine, upon whom largely rests the future prosperity of the State, are now receiving more real value for their products than when they sold them for a high price in an inflated currency, and they may well feel encouraged in their present condition and future prospects.

Our wide extended sea coast, with its many harbors, our forests of timber, suitable for ship-building, and our skilled mechanics, make Maine one of the most advantageous States for this great industry in the Union. The revival of business has increased our coast-wise carrying trade, and capital is attracted to this State to build vessels suited to this branch of our commerce. Our ships engaged in foreign trade are acknowledged to be among the finest in any country, and it is confidently expected that this class of navigation will also be remunerative, and a fresh impetus be given to this great and important branch of our industries.

Our natural advantages for manufacturing are not excelled, and they are being utilized, not rapidly, but surely. The numerous manufactories of the State are nearly all in successful operation, running on full time, and on a solid basis.

The lumber business looks better than it has before since 1873.

No business interest has suffered more than this, and its revival may well be hailed with joy by all classes. The time is not far distant when the timber lands of the State will possess a value hitherto unknown. Not only the soft woods but all the hard woods will command a ready market. When we take into consideration the fact that many of the farms taken up on the plains or prairies of the great West must be fenced and all the buildings constructed from lumber not produced there; that railroads in those localities must be furnished with timber from outside, and the numerous other wants of a great nation, we can account for the enormous home demand for lumber. When we consider that the mechanical and farm implements that fifty millions of people must have, the vast number of carriages and railway cars that are being manufactured in this country for home and foreign use, we can but realize that the supply of hard woods which are more abundantly produced in this than in any other State will all in time be profitably utilized. The granite, slate, iron, and ice business occupy important places among our industries. The ice business alone this year employs some five thousand men, while the granite industry during the past year gave employment to nearly the same number.

The mineral resources of the State are now attracting unusual interest. That Maine possesses mineral deposits of great value there can be no doubt. The actual development of those newly-discovered resources is a matter in which the people cannot fail to be deeply interested. While we should earnestly deprecate all tendency toward unhealthy and illegitimate speculation, which can only lead to disastrous results, every well-directed effort to develop our mineral treasure and give employment to labor and capital should be encouraged.

At the present time nearly all the industries of the State are active, and labor is well employed.

BENEFICIARY INSTITUTIONS.

The beneficiary institutions of the State have strong claims upon its protecting care. The insane, the deaf and dumb, the inmates of the General Hospital and orphans of those who died for a common country, have claims which the State can ill afford to neglect. The reports from these institutions will soon be laid before you, and while economy demands the strictest scrutiny, and the most careful inves-

tigation into all the claims that draw upon the treasury, the real wants of the wards of the State, and all those who have claims upon its fostering care, should be fully supplied.

TEMPERANCE.

All agree that intemperance is one of the worst evils that can afflict a people. The way to eradicate it is a question that should address itself to all classes. The women's temperance movement, the Reform Clubs and the other temperance organizations have accomplished a great and lasting work. Like all other evils intemperance will succumb, at least in part, to true moral force, well directed. It is to be regretted, however, that there are those whom moral forces will not reach. To restrain this class, prohibitory laws have been found necessary. The principle of prohibition has been so long the settled policy of the State, and has been found so useful and effective in suppressing the liquor traffic, that no party or class of men now dare assail it. A proper and vigorous enforcement of the law upon this subject is reasonably demanded by the friends of temperance. None of the agencies which can be invoked for the suppression of intemperance should be impaired.

THE MILITIA.

The militia of the State consists of one regiment of ten companies, Lieut. Col. Daniel White commanding, also the following unattached companies, viz: Portland Montgomery Guards, Biddeford Light Infantry, Richards Light Infantry of Gardiner, and the Androscoggin Light Artillery of Lewiston and Auburn, numbering in all about 700 effective men. There are also the following independent organizations: The Piscataquis Veteran Battalion of ten companies, of about forty men each, Col. J. B. Peaks commanding; the Somerset Battalion of seven companies, of about forty men each, Col. Knowles commanding; also two companies at Paris, and one each in Eastport, Lewiston and Waterville, and six companies of cadets. The independent companies are organized by permission of the Executive under special statute. They are not connected with the militia, and have only the right to parade with arms in public, and are armed and equipped at their own expense.

During the recent political excitement our State militia was subjected to exceptionally severe tests of subordination, discipline and

loyalty, and it is in the highest degree creditable to all of our citizen soldiery that throughout the critical period, and in despite of conflicting assumptions of authority that might well have confused them, they were unshaken in their allegiance to the constitutional authorities, and without regard to personal or political bias held themselves constantly in readiness to aid in upholding the laws.

The soldier's discipline and patriotism imbue him with a profound respect for law. Whoever else may disobey or disregard the law, the soldier respects and obeys it, and if necessary will see to it that others obey. A large State in territorial extent, with a great stretch of sea coast and a long frontier line, the interests of Maine demand an efficient militia force—not large, to be kept up at great expense, but enough to insure confidence and give security.

USURPATION OF POWER.

Our government is one of checks and balances. It is divided into three departments, the Executive, Legislative and Judicial. Each in its own domain has duties peculiar to itself, but each is amenable to law. For the first time in the history of our government the Executive department usurped power never delegated to it. Instead of giving expression to the voice of the people by counting returns of votes according to law and the plainest dictates of common sense, the attempt was made to subvert the will of the people, as expressed at the polls on the 8th day of September last. The attempt did not succeed, but it did plunge the State into disgrace and almost revolution, only averted by the patriotic and law-abiding qualities of our citizens. There can be no half-way ground in regard to this great public wrong—it should be no question of party, but should receive the condemnation of every honest and patriotic citizen, that it may serve as a warning in the future to those who, under a free government, may attempt to trample upon the rights of the people. I would recommend an investigation of the whole subject of the arranging, tabulating, and counting the returns of votes of the last State election, that the facts, so far as they can be ascertained, may be made public.

CONCLUSION.

In conclusion, I congratulate you and the people of the State, that in all the excitement of the past four weeks, no act of violence

has been committed—that through all and over all the majesty of the law has been sustained. Our fathers brought to this continent two noble principles; one the love of liberty, and the other a respect for law. These qualities, working together, have built up the grandest government the world has ever known. The love of liberty sometimes leads beyond the liberty to do right. The respect for law checks and regulates this spirit; it has ever been our guide in all the history of our State; it has triumphed in the great crisis through which we have just passed, and it is a credit to the law-abiding citizens of all parties, that such is the case. Representative government is stronger for this test. The history of this period will mark one of the bulwarks of Constitutional liberty; it will serve as a beacon light shining down through the ages to keep the ship of State from the reefs and rocks that lie along her course.

At the conclusion of the address the Governor and suite retired, and the Convention dissolved.

IN SENATE.

On motion by Mr. DINGLEY,

Ordered, That one thousand copies of the Governor's address be printed for the Senate.

On motion by Mr. SMITH,

Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, FEBRUARY 6, 1880.

Prayer by the Rev. Mr. BUTLER of Vassalborough.

Journal of yesterday was read.

Orders from the House :

That the Committee on Legal Affairs inquire into the expediency of amending the insolvent laws so that a discharge if granted shall discharge all debts contracted since said law was enacted, and bar all actions commenced in any courts of the State on debts contracted prior to the enactment of said law ;

That the Committee on Printing and Binding be directed to inquire whether the several heads of the departments have made their annual reports, and if not, why not. Also whether the State Printer has been paid for printing reports which have not been laid before this Legislature ;

That all matters relating to the reduction of salaries and emoluments of county officers in their several counties be referred to their respective county delegations ;

Were each passed in concurrence.

Petition of Lewis Libby and others, for authority to build a hall in school house in district number 13 in town of Gorham, in connection with and for the use of the Gorham Farmers' Club ;

Petition of members of Androscoggin Bar, in relation to number and compensation of Justices of the Supreme Judicial Court ;

Petition of the Hill Manufacturing Company, to increase capital stock ;

Petition of the Lewiston Gas Light Company, to decrease amount of capital stock ;

Bill "an act in relation to frivolous exceptions ;"

Were each referred to the Committee on the Judiciary in concurrence.

Petition of Charles D. Sprague and others, for the incorporation of the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America, was referred to the Committee on Legal Affairs in concurrence.

Petition of the Selectmen of Rangely, for charter in favor of Francis C. Hewey of Rangely, to navigate Rangely Lake by steam, at the expiration of Charles W. Howard's charter, was referred to the Committee on Interior Waters in concurrence.

Petition of Frederick Frye and others, of the town of Dedham, asking for a division of said town, was referred to the Committee on Towns in concurrence.

Petition of M. G. Palmer and others of Portland ;

Petition of R. D. Clark and others of Nobleborough, for repeal of law relating to menhaden ;

Petition of J. A. Burke and others, for amendment to law relating to the taking of fish in Rangely and other streams, and for the propagation of fish ;

Petition of Henry Carvil and others of Brunswick, that the provisions of section 11, chapter 75 of the public laws of 1878, may not apply to smelts taken in the towns of Brunswick and Harpswell, between October 1st and November 1st of each year ;

Petition of W. F. Mansfield and others, for repeal of chapter 96 of the public laws of 1879, relating to close time for lobsters ;

Were referred to the Committee on Fisheries in concurrence.

Report of the Committee on Legal Affairs, on an order relating to amending the law so as to make it compulsory upon Assessors to require lists of taxable property to be signed and given under oath, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to equalization of taxation, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to the expediency of amending section 65 of chapter 6 of the revised statutes, so as to provide a further penalty for the neglect of tax payers to make and bring in a list of their polls and estate to the Assessors, that legislation thereon is inexpedient ;

Report of the same Committee, on petition of Moses O. Oliver and others, for an act of incorporation, that the petitioners have leave to withdraw ;

Were severally accepted in concurrence.

Report of the Committee on the Judiciary, on bill to incorporate the Gardiner Water Power Company, submitting bill in a new draft,

under title of "an act to incorporate the Gardiner Water Power Company."

Report of the same Committee, on petition of the trustees of the Bangor and Bucksport Railroad Company, asking for legislation ratifying and confirming the mortgage of said company, submitting bill "an act to ratify and confirm the mortgage of the Bucksport Railroad Company."

The reports were accepted in concurrence, and the bills each read once, and to-morrow assigned for their second reading.

On motion by Mr. SMITH,

Ordered, That the House concurring, a Joint Select Committee of three on the part of the Senate, with such as the House may join, be appointed to consider the Governor's message, and report a reference of its several subjects to appropriate Committees.

Read and passed, and Messrs. Smith, Hill, and Rogers, were appointed on the part of the Senate.

Sent down for concurrence.

Mr. ATWELL presented petition of J. W. Porter, for repeal of laws for imprisonment for debts, was referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. DINGLEY presented petition of Auburn Aqueduct Company, for amendment to their charter ;

Mr. SMITH presented petition of Edwin O. Clark and others, for an act of incorporation as the Forest Lake Ice Company, with bill accompanying ;

Were severally referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. ROGERS presented petition of Charles H. Goodwin, for arrears of State bounty, with statement of facts, was referred to the Committee on Claims.

Sent down for concurrence.

Mr. BRADFORD presented bill "an act additional to chapter 29 of the public laws of 1869, concerning the militia;" was referred to the Committee on Military Affairs.

Sent down for concurrence.

Mr. DINGLEY, from the Committee on Legal Affairs, on an order to inquire into the expediency of reducing the salary of the

Judge of Probate for Cumberland county, reported that the same be referred to the Cumberland county delegation.

The report was accepted.

Sent down for concurrence.

Mr. COOMBS, from the Committee on Commerce, on an order to inquire into the expediency of "an act to prevent the throwing of refuse into the Presumpscot river," reported that the same be referred to the Committee on Interior Waters.

The report was accepted.

Sent down for concurrence.

Mr. STRICKLAND, from the Committee on the Judiciary, on petition of Carleton and Norwood and others, that section 20, chapter 116, relating to inspection of lime and lime casks be amended, reported that the same be referred to the Committee on Manufactures.

The report was accepted.

Sent down for concurrence.

Mr. DINGLEY, from the Committee on Legal Affairs, on an order to repeal an amendment of law relating to interest, reported that legislation thereon is inexpedient.

Mr. DURAN, from the Committee on Fisheries, on an order for the abolishment of the office of Commissioner of Fisheries, reported that legislation thereon is inexpedient.

The reports were accepted.

Sent down for concurrence.

Mr. BERRY, from the Committee on the Judiciary, on bill "an act to amend an act 'to incorporate the city of Bangor,' approved February 12, 1834," reported that the same ought to pass.

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

Mr. DINGLEY, from the Committee on Legal Affairs, on bill "an act to amend an act to incorporate the Portland Turnverein," reported that the same ought to pass.

The report was accepted, the bill read once and to-morrow assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to amend an act entitled an act 'for supplying the city of

Bangor with water,' approved February 22, 1875, approved February 11, 1876," reported that the same ought to pass.

The report was accepted, the bill read once and to-morrow assigned for its second reading.

The Committee on Bills in the Second Reading, reported the following bill and resolve :

Bill "an act to amend section 9, chapter 32 of the revised statutes, relating to days of grace," was read a second time, and passed to be engrossed in concurrence.

"Resolve in favor of John Anderson of Island Falls," was read a second time and passed to be engrossed in concurrence.

"Resolve for Commission to revise the Militia Laws," was read a second time, and on motion by Mr. HARRIS referred to the Committee on Military Affairs.

Sent down for concurrence.

On motion by Mr. PARCHER, the report from the Committee on State Valuation, with resolve entitled "resolve to provide for a State Valuation;" also amendment "A" to the resolve offered by Mr. HILL, to strike out the word "five" where it first appears in the first resolve, and insert the word "sixteen," and strike out the words "five Congressional districts in this State and two at large" in said first resolve, and insert the words "Counties in the State."

The report was accepted, and the resolve as amended per amendment marked "A," adopted.

On motion by Mr. ELLIS,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative are :

Messrs. Barrett, Berry, Bradford, Coombs, Cornish, Duran, Flint, Fernald, Harris, Hill, Lamson of Sagadahoc, Linn, Parlin, Rankins, Strickland, Smith, Wakefield—17.

Those who voted in the negative are :

Messrs. Atwell, Barker, Dingley, Ellis, Hawes, Parcher, Patten, Rogers, Wakefield—9.

So the resolve as amended passed.

Mr. DINGLEY proposed amendments marked "B" and "C," which were agreed to.

Mr. HARRIS proposed an amendment marked "D," which was agreed to, and the resolve as amended per sheets "A," "B," "C" and "D," was twice read under the suspension of the rules and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed, the following resolve :

"Resolve in reference to new State Seal," which was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. PARCHER,

Ordered, That when the Senate adjourn, it be to meet to-morrow morning at nine o'clock.

On motion by Mr. ROGERS,

Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, FEBRUARY 7, 1880.

Prayer by Rev. Mr. TILDEN of Augusta.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary be directed to consider the expediency of amending chapter 9 of the revised statutes, so that mortgages of personal property to secure a debt for any sum shall be required to be recorded in the town clerk's office ;

That the Committee on Education be directed to inquire into the expediency of amending the public laws relating to employment of children in cotton and woolen manufactories ;

That the fifth annual report of the managers of the Maine Industrial School for Girls be referred to the Committee on Reform School ;

Were read and passed in concurrence.

Petition of Albert H. Sawyer and others, to abolish the Municipal Court of Calais ;

Petition of Josiah Crosby and others, that the salary of the Judges of the Supreme Judicial Court be restored ;

Petition of D. N. Mortland and others, for change of "act establishing the Police Court of Rockland ;"

Were referred to the Committee on the Judiciary in concurrence.

Petition of E. H. Elwell and others, of the town of Deering, for a special sewerage law ;

Bill "an act to incorporate the Waterville Telegraph Company ;"

Were referred to the Committee on Legal Affairs in concurrence.

Petition of Wilson and Woodward, to amend the charter of the Katahdin Dam Company, appointing auditors ;

Bill "an act to incorporate the Dudley Brook Dam Company ;"

Were referred to the Committee on Interior Waters in concurrence.

Petition of the Assessors of Crystal Lake plantation, for State pension for Reuben Burnham, was referred to the Committee on Pensions in concurrence.

Petition of Orchard Beach Railroad Company, for right to build a wharf on the eastern side of Saco river, was referred to the Committee on Railroads in concurrence.

"Resolve in favor of 'an act of Congress granting pensions to veterans of the Mexican war,'" was referred to the Committee on Federal Relations in concurrence.

Report from the Committee on the Judiciary, on bill "an act additional to chapter 122, section 12 of the revised statutes, as amended by chapter 57 of the public laws of 1878, relating to corrupt agreements by attorneys and others," that the same ought not to pass ;

Report of the Committee on Legal Affairs, on petition of Sarah C. Preston, that section 99, chapter 82 of the revised statutes, relating to office copies of deeds used in evidence, that the petitioners have leave to withdraw ;

Report of the Committee on Military Affairs, on petition of T.W. Porter, to be reimbursed for money furnished to soldiers in the 14th regiment of Maine Volunteers, in the year 1861 ;

Were each accepted in concurrence.

Report of the Committee on Financial Affairs, on petition of William Emery, Attorney for the county of York, that a salary should

be fixed by law, as compensation to the County Commissioners and County Treasurer of said county, that the same be referred to the Delegation of York County, was accepted in concurrence.

Report of the Committee on Legal Affairs, on bill "an act to incorporate the York County Game and Fish Society," submitting bill in a new draft, and that the same ought to pass.

The report was accepted in concurrence, and the bill once read and Monday assigned for its second reading.

Report of the Committee on Public Buildings, on "resolve for the purchase of a safe for the office of Secretary of State," that the same ought to pass.

The report was accepted in concurrence, the resolve read once, and Monday assigned for its second reading.

The contracts with Alden Sprague and Charles A. Sprague to execute the printing for the State, and with H. E. Smith and W. H. Reid to execute the binding for the State, for the current year, approved by the Senate, came from the House approved in concurrence, and were by the Secretary lodged in the office of the Secretary of State.

Printed bill "an act to amend chapter 161, section 2 of the public laws of 1879, in relation to the State valuation," was read twice, under suspension of the rules, and passed to be engrossed in concurrence.

Printed bill "an act to amend an act entitled 'an act to incorporate the city of Bangor,'" approved February 12, 1834, was read once, and Monday assigned for its second reading.

"Resolve in favor of the town of Machias," was read once, and Monday assigned for its second reading.

Communication from Hon. C. A. White, Treasurer of State, transmitting annual report of the receipts and disbursements of the Treasury department for the year ending December 31, 1879.

The communication was read, and the report referred to the Committee on Financial Affairs.

Sent down for concurrence.

The Committee on Bills in the Second Reading, reported the following bills and resolves :

Bill "an act to amend 'an act to incorporate the Portland Turnverein ;'"

Bill "an act to amend an act entitled 'an act to amend an act for supplying the city of Bangor with water, approved February 22, 1875,' " approved February 11, 1876 ;

Were each read a second time, and passed to be engrossed.

Sent down for concurrence.

The same Committee reported,

Bill "an act to incorporate the Gardiner Water Power Company ;"

Bill "an act to ratify and confirm the mortgage of the Bucksport and Bangor Railroad Company ;"

Were each read a second time, and passed to be engrossed in concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill "an act authorizing Patrick McMannus to build a dyke or dykes on Duck Pond creek ;"

Bill "an act amendatory of and additional to the 'act to incorporate the Rumford Falls and Buckfield Railroad Company ;'"

Bill "an act to amend chapter 173 of the public laws of 1877, relating to election of Superintending School Committees ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. CORNISH,

Ordered, That when the Senate adjourn, it be to meet on Monday next, at four o'clock in the afternoon.

On motion by Mr. WAKEFIELD,

Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, FEBRUARY 9, 1880.

Prayer by Rev. Mr. EMMONS of Hallowell.

Journal of yesterday was read.

Papers from the House :

A message was received from the House, by its Clerk, Mr. Smith, announcing the election of Hon. STEPHEN J. YOUNG, as Speaker *pro tem*.

That the Judiciary Committee be directed to inquire into the necessity of further legislation as to testimony by executors or administrators, and of parties presenting claims against the estates of deceased persons, more particularly where the executor or administrator shall decline or refuse to testify, and report by bill or otherwise ;

That the Committee on the Judiciary inquire into the expediency of additional legislation in regard to the acknowledgement of deeds by notaries public, with bill accompanying ;

That the Judiciary Committee be directed to inquire into the expediency of so amending the laws on fire insurance, that the companies shall pay the amount of policy in full when there is a total loss ;

Were read and passed in concurrence.

That, the Senate concurring, a Committee of ten, consisting of seven members of the House of Representatives, be selected by the Speaker, and three members of the Senate be appointed, whose duty it shall be to examine into the condition of the election returns lately given up to the Secretary of State, and warrant and appropriation books, and all other books and papers of the Governor and Council for the year 1879, and extending to the first Wednesday of January, 1880, and to report to this Legislature what suppressions or alterations, if any, have been made in said returns, and what means have been resorted to for such purposes, and also in what cases and in what manner the will of the people as shown in the last annual election has been disregarded and attempted to be defeated, either by illegal construction of said returns or changing

or tampering with them, and by whom the same has been done or attempted to be done. Said Committee shall further report to this Legislature upon all undue and illegal expenditures of the money of the State, by or under the direction of the Governor and Council for the period before mentioned, or by any officer of the State or any employee of or contractor with the State during said time; and for such purposes said Committee shall have power to send for persons and papers and to employ such clerical and stenographic force as may be necessary; and

Messrs. Hale of Ellsworth,
Strout of Portland,
Lord of Bangor,
Ingalls of Wiscasset,
Springer of Yarmouth,
Cook of Lewiston,
Hill of Corinth,

were appointed on the part of the House.

Was read and passed in concurrence, and

Messrs. Hawes of Cumberland,
Harris of Washington,
Atwell of Penobscot,

were joined on the part of the Senate.

Petition of Nathan Webb and others, in relation to the Judges of the Supreme Judicial Court;

Petition of E. J. Dunn and others, to be incorporated as the Pond's Sheer Boom Company;

Bill "an act to incorporate the State of Maine Consolidated Mining Company and other purposes;"

Bill "an act to incorporate the Gardiner Valley Copper Mining Company;"

Were referred to the Committee on the Judiciary in concurrence.

Petition of Assessors of Reed Plantation, that the doings of a certain town meeting held in that place may be legalized, was referred to the Committee on Legal Affairs in concurrence.

Bill "an act to incorporate the Saint Xavier's School and Asylum," was referred to the Committee on Education in concurrence.

Bill "an act to incorporate the Presumpscot River Railroad Company," was referred to the Committee on Railroads in concurrence.

“Resolve in favor of the town of Exeter,” was referred to the Committee on Financial Affairs in concurrence.

“Resolve to provide for a State Valuation,” came up from the House further amended as per sheet “E,” and passed to be engrossed in concurrence.

On motion by Mr. BRADFORD,

The vote whereby the Senate passed the resolve as amended to be engrossed, was reconsidered. House amendment “E” was agreed to. The resolve was further amended in the Senate by striking out in the second line of first resolve the words “with the advice and consent of the Council,” as per Senate amendment “F,” and the same as amended by Senate amendments “A,” “B,” “C,” “D” and “F,” and House amendment “E,” passed to be engrossed.

Sent down for concurrence;

Mr. STRICKLAND from the Committee on the Judiciary, on an order to inquire whether the appointment of Commissioners under joint resolutions for taking a State Valuation should be confirmed by the Council, submitted the following report:

The Committee are of the opinion that Commissioners appointed by the Governor to prepare a State Valuation are not officers within the meaning of section 8 of article 5 part 1 of the Constitution, and that no confirmation by the Council is necessary, unless it shall be required by the resolves providing for the appointment of such Commissioners or in some other resolve or act of the Legislature.

The report was accepted. Sent down for concurrence.

Senate order in relation to the appointment of a Joint Committee to consider the Governor's message, came up from the House, with

Messrs. Rowell of Hallowell,
Jordan of Auburn,
Smith of Buxton,
Hatch of Bangor,
Wales of Biddeford,
Eaton of Wilton,
Rafter of Damariscotta,

joined on the part of the House.

Report of the Committee on Ways and Bridges, on an order relating to chapter 41 of the public laws of 1878, relating to town ways, that legislation thereon is inexpedient;

Report of the Committee on Education, on an order relating to amending section 7, chapter 11 of the revised statutes, by striking out the word "twenty" in the third line of said section, and inserting in its place the words "twenty-five," that legislation thereon is inexpedient ;

Were each accepted in concurrence.

Report of the Committee on Railroads, on bill to extend the time for the completion of Bangor and Piscataquis Railroad, that the same ought to pass, was accepted in concurrence, the bill read once and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on petition of Frederick M. Laughton and others for the consolidation of certain mining companies, submitting a bill to consolidate the Hampden Silver Mining Company and the Dunton Silver Mining Company of Hampden ;

Report of the Committee on Legal Affairs, on petition of the Richardson Wharf Company, for an amendment of its act of incorporation, to increase the amount of real and personal property which it may hold, submitting a bill to amend "an act to incorporate the Richardson Wharf Company," approved April 2, 1856 ;

Report of the Committee on the Judiciary, on bill "an act to enable the Cumberland and Oxford Canal Corporation to make sale of its property to be used for railroad purposes," that the same ought to pass ;

The reports were accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Report of the Committee on the Judiciary, on bill "an act to make valid the marriage of Addison Monk and A. Josie Hammond," that the same ought not to pass, was accepted in concurrence.

The report of the Committee on Legal Affairs, on an order relating to the repeal and amendment of law relating to interest, that legislation thereon is inexpedient, which was accepted in the Senate, was returned from the House, non-concurring in the acceptance of the report, and referring the order to the Committee on the Judiciary.

Senate adhered to its former vote.

Mr. BAKER, from the Committee on State Lands and State Roads, on petition of the executors of the estate of the late Alfred

Veazie, for reimbursement for money paid the State for right to cut timber and grass, submitting a "resolve in favor of the executors of Alfred Veazie."

The report was accepted, and on motion by Mr. HARRIS the resolve was laid on the table to be printed.

Communication from J. O. Smith, Deputy Secretary of State, transmitting report of the Attorney General of Maine for the year 1879, was read, and the report referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. HAWES presented the petition of William W. Thomas and others, for the repeal of the law of 1879, reducing the number and salaries of the Judges of the Supreme Judicial Court, which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. HARRIS presented petition of Joel M. Marshall and others, to incorporate the South Buxton Cemetery Association, and to legalize certain acts, which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. THOMPSON presented petition of Hallett Hamlin and others; also

Petition of James Benner and others, severally for the enactment of a law requiring sealed ballots to be cast at elections;

Mr. HARRIS presented bill "an act to incorporate the Steam Heating and Power Company;"

Which were referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. HARRIS presented petition of Zachariah Chaffee, Trustee of the A. & W. Sprague Manufacturing Company, to be relieved from building a fishway, which was referred to the Committee on Interior Waters.

Sent down for concurrence.

Mr. WAKEFIELD presented petition of citizens of Berwick, to be set off from the town of Berwick and annexed to South Berwick; also

Petition of citizens of the town of South Berwick in favor of same; Were severally referred to the Committee on Towns.

Sent down for concurrence.

Mr. THOMPSON presented petition of Mark Marshall and others, for change in the lobster law of 1879 ;

Mr. COOMBS presented remonstrance of E. W. Cleaves and others, against repeal of chapter 112 of the public laws of 1879 ;

Were severally referred to the Committee on Fisheries.

Sent down for concurrence.

On motion by Mr. STRICKLAND,

Ordered, That the Committee on the Judiciary be instructed to inquire into the expediency of providing by law for the holding of one term of the Supreme Judicial Court at Caribou, in the county of Aroostook, and report by bill or otherwise ;

On motion by Mr. DINGLEY,

Ordered, That the Committee on Mercantile Affairs and Insurance inquire into the expediency of making a geological survey of the State of Maine ;

On motion by Mr. HAWES,

Ordered, That the Committee on Railroads be instructed to inquire into the expediency of amending or changing the law in relation to limitation tickets, so called ;

Were read and passed.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill "an act to amend 'an act entitled an act to incorporate the city of Bangor,' approved February 12, 1834 ;"

"Resolve in favor of the town of Machias ;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following bill and resolve :

Bill "an act to incorporate the York County Game and Fish Society ;"

"Resolve for the purchase of a safe for the Secretary of State's office ;"

Were each read a second time, and passed to be engrossed in concurrence.

On motion by Mr. HAWES, the bill to incorporate the Ocean Street Railroad Company was taken from the table.

The same Senator offered the following amendments :

Amendment "A," section 1, is amended by substituting the word "shall" for the word "may" in the twentieth line thereof. Amendment "B," section 2, is amended by striking out all after the word "railroad" in the eighth line, and inserting the following: "Said corporation shall keep and maintain in repair such portion of the streets, town or county roads as shall be occupied by the tracks of its railroad, and shall make all other repairs of said streets or roads which may be rendered necessary by the occupation of the same by said railroad. And said corporation shall be liable for any loss or damage which any person may sustain by reason of any carelessness, neglect or misconduct of its agents or servants." Amendment "C," section 5, is amended by inserting in the first line thereof, before the word "the," the words, "the form and manner of construction, and." Amendment "D," Section 7, is amended by inserting in the twelfth line, between the words "than" and "years," the word "thirty," and in the fourteenth line, between the words "of" and "per cent.," the word "six." Amendment "E." By inserting the following section: Section 4. Nothing in this act shall be construed to prevent the authorities of said town from entering upon or taking up any of the streets, town or county roads occupied by said railroad, for any purpose for which they may now lawfully take up the same. Amendment "F." By changing the numbering of all the sections after and including section 4, to conform to the amendment. Amendment "G." By adding the following: Section 13. This act shall take effect when approved.

The amendments were adopted, and the bill as amended per sheets "A," "B," "C," "D," "E," "F" and "G," passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills, reported as truly and strictly engrossed the following bills and resolve :

Bill "an act to amend chapter 161, section 2 of the public laws of 1879, in relation to the State Valuation."

Bill "an act to amend section 9 of chapter 32 of the revised statutes, relating to days of grace."

"Resolve in favor of John Anderson, of Island Falls."

These bills were each passed to be enacted, the resolve finally passed in concurrence, and having been signed by the President,

were by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH,
Adjourned.

C. W. TILDEN, *Secretary*.

TUESDAY, FEBRUARY 10, 1880.

Prayer by Rev. Mr. Fogg of Augusta.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary inquire what legislation is necessary in relation to proceedings in equity cases ;

That the Committee on the Judiciary inquire into the expediency of revesting all rights and property heretofore invested in the Cumberland and Oxford Canal Corporation and its mortgages, between Gambo Falls and Portland, in said corporation and its mortgages ;

That the Committee on the Judiciary be requested to examine the laws relating to sanitary measures, and ascertain if any additional legislation is necessary to prevent disease ;

That the Committee on the Judiciary be directed to inquire into the expediency of amending the charter of the city of Calais in relation to the election of assessors of taxes ; also that the same Committee inquire into the expediency of amending the law relating to administrators ;

That the Committee on the Judiciary be requested to inquire if any further legislation is required relating to process of forcible entry and detainer ;

That the Committee on Legal Affairs ascertain what legislation is necessary to make legal a tax assessed upon the wild lands in Somerset county for the year 1879 ;

That the Committee on Finance inquire what legislation is necessary in relation to taxes assessed in 1879 on unincorporated townships and tracts of land in the county of Oxford ;

That the Committee on Education inquire into the expediency of so amending the statute that Superintending School Committees and

Supervisors of Schools shall receive a fixed amount for their services instead of \$1.50 per day and necessary expenses as at present provided ;

The Senate concurring, that the first joint rule relating to the Joint Standing Committees be and hereby is changed by making the Committee on Fisheries read, on Fisheries and Game, and the Committee heretofore known as the Committee on Fisheries shall hereafter be known as the Committee on Fisheries and Game ;

Were read and passed in concurrence.

Petition of George C. Lord and 110 others, relating to taking porgies ;

Petition of John R. Bean and 35 others, in relation to same ;

Petition of George A. Curran, William Duran and 100 others of Calais, for repeal of the porgie law ;

Bill "an act to amend section 10, chapter 75 of the public laws of 1878, relating to fisheries ;"

Bill "an act to amend section 1, chapter 75 of the public laws of 1878, relating to fisheries ;"

Bill "an act to enlarge the powers and duties of Fish Commissioners ;"

Petition of Volney A. Sprague and others, for repeal of chapter 249 of special laws of 1873 ;

Remonstrance of James R. Long and 94 others, against the repeal of the porgie law ;

Petition of Thomas W. Hyde and 33 others, for repeal of the porgie law ;

Bill "an act to allow David Masterman of Weld to construct and maintain a fish pond in said town ;"

Petition of David Masterman and A. D. Russell in aid of same ;

Remonstrance of J. C. Condon and 117 others, against altering or repealing the law regulating the fishery business ;

Were referred to the Committee on Fisheries in concurrence.

Bill "an act to incorporate the Commercial Club ;"

Bill "an act in relation to service of processes on sheriffs, deputy sheriffs, coroners and constables in certain cases ;"

Bill "an act to abolish the use of private seals upon certain instruments in writing ;"

Petition of members of Washington county bar, for restoration of number and salary of Supreme Judges ;

Bill "an act to amend chapter 74 of the public laws of 1878, entitled an act in relation to the insolvent laws of Maine ;"

Petition of D. N. Mortland and others, to amend the city charter of Rockland, relating to the election of Mayor, with bill ;"

Bill "an act to make women eligible to any office ;"

Petition of D. R. Hastings and others, of Oxford County Bar, for restoration of the eighth Judge to the Supreme Judicial Court ;

Were referred to the Committee on the Judiciary in concurrence.

Bill "an act to amend section 7, chapter 215 of the private and special laws of 1867," was referred to the Committee on Legal Affairs.

Petition of James A. Healley and others, for aid for St. Elizabeth Orphan Asylum ;

Petition of the Female Orphan Asylum for State aid ;

Were referred to the Committee on Financial Affairs in concurrence.

Petition of William Seavey and 114 others, for an act to prevent throwing rocks into Swett's pond in the town of Orrington ;

Petition of W. P. Hubbard and others, for the privilege of extending a wharf into tide waters in the town of Bluehill ;

Petition of Foster D. Spaulding of Richmond, for authority to build and maintain dams in Parlin's Pond Stream and to incorporate the Parlin Pond Dam Company ;

Remonstrance of George L. Smith and others, against petition of Isaac Bagnal ;

Were referred to the Committee on Interior Waters in concurrence.

Petition of H. M. Kimball of Gorham Normal School, for balance of salary ;

Petition of C. W. Fenn of Gorham Normal School, for balance of salary ;

Petition of Harriet A. Deering, for balance of salary as teacher at Gorham Normal School ;

Were referred to the Committee on Claims in concurrence.

Petition of L. Lundvall and 50 others of New Sweden, for aid to build bridges in said plantation, was referred to the Committee on Ways and Bridges in concurrence.

Petition of J. J. H. Whitten and others of Etna, for a law for the more thorough organization of the military, was referred to the Committee on Military Affairs in concurrence.

Report of the Committee on Ways and Bridges, on petition of the Selectmen of Caribou, for the erection of piers and booms to protect the bridge over the Aroostook river, submitting bill "an act entitled an act to authorize the inhabitants of the town of Caribou to build and maintain piers and booms for the protection of the bridge over the Aroostook river in said town."

Report of the same Committee, on bill entitled an act additional to the act of 1868, chapter 453, submitting a bill in a new draft, entitled bill "an act additional to the act of 1868, chapter 453, to establish a ferry across Penobscot river, between Ayer's Falls and Marsh Rips."

Report of the Committee on Fisheries, on petition of P. P. Friend and others, for enactment of law to prevent the destruction of eels and smelts in Salt pond and its tributaries, in the towns of Sedgwick and Bluehill, in the county of Hancock.

Report of the same Committee, on petition of Morrill Sprague and others, for a law for the better protection of fish in Dexter pond, submitting a bill to regulate the taking of fish in Dexter pond.

The reports were accepted, and the several bills each read once, and to-morrow assigned for their second reading.

Mr. STRICKLAND of Aroostook presented petition of A. L. Ireland and others ;

Petition of J. Cary and others ;

Petition of Levi Day and others ;

Petition of Philander S. Goud and others ;

Petition of Nathan S. Lufkin and others ;

Petition of W. A. Vaughn and others, and

Petition of William McAllister and others,

that the February term of the Supreme Judicial Court of Aroostook county may be held at Caribou, in said county.

Were referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. ATWELL presented petition of E. H. Hunting and others, for an act of incorporation of the Ragged Lake Dam Company,

with bill accompanying was referred to the Committee on Interior Waters.

Sent down for concurrence.

Mr. COOMBS presented remonstrance of Samuel Bibber and others, against the repeal of the porgie law, which was referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. SMITH, from the Committee on the Governor's message, on an order relating to the same, submitted the following report:

That so much of the message as relates to the national condition and usurpation of power, be referred to the Committee on Federal Relations.

That so much of the message as refers to State finances be referred to the Committee on Financial Affairs.

That so much of the message as relates to State valuation be referred to the Committee on State Valuation.

That so much as relates to biennial sessions be referred to the Committee on the Judiciary.

That so much of the message as relates to education be referred to the Committee on Education.

That so much of the message as relates to temperance, be referred to the Committee on Temperance.

That so much as relates to the military be referred to the Committee on Military Affairs.

That so much of the message as refers to agriculture be referred to the Committee on Agriculture.

(Signed)

ANDREW R. G. SMITH, } *For the*
E. ROWELL, } *Committee.*

The report was accepted, and on motion by Mr. SMITH, laid on the table.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to consolidate the Hampden Silver Mining Company and the Dunton Silver Mining Company of Hampden."

On motion by Mr. DINGLEY,

Ordered, That the same lie on the table and be printed.

Bill "an act to enable the Cumberland and Oxford Canal Corporation to make sale of its property to be used for railroad purposes."

On motion by Mr. HARRIS,

Ordered, That the bill lie on the table.

Bill "an act to amend 'an act to incorporate the Richardson Wharf Company,' approved April 2, 1856 ;"

Bill "an act to extend the time for the completion of the Bangor and Piscataquis Railroad ;"

Were each read a second time and passed to be engrossed in concurrence.

On motion by Mr. BARRETT,

Ordered, That the Committee on Financial Affairs be instructed to inquire into the expediency of repealing the insolvent act ;

On motion by Mr. EMERY,

Ordered, That the Committee on the Judiciary inquire into the expediency of changing the law in relation to hawkers and peddlers, and report by bill or otherwise ;

On motion by Mr. PARCHER,

Ordered, That the Committee on Legal Affairs be instructed to inquire into the expediency of amending chapter 27, section 14 of the revised statutes, that the commission to furnish towns with pure liquor be paid a salary instead of a commission ;

Were read and passed.

Sent down for concurrence.

On motion by Mr. HARRIS,

Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, FEBRUARY 11, 1880.

Prayer by Rev. Mr. REDLON of Hallowell.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary inquire whether and how the laws should be amended in relation to taxation of railroads ;

That the Committee on the Judiciary inquire into the expediency of amending section 25, chapter 49 of the revised statutes, in the eighth line, by changing the word " notes " to " policies," so as to read when amended " in proportion to the amount of their policies ;"

That the Committee on Legal Affairs ascertain what legislation, if any, is necessary for the protection of persons whose notes are obtained by fraud ;

That the Committee on Federal Relations be directed to inquire into the necessity of procuring copies of the maps of the survey of the Eastern boundary of the State, and report all the facts and probable expense ;

That the Committee on Finance be instructed to inquire into the expediency of amending the laws so as to prevent money being drawn from any appropriation for other purposes than that for which the appropriation was made ;

That the Clerk be directed to make up the pay of W. J. Smith, Folder of the last House, for — days, at two dollars per day with the usual mileage ;

Were read and passed in concurrence.

Petition of Ephraim Thompson and others, for a law to remunerate persons who develop deposits of minerals on the lands of others, was referred to the Committee on Legal Affairs in concurrence.

Petition of J. F. Sprague and others, for an act of incorporation of the Eastern Slate Company, was referred to the Committee on Manufactures in concurrence.

Resolves from the town of South Thomaston, against bridging tide waters from Elwell's Point to Spruce Head Island, in the town of South Thomaston ;

Remonstrance of H. P. Babb and others, against the same ;

Were referred to the Committee on Ways and Bridges in concurrence.

Petition of Albert Worthley and others, for a change of the game law ;

Bill "an act authorizing Frank S. Chase and James J. Pray to dredge bars, remove boulders and navigate Messalonskee stream by steam ;"

Were referred to the Committee on Interior Waters in concurrence

Resolve in favor of Eugene Michaud, with statement of facts, was referred to the Committee on State Lands and State Roads in concurrence.

Petition of R. D. Richardson and others, for an amendment to the prohibitory law, so as to include cider among intoxicating liquors ;

Resolve in favor of temperance for the better enforcement of the prohibitory law ;

Were referred to the Committee on Temperance in concurrence.

Petition of J. G. Record and others, that part of the land owned by said Record in Crystal Plantation be set off and annexed to Sherman ;

Petition of G. L. Farrand and others ; also

Petition of G. B. Daggett and others, that Ward 7 may be set off from the city of Rockland and incorporated into a separate town ;

Were referred to the Committee on Towns in concurrence.

Remonstrance of William L. Prince and others ;

Remonstrance of A. R. Littlefield and others, severally, against the petition of citizens of Portland against a change of the boundary line between said city and the town of Cumberland ;

Were referred to the Committee on Towns in concurrence.

Petition of A. G. Hunt and others, for a law prohibiting the catching of fish in certain lakes in Aroostook county ;

Petition of W. H. Hodgman and others, for an act prohibiting building weirs in a certain portion of Georges river ;

Petition of William T. Pearson and others, for repeal of sections 9 and 21, chapter 143 of the laws of 1879, relating to the propagation of fish, and a change in the close time for taking fish ;

Were referred to the Committee on Fisheries in concurrence.

Petition of J. E. Burnham and others, that chapter 200 of the laws of 1877, relating to mischievous dogs, be re-enacted ;

Petition of Edwin Flye and others, for further protection of agricultural societies ;

Were referred to the Committee on Agriculture in concurrence.

Petition of the City Council of Bath, to amend chapter 91, section 4 of the acts of 1878 ;

Petition of C. G. Moffitt and others, for a change in the charter of the city of Rockland ;

Petition of Walter Mansur and others, for a charter and authority to associate themselves with others for the purpose of supplying the town of Houlton with pure water ;

Petition of J. G. Soule and others, that the number and salaries of the Judges of the Supreme Judicial Court be restored ;

Petition of Harvey D. Hadlock and others for the same ;

Were referred to the Committee on the Judiciary in concurrence.

Report of the Committee on the Judiciary, on petition of Davis Tillson and others, for a charter to supply the citizens of Rockland with water from natural springs or artesian wells, submitting bill "an act to incorporate the Artesian Water Company."

The report was accepted in concurrence, the bill read once and to-morrow assigned for its second reading.

Report of the Committee on Legal Affairs, on an order relating to organization of mining and manufacturing corporations, submitting bill "an act amendatory of and additional to section 2 of chapter 65 of the public laws of 1876."

The report was accepted in concurrence, the bill read once and to-morrow assigned for its second reading.

The report of the Committee on Fisheries, on petition of Charles E. Purrington and others, that the law of 1879, relating to river fisheries, be amended, submitting bill "an act to amend chapter 84 of the public laws of 1879, relating to river fisheries."

The report was accepted in concurrence, the bill read once and to-morrow assigned for its second reading.

Mr. LAMSON of Sagadahoc, presented petition of C. W. Larabee and others of Sagadahoc County Bar, for restoration of the salary and number of Judges of the Supreme Judicial Court ;

Mr. THOMPSON presented petition of J. C. Ingraham and others, for passage of a law requiring a sealed ballot at elections ;

Were referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. THOMPSON presented bill to authorize the Commissioners of Knox county to locate and establish a highway across Georges river, which was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Mr. STRICKLAND presented remonstrance of Freeman Y. Pierce against making valid the doings of Reed Plantation, which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to amend 'an act to establish a police court in the city of Rockland,' approved March 14, 1861, so as to give the judge of said court the fees in lieu of salary," reported that the same ought to pass.

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

Mr. CORNISH, from the Committee on Manufactures and Insurance, on petition of H. W. Wight for change of statute in reference to the fees of inspectors of lime and lime casks, submitting bill "an act regulating the fees of inspectors of lime and lime casks, and their deputies."

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

Printed bill and resolve :

Bill "an act to consolidate the Hampden Silver Mining Company and the Dunton Silver Mining Company of Hampden, Maine," was read a second time and passed to be engrossed in concurrence.

"Resolve in favor of executors of Alfred Veazie" was read, and On motion by Mr. ELLIS,

Ordered, That the resolve be indefinitely postponed.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act additional to the act of 1868, chapter 453, to estab-

lish a ferry across the Penobscot river between Ayer's Falls and Marsh Rips ;"

Bill "an act to regulate the taking of fish in Dexter pond ;"

Bill "an act to authorize the inhabitants of the town of Caribou to build and maintain piers and booms for the protection of the bridge over the Aroostook river in said town ;"

Bill "an act to prevent the destruction of smelts and eels in Salt pond and its tributaries, in the towns of Bluehill, Sedgwick and Brooklin ;"

Which were each read a second time, and passed to be engrossed in concurrence.

On motion by Mr. SMITH, the report of the Committee on the Governor's Message was taken from the table.

Mr. SMITH submitted the following amendments :

Amendment "A." To amend second line by striking out the words "and usurpation of power." Amendment "B." To amend by inserting after the word "relations," in the the third line, the following: "That so much of the message as relates to usurpation of power, be referred to the Special Committee on Investigation of Election Returns."

The amendments were adopted, and the report as amended per sheets "A" and "B" sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill "an act to incorporate the Gardiner Water Power Company ;"

Bill "an act to ratify and confirm the mortgage of the Bucksport and Bangor Railroad Company ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. DINGLEY, the order for appointment of a Special Committee on Senatorial Votes, was taken from the table, and on motion by the same Senator, was indefinitely postponed.

Mr. ATWELL, at his request, was excused from serving on the Special Committee on Investigation of Election Returns, and the PRESIDENT appointed Mr. Strickland of Aroostook, to fill the vacancy in said Committee.

On motion by Mr. STRICKLAND,

Ordered, That the Committee on the Judiciary inquire into the expediency of providing by law that copies of deeds from the State records in the Land Office, may be recorded in the Registry of Deeds in the county where the land lies, with the same effect as if the original deed had been recorded.

On motion by Mr. SMITH,

Ordered, That the Committee on Financial Affairs inquire whether the expenses of appropriations for the State can in any way be curtailed, that more money may be appropriated for school purposes, and in what direction.

On motion by Mr. DEARBORN,

Ordered, That the Committee on Agriculture be instructed to inquire whether any further legislation may be expedient in relation to the Board of Agriculture and bounties to Agricultural Societies, and report by bill or otherwise.

Sent down for concurrence.

On motion by Mr. STRICKLAND,

Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, FEBRUARY 12, 1880.

Prayer by Rev. Mr. ALLEN of Farmington.

Journal of yesterday was read.

Papers from the House :

That the Committee on Legal Affairs be directed to inquire whether the law relating to fees of trial justices and other officers may not be amended, so as to prevent the issuing of warrants and other papers in cases without sufficient cause, and thus save the large amounts now paid out by the counties under the present practice ;

That the Committee on Education inquire into the expediency of requiring students of the State Normal Schools to pay a tuition, so as to pay in part the salaries of the teachers of those schools ;

That the Committee on Education be instructed to examine the law in relation to certificating teachers for the public schools, and report whether any additional legislation is needed to render said law more well defined and more explicit;

That the Committee on Education inquire into the expediency of so amending the laws of the State relating to common schools, that more money may be raised annually for the support of such schools;

Were read and passed in concurrence.

That the Joint Standing Committees of the Legislature be requested to report finally upon all matters before them on or before the 25th instant, was read and passed in concurrence.

Petition of Joseph Granger and others, in reference to the Judges of the Supreme Judicial Court, was referred to the Committee on the Judiciary in concurrence.

Petition of Margaret C. Small and others, for passage of resolution in favor of female suffrage, was referred to the Committee on Legal Affairs in concurrence.

Petition of Hollis Bowman, President of the Penobscot Mutual Fire Insurance Company, in relation to the closing of the business of said company, with bill accompanying, was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

Petition of Arad Thompson and others, to be reimbursed for an over-payment of money to the State for Township No. 7, Range 9, N. W. P., purchased by them from the State, by deed dated November 27, 1867, was referred to the Committee on Claims in concurrence.

Petition of W. R. Close, for permission to build a wharf at Owls Head, was referred to the Committee on Commerce in concurrence.

Petition of C. H. Hibbard and others, for protection of migratory quail, was referred to the Committee on Fisheries in concurrence.

Petition of W. M. Walker and others, in aid of the petition for amendment to the charter of the Eliot Bridge Company, was referred to the Committee on Ways and Bridges in concurrence.

Petition of Julia M. Carter, to authorize the town of Bradley to pay her for services as school teacher in said town, was referred to the Committee on Education in concurrence.

Bill "an act to amend section 1 of chapter 256 of the public laws of 1874, relating to the Insane Hospital," was referred to the Committee on Insane Hospital in concurrence.

Report of the Committee on Claims, on petition of Mrs. Samuel Lamson, for stumpage on timber cut on lot 112, Township 11, Range 3, Aroostook county, that the petitioner have leave to withdraw.

Report of the same Committee, on petition of Nathan Bartlett of the town of Grafton, that he may be allowed a pension for the year 1875, that the petitioner have leave to withdraw.

Report of the same Committee, on a resolve in favor of the St. Croix and Penobscot Railway Company, that the same ought not to pass.

Report of the Committee on Towns, on petition of Frederick Frye and others of the town of Dedham, that a division of said town be granted, that the petitioners have leave to withdraw.

The reports were severally accepted in concurrence.

Report of the Committee on Legal Affairs, on an order relating to the expediency of amending chapter 6, section 93 of the revised statutes, relating to taxes, reporting bill "an act to amend section 93 of chapter 6 of the revised statutes, relating to taxes."

The report was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

Mr. DINGLEY, from the Committee on Banks and Banking, on petition of the President and Trustees of the People's Twenty-Five Cent Savings Bank of Bath, that the tax on deposits may be reduced, reported that the petitioners have leave to withdraw.

Report accepted. Sent down for concurrence.

The same Senator, from the Committee on Legal Affairs, on bill "an act to amend the Auburn Aqueduct Company," reported that the same ought to pass.

The report was accepted, the bill read once, and to-morrow assigned for its second reading.

Mr. HARRIS, from the Committee on Legal Affairs, on an order relating to the expediency of amending chapter 6, section 40 of the revised statutes, so that the poll tax shall not exceed two dollars, reported that legislation thereon is inexpedient.

The report was accepted. Sent down for concurrence.

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of M. S. Drummond and Wm. H. McCrillis, for an act of incorporation for log driving, reported that the petitioners have leave to withdraw.

The same Senator, from the Committee on Interior Waters, on petition of H. N. Egery and others, for amendment of charter of Katahdin Dam Company, reported that the petitioners have leave to withdraw.

The reports were severally accepted.

Sent down for concurrence.

Mr. ATWELL, from Committee on Interior Waters, on bill "an act to incorporate the Seboois Log Driving Company," reported that the same ought to pass.

The report was accepted, the bill read once and to-morrow assigned for its second reading.

Mr. HAWES, from the Cumberland County Delegation, on an order relating to reducing the salary of the Judge of Probate for Cumberland county, reported legislation inexpedient.

The report was accepted.

Sent down for concurrence.

Printed bills:

Bill "an act regulating the fees of inspectors of lime and lime casks, and their deputies;"

Bill "an act to amend 'an act to establish a police court in the city of Rockland,' approved March 14, 1861;"

Were read once and to-morrow assigned for their second reading.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to incorporate the Artesian Water Company;"

Bill "an act to amend chapter 84 of the public laws of 1879, relating to river fisheries;"

Were each read a second time, and passed to be engrossed in concurrence.

Bill "an act amendatory of and additional to section 2, chapter 65 of the public laws of 1876."

Pending its passage to be engrossed, Mr. DINGLEY presented an amendment marked "A." Amend by adding after the word

“repealed,” in the thirty-first line of second page, “and sections 18 and 19 of chapter 48, revised statutes, except so far as modified by this act, are hereby continued in force.”

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

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill and resolves :

Bill “an act to incorporate the York County Game and Fish Society.”

“Resolve to provide for a State valuation.”

“Resolve for the purchase of a safe for the Secretary of State’s office.”

The bill was passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. DINGLEY, the bill to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads, was taken from the table.

The same Senator offered the following amendment marked “A.” Amend by striking out all after word “city,” in the nineteenth line, printed bill, to the word “there,” in the twenty-first line, printed bill.

Pending the adoption of the amendment, on motion by Mr. BARKER, the bill was laid on the table.

On motion by Mr. ELLIS,
Adjourned.

C. W. TILDEN, *Secretary.*

FRIDAY, FEBRUARY 13, 1880.

Prayer by Rev. Mr. BRADLEY of Gardiner.

Journal of yesterday was approved.

Papers from the House :

That the Committee on Legal Affairs, inquire into the expediency of so changing the trustee law, so as to make the lowest sum for which a party may be trustee, ten dollars instead of five dollars, as now provided by statute ;

That the Judiciary Committee be instructed to inquire into the expediency of so amending the laws relating to poor debtors, so that any person who is entitled to take the oath as by law provided, shall be entitled to have said oath administered without cost to said debtor, unless said debtor discloses property not by law exempt ;

Were read and passed in concurrence.

Petition of C. A. Cushman and others, for renewal of pension in favor of Almira E. Cobb, was referred to the Committee on Pensions in concurrence.

Petition of A. S. Rice and others, to increase the number of Judges of the Supreme Judicial Court, was referred to the Committee on the Judiciary in concurrence.

Remonstrance of John Marston and others, against the repeal of the lobster law, was referred to the Committee on Fisheries in concurrence.

“ Resolve in favor of Lewey Mitchell, Representative of the Passamaquoddy tribe of Indians ;”

“ Resolve in favor of Lola Cola, Representative of the Penobscot tribe of Indians ;”

Were each twice read, under the suspension of the rules, and passed to be engrossed in concurrence.

Report of the Committee on Legal Affairs, on an order as to providing by statute for a uniformity of ballots in size and appearance to be used at all elections, that the same be referred to the Committee on the Judiciary, was accepted in concurrence.

Report of the Committee on Ways and Bridges, on an order relating to chapter 206, section 65 of the public laws of 1877, and chapter 156, section 3 of the laws of 1879, that legislation thereon is inexpedient, was accepted in concurrence.

Report of the Committee on the Judiciary, on petition of D. N. Mortland and others, to amend the charter of the city of Rockland, relating to the election of mayor, reporting bill "an act entitled an act to amend 'an act to incorporate the city of Rockland,'" that the same ought to pass.

Report of the Committee on the Judiciary on petition of George E. B. Jackson and others, for a change of the name of the Trustees of the Fund for the support of the Episcopate of the Protestant Episcopal Church in the Diocese of Maine, reporting in a new draft bill "an act to change the name of the Trustees of the Fund for the support of the Episcopate of the Protestant Episcopal Church in the Diocese of Maine."

Report of the same Committee, on an order relating to an amendment of chapter 90 of the public laws of 1879, submitting bill "an act to amend chapter 90 of the public laws of 1879."

The reports were severally accepted in concurrence, the bills read once, and to-morrow assigned for their second reading.

Mr. FLINT presented petition of John F. Sprague and others, for lien for hauling slate;

Mr. RANKINS presented petition of A. H. Walker and others, for restoration of the number of Judges of the Supreme Judicial Court;

The same Senator presented petition of David R. Hastings and others, for same;

Which were referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. DINGLEY, from the Committee on Legal Affairs, on petition of Margaret C. Small and others, relating to the right of suffrage, reported that the petition be referred to the Committee on Federal Relations.

The report was accepted.

Sent down for concurrence.

Mr. PARCHER, from the Committee on Ways and Bridges, on bill "an act to amend the charter of the Eliot Bridge Company," reported that the same ought not to pass.

Mr. DINGLEY, from the Committee on Legal Affairs, on "resolve to provide for a State Valuation," reported that the same ought not to pass.

Mr. HARRIS, from the Committee on Interior Waters, on bill to authorize F. C. Hewey to navigate Rangely lake by steam, reported that the same ought not to pass.

These reports were severally accepted.

Sent down for concurrence.

Mr. ATWELL, from the Committee on Pensions, on petition of Benjamin M. Nutter, for State pension, reported a "resolve in favor of Benjamin M. Nutter."

The report was accepted, and the resolve laid on the table and ordered printed under the Joint Rules.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act additional to chapter 67 of the revised statutes, concerning minors and guardians," reported that the same ought to pass.

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That when the Senate adjourn it be to meet at nine o'clock to-morrow morning.

Mr. HARRIS, from the Committee on Interior Waters, on bill "an act to amend chapter 311 special laws of 1876, entitled 'an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam,'" reported that the same ought to pass.

The report was accepted, and on motion by Mr. HAWES, the bill was laid on the table and ordered printed.

"Resolve in favor of Lola Cola, Representative of the Penobscot tribe of Indians;"

"Resolve in favor of Lewy Mitchell, Representative of the Passamaquoddy tribe of Indians;"

Were each read a second time under the suspension of the rules, and passed to be engrossed in concurrence.

The Committee on Bills in the Second Reading, reported the following bills:

Bill "an act to amend section 93, chapter 6, of the revised statutes, relating to taxes," was read a second time and passed to be engrossed in concurrence.

Bill "an act to amend 'an act to establish a police court in the city of Rockland,' approved March 14, 1861."

Bill "an act additional to the acts establishing the Auburn Aqueduct Company, and increasing the capital stock of said company, and to make valid certain acts of said company."

These bills were each read a second time and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following bills and resolve :

Bill "an act to incorporate the Seboois Log Driving Company."

Pending its passage to be engrossed, Mr. DINGLEY offered the following amendment, marked "A : " Amend by striking out in the twenty-first and twenty-third lines, the word "ten," and insert the word "twenty" instead ; also amend section 6, in the twelfth line, by striking out "ten" and inserting "twenty" instead.

The amendment was adopted, the bill read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act regulating the fees of inspectors of lime and lime casks and their deputies."

Mr. CORNISH offered the following amendment, marked "A : " In fourth line of section 1, the word "the" be inserted after the word deputy, so that said section as amended shall read as follows : "The fees of inspectors of lime and lime casks, and their deputies, shall be one-half mill for each cask inspected and branded, and each inspector shall receive from his deputy the one-half mill for each cask inspected and branded by the deputy."

The amendment was adopted, and the bill read a second time and passed to be engrossed.

Sent down for concurrence.

"Resolve for the appointment of a commission to revise the militia laws," was read a second time.

Mr. DINGLEY offered the following amendment, marked "A : " "Said commission shall be no expense to the State except in actual expenses incurred by same."

The resolve as amended passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill "an act to compel certain officers whose terms have expired to deliver moneys and other property to their successors ;"

Bill "an act to extend the time for the completion of the Bangor and Piscataquis Railroad ;"

Bill "an act to amend 'an act to incorporate the Portland Turnverein ;'"

Bill "an act to amend 'an act to incorporate the Richardson Wharf Company,' approved April 2, 1856 ;"

Bill "an act to regulate the taking of fish in Dexter pond ;"

Bill "an act to consolidate the Hampden Silver Mining Company and the Dunton Silver Mining Company of Hampden, Maine ;"

Bill "an act to authorize the inhabitants of Caribou to build and maintain piers and booms for the protection of the bridge over the Aroostook river in said town ;"

Bill "an act to amend an act entitled 'an act to amend an act for supplying the city of Bangor with pure water, approved February 22, 1875,' approved February 11, 1876 ;"

Bill "an act to prevent the destruction of smelts and eels in Salt pond and its tributaries, in the towns of Bluehill, Sedgwick and Brooklin ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. THOMPSON,
Adjourned.

C. W. TILDEN, *Secretary.*

SATURDAY, FEBRUARY 14, 1880.

Prayer by Rev. Mr. ALLEN of Farmington.

Journal of yesterday was approved.

Papers from the House :

That the Committee on the Judiciary be directed to inquire into the expediency of providing by law that the Inspectors and Warden of the State Prison, with the approval of the Governor and Council, may lease the labor of convicts in said prison, and report by bill or otherwise ;

That the Judiciary Committee be instructed to inquire into the expediency of so amending the Constitution that the Council shall be elected by the people of the several Councillor districts by a plurality vote ; also as to the expediency of having all State officers elected by a plurality vote of the people ;

That the Committee on Federal Relations be requested to examine the pilot laws of the several seaboard States, so far as practicable, and such papers as may be presented on the subject, and if upon careful examination said pilot laws shall be found unjust and detrimental to the shipping interest, that instructions may be sent by this Legislature to our Senators and Representatives in Congress to use their best endeavors to secure the enactment of a National pilot law by Congress that shall be just and equitable to all ;

Were read and passed in concurrence.

Petition of the citizens of Mapleton plantation, for an act of incorporation, was referred to the Committee on Towns in concurrence.

Petition of members of Piscataquis Bar, for restoration of salary of County Attorney of said county ;

Remonstrance of John Sincock and others, against the repeal of law relating to toll on buckwheat and Indian wheat ;

Bill " an act to provide for danger signals on railroads in certain cases ;"

Were each referred to the Committee on the Judiciary in concurrence.

Remonstrance of O. W. Davis, Jr., Treasurer of Katahdin Iron Works, against turning the waters of Pleasant river into the Kennebec river, was referred to the Committee on Interior Waters in concurrence.

Report of the Committee on the Judiciary on bill an act to amend acts relating to a municipal court for the city of Lewiston, reported the same in a new draft under title of bill "an act to amend acts relating to a municipal court for the city of Lewiston."

Report of the Committee on State Lands and State Roads, on a "resolve in favor of John M. Thurlough," that the same ought to pass.

These reports were severally accepted in concurrence, the bill and resolve each read once, and Monday assigned for their second reading.

Report of the York County Delegation, on petition of William Emery, County Attorney of York county, that a salary should be fixed by law as compensation to the County Commissioners and County Treasurer of said county, that the petitioner have leave to withdraw, was accepted in concurrence.

On motion by Mr. WAKEFIELD,

Ordered, That when the Senate adjourn it be to meet on Monday next at four o'clock, P. M.

Mr. FLINT presented petition of David T. Sanders and others, for a close time for the catching of trout in Wilson's pond, which was referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. HARRIS presented bill "an act to prevent the obstruction of business on certain public corporations," which was referred to the Committee on Railroads.

Sent down for concurrence.

Mr. CORNISH, from the Committee on Financial Affairs, on an order relating to appropriating more money for school purposes, reported legislation inexpedient;

Mr. HAWES, from the same Committee, on an order relating to mileage of members of the Legislature, reported legislation inexpedient;

Which were severally accepted.

Sent down for concurrence.

Mr. HAWES, from the Committee on Financial Affairs, on an order relating to the pay of W. J. Smith, Folder of the last House, reported that the same ought to pass.

The report was accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading, reported the following bills:

Bill "an act to change the name of the Trustees of the Fund for the support of the Episcopate of the Protestant Episcopal Church in the Diocese of Maine;"

Bill "an act to amend an act to incorporate the city of Rockland;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported:

Bill "an act to amend chapter 90 of the public laws of 1879."

Mr. HAWES offered the following amendment, marked "A:" Amend title by adding after the word "seventy-nine" the words "crimes formerly capital."

The amendment was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following resolve:

"Resolve for the appointment of a commission to revise the militia laws," which was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH,
Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, FEBRUARY 16, 1880.

Prayer by Rev. Mr. PARK of Gardiner.

Journal of Saturday was approved.

A message was received from the House, by Mr. Smith, its Clerk, announcing the election of Hon. S. C. Hatch as Speaker, *pro tempore*.

Papers from the House :

Petition of municipal officers of Kingsbury, for relief from alien pauper expenses, was referred to the Committee on Claims in concurrence.

Petition of members of Piscataquis Bar, for increase of salary of County Attorney for said county ;

Petition of Charles H. Gilbert and others, for incorporation of Canton Bridge Company ;

Were referred to the Committee on the Judiciary in concurrence.

Remonstrance of Ezra Carter and others, against the petition of John M. Milliken and others, to abrogate the charter of the Southgate Dyking Company ;

Remonstrance of Lewis McKenney and others, against the same ;

Were referred to the Committee on Interior Waters in concurrence.

Bill "an act to amend section 2 of chapter 164 of the private and special laws of 1862," was referred to the Committee on Ways and Bridges in concurrence.

Bill "an act to protect ducks ;"

Bill "an act to protect quails ;"

Were referred to the Committee on Fisheries and Game in concurrence.

Remonstrance of Leigh & Wingate and others, against the petition for another bridge across the Kennebec river, was referred to the Committee on Ways and Bridges in concurrence.

Report of the Committee on Financial Affairs, on an order to inquire into the expediency of abolishing the office of pension agent, that the same ought not to pass ;

Report of the same Committee, on an order to inquire into the expediency of repealing the insolvency act, that the same be referred to the Committee on Legal Affairs.

These reports were each accepted in concurrence.

Report of the Committee on Legal Affairs, on bill "an act to establish a municipal court in the town of Waterville," that the same ought to pass.

Report accepted, the bill read once and to-morrow assigned for its second reading.

Report of the Committee on Reform School, on bill "an act entitled 'an act in relation to the Reform School,'" that the same ought to pass.

Report accepted. Bill tabled on motion of Mr. STRICKLAND.

Report of the Committee on Mercantile Affairs and Insurance, on petition of Hollis Bowman, President of the Penobscot Mutual Fire Insurance Company, submitting bill "an act additional to incorporate the Penobscot Mutual Fire Insurance Company."

Report of the Committee on Interior Waters, on petition of W. P. Hubbard and others, for authority to extend a wharf into tide waters in Bluehill, submitting bill "an act authorizing the erection of a wharf into the tide waters in the town of Bluehill."

Report of the Committee on the Judiciary, on an order to inquire into the expediency of providing by law for a more speedy hearing and trial of cases where the rights of persons to hold public offices are invalid, reporting bill "an act providing for the trial of causes involving the rights of parties to hold public offices."

The reports were severally accepted, the bills each read once and to-morrow assigned for their second reading.

Communication from S. J. Chadbourne, Secretary of State, transmitting the annual report of Trustees and Officers of the Insane Hospital, also the annual report of the Visiting Committee of that institution.

The communication was read and sent down, and the reports referred to the Committee on Insane Hospital.

Sent down for concurrence.

Mr. HAWES presented petition of H. Q. Wheeler and others, in aid of petition for a sewer act for the town of Deering, which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. BREWER presented remonstrance of Elias Milliken and others, against the construction of a bridge across the Kennebec river at Gardiner, which was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Printed bills :

Bill "an act to amend chapter 311, special laws of 1876, entitled 'an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam.'"

Pending the second reading of the bill, on motion by Mr. PAR-CHER, the bill was laid on the table.

Bill "an act additional to chapter 67 of the revised statutes, concerning minors and guardians ;"

"Resolve in favor of Benjamin M. Nutter ;"

Were each read once, and to-morrow assigned for their second reading.

The Committee on Bills in the Second Reading, reported the following bill :

Bill "an act to amend acts relating to a Municipal Court for the city of Lewiston," was read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following resolve :

"Resolve in favor of John M. Thurlough."

Pending its second reading, on motion by Mr. HARRIS the resolve was laid on the table.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act to incorporate the Artesian Water Company ;"

Bill "an act to amend chapter 84 of the public laws of 1879, relating to river fisheries ;"

Bill "an act amendatory of and additional to section 2, chapter 65 of the public laws of 1876, relating to business corporations ;"

Bill "an act to amend section 93 of chapter 6 of the revised statutes, relating to taxes ;"

“Resolve in favor of Lewy Mitchell, representative of the Passamaquoddy tribe of Indians ;” and

“Resolve in favor of Lola Cola, representative of the Penobscot tribe of Indians ;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH,
Adjourned.

C. W. TILDEN, *Secretary*.

TUESDAY, FEBRUARY 17, 1880.

Prayer by Rev. Mr. LINDSEY of Gardiner.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary be directed to examine into and report to this Legislature as to what change is needed to be made so that railroad and other corporations of the State may be made to bear their proper share of the burden of taxation ;

That the Committee on the Judiciary be directed to inquire into the expediency of changing the law in reference to the jurisdiction of justices of the peace and quorum ;

That the Committee on Interior Waters be requested to inquire into the expediency of legislation charging the building support of bridges on all rivers within the several counties to such counties instead of the towns as now provided by law ;

Were read and passed in concurrence.

Bill “an act in relation to taking testimony of witnesses in court,” was referred to the Committee on Legal Affairs in concurrence.

Petition of E. E. Livermore and others, for the restoration of the number and compensation of the Judges of the Supreme Judicial Court ;

Petition of Joseph Baker and others, in relation to the same matter ;

Bill "an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company ;"

Were each referred to the Committee on the Judiciary in concurrence.

Petition of John P. Perley and others, for permission to build a railroad between Bridgton and Portland, or intermediate points, was referred to the Committee on Railroads in concurrence.

Remonstrance of W. C. Hammond and others, against petition of Antoine Ouillette, relative to use of mills on Violette brook in Van Buren, was referred to the Committee on Interior Waters in concurrence.

Remonstrance of Sewall Milliken and others, against petition of John M. Milliken and others, to abrogate the charter of the Southgate Dyking Company, was referred to the Committee on Interior Waters in concurrence.

Remonstrance of Ed. Beaumont and others, against the repeal of the laws of 1878 and 1879, for regulation and protection of fisheries, was referred to the Committee on Fisheries in concurrence.

Remonstrance of H. S. Alexander and others ;

Remonstrance of Samuel S. Toothaker and others ;

Remonstrance of Lewis Leeson and others ;

Remonstrance of George R. Skolfield and others ;

Remonstrance of Shubael Merriman and others ;

Remonstrance of George D. Merrill and others ;

Remonstrance of Moses Bailey and others ; severally against bridge across Willis Straits, from Orr's Island to Bailey's Island in Harpswell ;

Were referred to the Committee on Ways and Bridges in concurrence.

Remonstrance of C. K. Evans and others ;

Remonstrance of John F. Berry and others ;

Remonstrance of Edwin B. Morrill and others ;

Remonstrance of N. B. Buxton and others ;

Remonstrance of G. A. Winship and others ;

Remonstrance of Y. L. Wilson and others ;

Remonstrance of W. H. Spear and others ; severally against the liquor traffic ;

Were referred to the Committee on Temperance in concurrence.

Report of the Committee on Towns, on petition of the City Government of Portland, for a new line of division between that city and the town of Cumberland, that the same be re-committed to the Committee on Towns, was re-committed in concurrence.

Report of the Committee on the Judiciary, on bill an act to abolish the Calais Municipal Court and for other purposes, reporting in new draft, bill "an act to abolish the Calais Municipal Court and other purposes."

Report accepted, and the bill laid on the table on motion by Mr. BRADFORD, and ordered printed.

Report of the Committee on Fisheries, on petition of Simeon Allen and others, for repeal of chapter 422 of the laws of 1874, reporting bill an act to repeal chapter 422 of the laws of 1874, entitled bill "an act to prevent the taking of eels in Southern bay in the towns of Brooksville and Penobscot."

Report of the same Committee, on petition of John Haley and others, for a law to prohibit the taking of blue-backed trout by nets, seines, &c., submitting bill entitled "an act for the protection of blue-backed trout."

Report of the Committee on Education, on bill "an act to incorporate the St. Xavier's School and Asylum," reported the same ought to pass.

Report of the Committee on Legal Affairs, on an order asking for an act to legalize the taxes assessed upon the wild lands in Somerset county for the year 1879, reported bill "an act authorizing the County Commissioners of the County of Somerset to re-assess certain taxes."

Report of the Committee on Education, on an order relating to the consolidation of schools in certain cases, reported a bill entitled "an act to amend section 1 of chapter 11 of the revised statutes, authorizing the consolidation of schools in certain cases."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Mr. FLINT presented bill "an act to prevent fast driving upon certain roads," which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. DINGLEY presented remonstrance of R. J. Bradbury and others, against the Lake Auburn Spring Company having the exclusive right to navigate Wilson pond by steam, was referred to the Committee on Interior Waters.

Sent down for concurrence.

Petition of Wm. A. Holbrook and others, for change in law in relation to taking of smelts in Casco Bay, was referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. SMITH, from the Committee on Maine State Year Book and Legislative Manual, on an order to negotiate for the purchase of the same, reported a "resolve for the purchase of the Maine State Year Book and Legislative Manual."

The report was accepted, the resolve read once, and to-morrow assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to provide for danger signals on railroads in certain cases," reported that the same be referred to the Committee on Railroads.

The report was accepted, and the bill referred to said Committee. Sent down for concurrence.

Mr. FERNALD, from the Committee on Ways and Bridges, on petition of E. G. Harlow and others, for appropriation for a bridge across the Androscoggin river at Dixfield, reported that legislation thereon is inexpedient.

Report accepted. Sent down for concurrence.

Mr. PARCHER, from the Committee on Ways and Bridges, on petition of Selectmen of Yarmouth and Freeport, that authority be granted for a stationery bridge across Pleasant river, reporting bill "an act in relation to the bridge over the east branch of Cousins river."

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act to establish a Municipal Court in the town of Waterville ;"

Bill "an act authorizing the erection of a wharf into the tide waters in the town of Bluehill ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bill and resolve :

Bill "an act additional to chapter 67 of the revised statutes concerning minors and guardians ;"

"Resolve in favor of Benjamin M. Nutter ;"

Which were each read a second time and passed to be engrossed. Sent down for concurrence.

Bill "an act additional to an act to incorporate the Penobscot Mutual Fire Insurance Company," was read a second time and passed to be engrossed in concurrence.

Subsequently, on motion by Mr. ATWELL, the vote whereby the above bill passed to be engrossed, was reconsidered, and on motion of the same Senator, laid on the table.

Bill "an act providing for the trials of causes involving the rights of parties to hold public offices."

Pending its passage to be engrossed, Mr. BRADFORD offered the following amendment, marked "A.:" Amend in section 2, second line, by adding letter "s" to word residence ; also in same section, eleventh line, after the word "in," add the word "hand ;" also in section 3, twelfth line, strike out the words "to be ;" also in section 4, in the fifth line, after the word "yield," add the word "up." The amendment was adopted, and on motion of the same Senator the bill was laid on the table.

The following communication from the Governor was received, which was read and referred to the Committee on Financial Affairs :

STATE OF MAINE.

EXECUTIVE DEPARTMENT, }
AUGUSTA, Feb. 17, 1880. }

To the President of the Senate and

Speaker of the House of Representatives :

In the message which I had the honor to submit to the Legislature on the 5th inst., brief reference was made to the great expense

brought upon the State by the recent political complications. At that time there were no means of making any estimate of such expense. Since then the bills of the police force and of the force under the Sheriff of the county of Kennebec, engaged at the Capitol, have been presented to the Governor and Council, and the bills of the military have been forwarded to the office of the Adjutant General, amounting in the aggregate to something less than twenty thousand dollars. The greater part of this expense, both of the military and the police, accrued before the present administration came into power. The employment of the force at the Capitol was first authorized either by my predecessor directly or by Gen. Chamberlain, who had special power delegated to him by Gov. Garcelon to protect the property and institutions of the State. Since the 17th day of January, the employment of all force has been authorized by the present Executive.

The men employed did good service for the State in time of need, and justice to them demands that prompt action on the part of the Legislature be taken to make the necessary appropriations for the payment of this expense.

DANIEL F. DAVIS.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill:

Bill "an act to incorporate the Ocean Street Railway Company," which was passed to be enacted in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. PARCHER,

Ordered, That the Committee on Legal Affairs inquire into the expediency of so amending the statute that the people may be more effectually protected against vagrants and tramps.

On motion by Mr. DINGLEY,

Ordered, That the Committee on Banks and Banking be instructed to inquire whether any change in section 36 of the laws of 1877, relating to savings banks, is necessary in order to enable the courts to make up a pro rata dividend provided for by said section.

On motion by Mr. BARRETT, bill "an act to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond," was taken from the table, and on motion by Mr. DINGLEY, the same was recommitted to the Committee on Interior Waters.

Sent down for concurrence.

On motion by Mr. HARRIS, the "resolve in favor of John M. Thurlough," was taken from the table, and on motion by Mr. DINGLEY, the same was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. BARKER, bill "an act to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads," was taken from the table. Amendment "A," offered by Mr. Diagley, adopted.

On motion by Mr. BARKER, the bill as amended was recommended to the Committee on State Lands and State Roads.

Sent down for concurrence.

The PRESIDENT appointed Mr. Ellis of Waldo, on the Committee on Legal Affairs, in place of Mr. Lamson of Waldo.

On motion by Mr. WAKEFIELD,
Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, FEBRUARY 18, 1880.

Prayer by Rev. Mr. MANSON of Gardiner.

Journal of yesterday was read.

Papers from the House :

That the Committee on the Judiciary be requested to inquire into the expediency of so amending the election laws as to allow soldiers who are public beneficiaries to vote in the towns and cities in which they reside ;

That the Committee on the Judiciary inquire into the expediency of binding in permanent form convenient for preservation and future use and reference, and indexing, any such papers and records pertaining to the lands in Maine as are now in the Land Office of the State ;

That the Committee on Financial Affairs be requested to inquire into the expediency of providing for a reduction of the mileage of members of the Legislature and State officers ;

Were read and passed in concurrence.

Petition of the members of the Aroostook Bar, for the restoration of the salary and number of Judges of the Supreme Judicial Court;

Bill "an act to amend chapter 114 of the revised statutes, relating to new trials for capital offences;"

Bill "an act to amend the city charter of the city of Augusta, approved July 23, 1849;"

Were referred to the Committee on the Judiciary in concurrence.

Bill "an act to authorize collectors of taxes to sue in their own names," was referred to the Committee on Legal Affairs in concurrence.

Petition of A. F. Drinkwater and others, for a charter to build a narrow gauge railroad from Bucksport to Ellsworth, was referred to the Committee on Railroads in concurrence.

Remonstrance of Perez Mullen and others, against any change in the law relating to the protection of shore fisheries, was referred to the Committee on Fisheries in concurrence.

Petition of William Duly and others, for an act to incorporate the Ship Fasteners Union Association, was referred to the Committee on the Judiciary in concurrence.

Bill "an act relating to railroads," came from the House referred to the Committee on Judiciary.

Senate non-concurred in reference to Committee on the Judiciary, and referred same to the Committee on Railroads.

Sent down for concurrence.

Bill "an act relating to railroads and their liabilities," came from the House referred to the Committee on the Judiciary.

Senate non-concurred in reference to the Committee on the Judiciary, and referred same to the Committee on Railroads.

Sent down for concurrence.

Bill "an act to amend chapter 49 of the revised statutes, relating to insurance," came from the House referred to the Committee on the Judiciary.

Senate non-concurred in the reference to the Committee on the Judiciary, and referred same to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

Bill "an act relating to life insurance," came from the House referred to the Committee on the Judiciary.

Senate non-concurred in its reference to the Committee on the Judiciary, and referred the same to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

Report of the Committee on State Lands and State Roads, on an order relating to the sale of Folly Island, that legislation thereon is inexpedient.

Senate non-concurred in the acceptance of the report, and on motion by Mr. COOMBS, the same was recommitted.

Sent down for concurrence.

Report of the Committee on the Judiciary, on petition of Trafton Hatch and others, that certain acts and doings of the Wells Mutual Fire Insurance Company be made valid, reporting bill "an act to make valid the acts and doings of the Wells Mutual Fire Insurance Company ;"

Report of the same Committee, on an order relating to amendment of chapter 113, laws of 1879, relating to auctioneers, reporting bill "an act entitled an act to amend chapter 113 of the laws of 1879, relating to auctioneers ;"

Report of the same Committee, on an order relating to supplying the people of Houlton with pure water, reporting bill "an act to supply the people of Houlton with pure water ;"

Which several reports were accepted in concurrence, and the bills each read once and to-morrow assigned for their second reading.

Report of the Committee on Fisheries, on petition of C. T. Richards and others, for a law for the protection of land-locked salmon and trout in Bemis pond, reporting bill "an act for the protection of trout and land-locked salmon in Rangely Lake, South Bog, Bemis, Cupsuptic and Kennebago streams," was accepted, and the bill read once and to-morrow assigned for its second reading.

The Committee on Financial Affairs, on an order of the Legislature, authorizing and instructing said Committee to examine the accounts of the Treasurer of the State, ask leave to report that they have carefully examined the books and accounts in the Treasurer's office, and find the same correctly cast and properly vouched, and the cash on hand was by certificates shown to be deposited in sound

and reliable banks, and amounted to sixty-nine thousand four hundred and thirteen 47-100 dollars, (\$69,413.47) including fourteen hundred and thirty-two and 62-100 dollars in the Treasurer's vaults.

They have also in compliance with law, destroyed, by burning, the coupons paid by the said Treasurer during the year 1879, amounting to the sum of \$224,154, as charged by him in his report, exclusive of \$126,960 interest paid on registered bonds, and have made due record of said destruction as required by law.

(Signed)

S. J. YOUNG, *for the Committee.*

The report was accepted in concurrence.

Mr. COOMBS presented bill "an act to further provide for safety of travel on railroads," which was referred to the Committee on Railroads.

Sent down for concurrence.

Mr. HARRIS presented petition of J. Manchester Haynes and others, for charter as log driving company on Dead river, was referred to the Committee on Interior Waters.

Sent down for concurrence.

Mr. COOMBS presented remonstrance of Stephen L. Kingsley and others, against the repeal of the porgie law; and

Remonstrance of Henry Nash and others, against the same;

Which were referred to the Committee on Fisheries.

Sent down for concurrence.

On motion by Mr. BRADFORD,

Ordered, That the Committee on the Judiciary inquire what changes are necessary in relation to the law of attachments of property on suit, and report by bill or otherwise.

Mr. BERRY, from the Committee on the Judiciary, on an order relating to amending the Constitution of the State, that the right of suffrage shall be limited to those who are able to read and write, reported legislation inexpedient.

Report accepted. Sent down for concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on remonstrance of John Sincock and others, against the repeal of law relating to toll on buckwheat and Indian wheat, reported that the same be referred to the Committee on Agriculture.

Report accepted. Sent down for concurrence.

Mr. BERRY, from the Committee on the Judiciary, on bill "an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company," reported that the same ought to pass.

The report was accepted, and the bill laid on the table to be printed under the Joint Rules.

Mr. ATWELL, from the Committee on Interior Waters, on petition of E. H. Huntley and others, for an act of incorporation of Ragged Lake Dam Company, reported in a new draft, bill "an act to incorporate the Ragged Lake Dam Company."

The report was accepted, the bill read once and to-morrow assigned for its second reading.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to incorporate the St. Xavier's School and Asylum."

Bill "an act for the protection of blue-back trout."

Bill "an act authorizing the County Commissioners of the county of Somerset to re-assess certain taxes."

These bills were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following:

Bill "an act to repeal chapter 422 of the laws of 1874, approved February 4, 1874."

Pending its passage to be engrossed, Mr. SMITH offered the following amendment, marked "A:" Amend enacting clause by inserting after "1874," in the second line, the following, "to prevent the taking of eels in Southern bay."

The amendment was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

Bill "an act to amend section 1 of chapter 11 of the revised statutes, authorizing the consolidation of schools in certain cases."

Pending its passage to be engrossed, on motion by Mr. ELLIS, the bill was laid on the table.

"Resolve for the purchase of the Maine State Year Book and Legislative Manual."

Pending its passage to be engrossed, on motion by Mr. SMITH, the same was laid on the table.

Printed bill "an act to abolish the Calais Municipal Court, and for other purposes."

Pending its second reading, Mr. BRADFORD offered the following amendment, marked "A.:" Amend in the 26th line of the printed bill, by adding after the word "of," "the city of."

The amendment was adopted, and the bill as amended was read a second time, and passed to be engrossed under the suspension of the rules.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills:

Bill "an act to amend an act to incorporate the city of Rockland;"

Bill "an act to change the name of the Trustees of the Fund for the Support of the Episcopate of the Protestant Episcopal Church in the Diocese of Maine;"

Bill "an act to amend an act entitled 'an act to incorporate the city of Bangor,' approved February 12, 1834;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. COOMBS,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, FEBRUARY 19, 1880.

Prayer by Rev. Mr. SARGENT of Augusta.

Journal of yesterday was approved.

Papers from the House :

That the Committee on the Judiciary be required to ascertain what changes, if any, are necessary in reference to the capital stock of corporations formed under the general law, and report by bill or otherwise, was read and passed in concurrence.

Bill "an act in relation to defences in actions involving contracts made on Sunday ;"

Bill "an act to incorporate the Deer Isle and Green's Landing Telegraph Company ;"

Bill "an act to incorporate the National Bell Telephone Company ;"

Were referred to the Committee on the Judiciary in concurrence.

Bill "an act to amend section 16 of chapter 71 of the revised statutes, in relation to money or property held in trust ;"

Bill "an act to provide for the registry of deeds from the State ;"

Were referred to the Committee on Legal Affairs in concurrence.

Remonstrance of E. A. Bowden and others, relating to the porgie law of 1879, was referred to the Committee on Fisheries in concurrence.

Petition of the Assessors of the plantation of Oakfield, that the State Treasurer be authorized to pay to said plantation the amount due on the award of the Commission on the Equalization of Municipal War Debts, was referred to the Committee on Financial Affairs in concurrence.

Report of the Committee on Claims, on petition of the citizens of Silver Ridge Plantation that a bounty be granted Jesse S. Smith, that the petitioners have leave to withdraw, was accepted in concurrence.

Report of the same Committee, on a "resolve in favor of Fort Kent," that the same ought not to pass, was accepted in concurrence.

Report of the Committee on State Lands and State Roads, on an order to inquire into the expediency of appropriating a sum of money for the repair of roads in Indian Township, reporting a "resolve in favor of the Houlton and Baring road across Indian Township and Grand Lake stream road in Washington county."

Report of the same Committee, on petition of Salome S. Sumner, to secure rights in certain lots of land in Aroostook county, reporting a "resolve in favor of Salome S. Sumner."

Report of the same Committee, on "resolve in favor of Eugene Michaud," that the same ought to pass.

Report of the Committee on Education, on petition of Selectmen and S. S. Committee of the town of Levant, for payment of funds due said town on account of school funds for the year 1878, reporting a "resolve in favor of the town of Levant."

Report of the Committee on Legal Affairs, on bill to incorporate the Waterville Telegraph Company, reporting the same in a new draft under title of "an act to incorporate the Waterville Telegraph Company."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Report of the Committee on Insane Hospital, on bill "an act to amend section 1 of chapter 256 of the public laws of 1874, relating to the Insane Hospital," recommitted in the House to said Committee, and was recommitted in concurrence.

"Resolve in favor of John M. Thurlough," which was indefinitely postponed in the Senate, came from the House, that branch insisting upon its passage and proposing a Committee of Conference, with

Messrs. Harriman of Readfield,
Farrell of Van Buren,
Gilman of Meddybemps,

appointed as conferees.

Resolved, That the Senate insists and joins as conferees

Messrs. Bradford of Washington,
Dingley of Androscoggin,
Ellis of Waldo.

"Resolve in favor of Executors of Alfred Veazie," which was indefinitely postponed in the Senate, came back from the House non-concurred in by that branch, amended as per sheet "A," and passed to be engrossed.

On motion by Mr. DINGLEY, the resolve was laid on the table.

The PRESIDENT announced the appointment of Mr. Patten of Penobscot, on the Committee on Temperance, in the absence of Mr. Lamson of Waldo.

A communication from S. J. Chadbourne, Secretary of State, transmitting the annual report of the Bank Examiner of Maine for the year 1879, was read and sent down.

The report was referred to the Committee on Banks and Banking.
Sent down for concurrence.

On motion by Mr. BRADFORD,

Ordered, That the use of the Senate Chamber be granted the Committee on the Judiciary, upon Monday, Tuesday, Wednesday and Thursday afternoons, until otherwise ordered.

Mr. COOMBS presented remonstrance of W. L. Guptil and others, against the repeal of the porgie law; also

Remonstrance of S. B. Johnson and others, against the same;

Were referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. DINGLEY, from the Committee on Banks and Banking, on an order to inquire into the expediency of amending section 36 of the laws of 1877, relating to savings banks, reported bill "an act to amend an act entitled 'an act to revise and consolidate the laws relating to the government, powers, duties, privileges and liabilities of savings banks and institutions of savings.'"

Report accepted, and on motion by Mr. HARRIS, the bill was laid on the table and ordered printed.

Mr. BREWER, from the Committee on Towns, reported on petition of Jonathan Spear and others, that the seventh ward of the city of Rockland may be set off and incorporated into a separate town, that the petitioners have leave to withdraw.

Mr. SMITH, from the same Committee, submitted a minority report, with bill "an act entitled an act to incorporate the town of West Rockland;

On motion by Mr. SMITH, both reports, together with the bill, were laid on the table, and ordered printed, and Tuesday next was assigned for their consideration.

Mr. DINGLEY, from the Committee on Legal Affairs, on bill "an act to prevent fast driving in public streets," reported that the same ought not to pass.

The report was accepted.

Sent down for concurrence.

Mr. DINGLEY, from the same Committee, on petition of E. H. Elwell and others, for the right to build a drain and sewer, reported bill "an act entitled 'an act relating to drains and sewers in the town of Deering.'"

Report accepted, the bill read once and to-morrow assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on an order relating to change of the laws relating to sanitary measures, reported that the same be referred to the Committee on Legal Affairs.

Mr. BRADFORD, from the same Committee, on an order in relation to changing the law in relation to hawkers and peddlers, reported that the same be referred to the Committee on Legal Affairs.

Mr. BRADFORD, from the same Committee, on an order providing by law that the Inspectors and Warden of the State Prison, with the approval of the Governor and Council, may lease the labor of the convicts in said prison, reported that the same be referred to the Committee on Legal Affairs.

Mr. BERRY, from the Committee on the Judiciary, on an order relating to amending section 13, chapter 141, revised statutes, so that towns liable for the support of persons sentenced to the House of Correction for drunkenness, shall not be liable for more than two dollars per week for persons so committed, reported that the same be referred to the Committee on Legal Affairs.

These reports were severally accepted.

Sent down for concurrence.

Mr. HARRIS, from the Committee on Legal Affairs, on an order relating to a change of the trustee law, reported that legislation thereon is inexpedient.

Mr. HARRIS, from the same Committee, on petition of Ephraim Thompson and others, for a law to remunerate persons who develop valuable deposits of minerals on lands of others, reported that the petitioners have leave to withdraw.

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of John M. Milliken and others, for the abrogation of the charter of the Southgate Dyking Company, reported that the petitioners have leave to withdraw.

Mr. DEARBORN, from the Committee on Agriculture, on petition of J. E. Burnham and others, that chapter 200 of the laws of 1877, relating to mischievous dogs, be re-enacted, reported that the same be referred to the next Legislature.

These reports were severally accepted.

Sent down for concurrence.

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of Albert Worthley and others, for a change of the game law, reported that the same be referred to the Committee on Fisheries and Game.

The report was accepted. Sent down for concurrence.

Mr. ATWELL, from the Committee on Pensions, on petition of C. A. Cushman and others, for extension of pension, reported that the same be referred to the Governor and Council, with the unanimous recommendation of the Committee that the pension be continued one year from the 16th day of May next, at which time her pension under the former resolve expires.

Report accepted. Sent down for concurrence.

Printed bills :

Bill "an act in relation to the bridge over the east branch of Cousins river," was read once and to-morrow assigned for its second reading.

Bill "an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company."

Mr. LAMSON of Sagadahoc, offered the following amendment, marked "A : " Amend section 2, eighth line, after the word "ornamental" add "Fruit."

The amendment was adopted, and the bill was read a second time and passed to be engrossed under the suspension of the rules.

Sent down for concurrence.

Bill "an act for the protection of trout and land-locked salmon in the Rangely, South Bog, Bemis, Cupsuptic and Kennebago streams," was read a second time, and pending its passage to be engrossed, on motion by Mr. DINGLEY, the same was laid on the table.

The Committee on Bills in the Second Reading, reported the following bills :

Bill "an act to make valid the doings of the Wells Mutual Fire Insurance Company ;"

Bill "an act to supply the people of Houlton with pure water ;"

Bill "an act to amend chapter 113 of the laws of 1879, relating to auctioneers ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported bill "an act to incorporate the Ragged Lake Dam Company," which was read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. ELLIS, bill "an act to amend section 1 of chapter 11 of the revised statutes, authorizing the consolidation of schools in certain cases," was taken from the table, and passed to be engrossed in concurrence.

On motion by Mr. ATWOOD, bill "an act additional to an act to incorporate the Penobscot Mutual Fire Insurance Company," was taken from the table and passed to be engrossed in concurrence.

On motion by Mr. SMITH, the "resolve for the purchase of the Maine State Year Book and Legislative Manual," was taken from the table.

The vote whereby the report was accepted was reconsidered, and the resolve recommitted to the Committee for the purchase of the Maine State Year Book and Legislative Manual.

Sent down for concurrence.

On motion by Mr. PARCHER, bill "an act to amend chapter 311, special laws of 1876, entitled 'an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam,'" was taken from the table.

Mr. DINGLEY offered the following amendment, marked "A.:" Amend eighth line after the word "Franklin," by adding "provided, however, that nothing in this bill shall be construed so as to give said Howard the right to dredge the outlet of said Rangely lake."

The amendment was adopted, and the bill read twice and passed to be engrossed.

Sent down for concurrence.

Mr. HAWES, from the Committee on Financial Affairs, on communication of the Governor in relation to expenses incurred in the preservation of the public property and institutions of the State, reported "resolve for an appropriation for the payment of liabilities incurred in the preservation and protection of the public property and institutions of the State."

The report was accepted, and the resolve read twice and passed to be engrossed under the suspension of the rules.

Sent down for concurrence.

On motion by Mr. HARRIS,

Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, FEBRUARY 20, 1880.

Prayer by Rev. Mr. ECOB of Augusta.

Journal of yesterday was approved.

Papers from the House :

Petition of J. H. Crandon and others, for a law prohibiting the taking of fish in Pleasant river, by net, seine, weir or other contrivance ;

Remonstrance of E. A. Austin and others, against the taking of smelts in Pleasant river ;

Remonstrance of C. C. Humphrey and others, against the repeal of the pogy law ;

Remonstrance of I. M. Boardman and others, against the repeal of the law of 1878 and 1879, for the regulation and protection of the shore fisheries ;

Remonstrance of D. C. Palmer and others, against the repeal of the law of 1879, for the protection of the shore fisheries ;

Bill "an act to incorporate the Rangely Lake Fish and Game Association ;"

Were each referred to the Committee on Fisheries in concurrence.

Petition of Sidney Cook, for change of charter of the Aroostook Steamboat Company, was referred to the Committee on Legal Affairs in concurrence.

Petition of B. R. Lunt and others, for an act incorporating a plantation in Hancock county, was referred to the Committee on Towns in concurrence.

Bill "an act to authorize the Knox and Lincoln Railroad Company to change its location," was referred to the Committee on Railroads in concurrence.

Petition of the inhabitants of Saccarappa, against the liquor traffic ;

Petition of Frederick Robie and others against the same ;

Were referred to the Committee on Temperance in concurrence.

Report of the Committee on Pensions, on petition of the Assessors of Crystal Plantation, that a State pension be allowed to Reuben Burnham, that the same be referred to the Governor and Council, and recommend that said Burnham be allowed fifty dollars per year.

The report was accepted in concurrence, and the petition referred to the Governor and Council in concurrence.

Report of the same Committee, on petition of the Selectmen of Sherman, for a State pension for Margaret Finnegan, that the same be referred to the Governor and Council.

Report accepted in concurrence, and the petition referred to the Governor and Council in concurrence.

Report of the Committee on Interior Waters, on an order to inquire into the expediency of legislation, changing the building and support of bridges on all rivers within the several counties, to such counties instead of the towns, as now provided by law, that the same be referred to the Committee on Ways and Bridges, was accepted in concurrence, and the order referred in concurrence.

Report of the Committee on the Insane Hospital, on bill "an act entitled an act to amend section 1, of chapter 274 of the public laws of 1874, relating to the Insane Hospital," that the same ought to pass, was accepted in concurrence, the bill read twice under the suspension of the rules and passed to be engrossed in concurrence.

Report of the Committee on the Judiciary, on bill to increase the capital stock of the Hill Manufacturing Company, reporting the same in a new draft, under title of bill "an act to increase the capital stock of the Hill Manufacturing Company."

Report of the same Committee, on a bill to decrease the capital stock of the Lewiston Gas Light Company, reporting the same in a new draft, under title of bill "an act to decrease the capital stock of the Lewiston Gas Light Company."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Report of the Committee on Legal Affairs, on bill "an act additional to chapter 64 of the revised statutes, enlarging the duties of Judges of Probate," that the same ought not to pass ;

Report of the Committee on Fisheries and Game, on petition of W. F. Mansfield and others, for the repeal of chapter 96 of the public laws of 1879, relating to lobster fisheries, that the petitioners have leave to withdraw ;

Report of the Committee on the Judiciary, on petition of the citizens of North Yarmouth, that the proceedings of a certain town meeting may be legalized, that the petitioners have leave to withdraw ;

Report of the Committee on Towns, on the petition of Timothy J. Driscoll and others, that a portion of the town of Berwick be set off and annexed to the town of South Berwick, that the petitioners have leave to withdraw ;

Report of the Committee on Interior Waters, on petition of Isaac Bagnall and others, for the enactment of a law to prevent the throwing of refuse matter into the stream leading from Howard's pond to Androscoggin river, that the petitioners have leave to withdraw ;

Were severally accepted in concurrence.

A communication was received from S. J. Chadbourne, Secretary of State, transmitting the annual report of the Inspectors and Wardens of the Maine State Prison for the year 1879 ; also the report of the officers of the Reform School for the year 1879 ;

Which were read and sent down, and the reports referred to the Committee on Reform School and State Prison.

Sent down for concurrence,

Mr. LINN presented petition of A. S. Flanders and others of Mayfield, for an appropriation to build a road leading through said town, was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Mr. PARLIN of Somerset, presented a resolve in favor of printing the insurance laws, which was referred to the Committee on Mercantile Affairs and Insurance.

Sent down for concurrence.

On motion by Mr. COOMBS,

Ordered, That when the Senate adjourn, it be to meet at 9 o'clock to-morrow morning.

On motion by Mr. ELLIS,

Ordered, That the Committee on Legal Affairs be instructed to take into consideration the expediency of amending section 49 of chapter 27 of the revised statutes, so as to include labor in the punishment for drunkenness ;

On motion by Mr. SMITH,

Ordered, That the Committee on Education inquire into the expediency of providing by law for the education of children in unorganized plantations ;

Were read and passed.

Sent down for concurrence.

Mr. BARRETT, from the Committee on Pensions, on petition of Benjamin Smith of Appleton, for remuneration for injuries received while doing military duty, reported " resolve in favor of Benjamin Smith of Appleton," which was accepted, and the resolve laid on the table to be printed under the Joint Rules.

Mr. BRADFORD, from the Committee on the Judiciary, on petition of William Duly and others, for an act to incorporate the Ship Fasteners' Union, reported that the same be referred to the Committee on Commerce.

The report was accepted, and the petition referred to said Committee on Commerce.

Sent down for concurrence.

Mr. ELLIS, from the Committee on Legal Affairs, on bill " an act to amend section 36, chapter 82 of the revised statutes, relating to a legal day's work," reported that the same ought not to pass.

Mr. DINGLEY, from the Committee on Legal Affairs, on petition of Edwin O. Clark, for an act to incorporate the Forest Lake Ice Company, reported that the same ought not to pass.

Mr. BERRY, from the Committee on the Judiciary, on bill " an

act to make women eligible to any office," reported that the same be referred to the next Legislature.

Mr. DURAN, from the Committee on Fisheries, on petition of Mark Marshall and others, that section 1, chapter 96 of the laws of 1879, may be amended, reported that the petitioners have leave to withdraw.

These reports were severally accepted.

Sent down for concurrence.

Printed bill :

Bill "an act to amend an act entitled 'an act to revise and consolidate the laws relating to the government, powers, duties, privileges and liabilities of savings banks and institutions of savings,'" was read once, and to-morrow assigned for its second reading.

The Committee on Bills in the Second Reading reported the following bills and resolves :

Bill "an act to incorporate the Waterville Telegraph Company ;"

Bill "act to amend section 1, chapter 256 of the public laws of 1874, relating to the Insane Hospital ;"

"Resolve in favor of the town of Levant ;"

"Resolve in favor of Salome S. Sumner ;"

"Resolve in favor of the Houlton and Baring road across the Indian Township and Grand Lake stream road in Washington county ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills and resolve :

Bill "an act in relation to the bridge over the east branch of Cousins river," was read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act relating to drains and sewers in the town of Deering," was read a second time, and pending its passage to be engrossed, on motion by Mr. HAWES, was laid on the table.

"Resolve in favor of Eugene Michaud," was read a second time, and pending its passage to be engrossed, on motion by Mr. DINGLEY,

Resolved, That the same be indefinitely postponed.

Sent down for concurrence.

On motion by Mr. DINGLEY, the "resolve in favor of the executors of Alfred Veazie," was taken from the table, and the vote whereby the same was indefinitely postponed was reconsidered, the resolve read once and to-morrow assigned for its second reading.

The Committee on Engrossed Bills, reported as truly and strictly engrossed the following bills :

Bill "an act to amend 'an act to establish a Police Court in the City of Rockland,' approved March 14, 1861."

Bill "an act additional to the act establishing the Auburn Aqueduct Company, and to increase the capital stock of said company, and to make valid certain acts of said company ;"

Bill "an act to incorporate the Seboois Log Driving Company ;"

Bill "an act to amend chapter 90 of the public laws of 1879," relating to crimes formerly capital ;"

Bill "an act authorizing the erection of a wharf into the tide waters of the town of Bluehill ;"

Bill "an act to establish a Municipal Court in the town of Waterville ;"

Bill "an act regulating the fees of inspectors of lime and lime casks, and their deputies ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President were by the Secretary presented to the Governor for his approval.

On motion by Mr. STRICKLAND,
Adjourned.

C. W. TILDEN, *Secretary.*

SATURDAY, FEBRUARY 21, 1880.

In the absence of the President the Senate was called to order by the Secretary.

On motion by Mr. LAMSON of Sagadahoc,

Messrs. Lamson of Sagadahoc,

Ellis of Waldo,

Hawes of Cumberland,

were appointed a Committee to receive, sort and count the votes for President *pro tempore*.

Having attended to that duty the Committee reported as follows :

The whole number of votes is.....	13
Necessary for a choice.....	7
Austin Harris had.....	8
Andrew Hawes.....	3
Scattering.....	2

Not a quorum voting.

The same Committee were appointed to receive, sort and count the votes for President *pro tempore*.

Having attended to that duty the Committee reported as follows :

The whole number of votes is.....	17
Necessary for a choice.....	9
Austin Harris had.....	15
Scattering.....	2

The report was accepted, and Hon. Austin Harris was declared duly elected President *pro tempore*.

Mr. HARRIS was conducted to the chair by Mr. Hawes of Cumberland, and Mr. Linn of Somerset, and thereupon addressed the Senate as follows :

SENATORS: I thank you for the honor thus conferred upon me. During the brief time I may occupy the Chair, I shall endeavor to conduct the duties of the office in an impartial manner.

Prayer by Rev. Mr. THACHER of Augusta.

Journal of yesterday was approved.

Papers from the House :

Petition of William F. Holland for a charter of incorporation under the name of Silver Spring Water and Gas Company, was referred to the Committee on the Judiciary in concurrence.

Bill "an act to amend chapter 117 of the public laws of 1879, relating to suits involving tax titles," was referred to the Committee on Legal Affairs in concurrence.

Remonstrance of the citizens of Hallowell, against the repeal of the laws of 1878 and 1879, for the regulation and protection of the shore fisheries ;

Remonstrance of M. K. Chase and others of Bluehill ;

Remonstrance of David Rodick and others ;

Remonstrance of R. Rand and others ;

Remonstrance D. A. Pinkham and others ;

Remonstrance of Newhall and Osgood ;

Were severally referred to the Committee on Fisheries in concurrence.

Remonstrance of the selectmen of Bridgton and others, relating to fishing in Otter pond, was referred to the Committee on Fisheries in concurrence.

Petition of the citizens of Kittery against the repeal of the laws of 1878 and 1879, for the regulation and protection of the shore fisheries, was referred to the Committee on Fisheries in concurrence.

Report of the Committee on State Lands and State Roads, on petition of the inhabitants of Van Buren, for an appropriation in aid of building a bridge across the St. Johns river, that the same be referred to the next Legislature ;

Report of the same Committee, on petition of the inhabitants of Van Buren, for an appropriation to build a bridge over Violette brook, and making a road to same in said plantation, that the petitioners have leave to withdraw ;

Report of the Committee on the Judiciary, on petition relating to a sealed ballot, that legislation thereon is inexpedient ;

Report of the Committee on Legal Affairs, on an order relating to the insolvent laws, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to the expediency of a change of the law regulating the practice of medicine, that legislation thereon is inexpedient ;

Report of the same Committee, on bill "an act to amend section 7, chapter 215, private and special laws of 1867," that the same ought not to pass;

Report of the Committee on Fisheries and Game, on bill "an act to amend section 12, chapter 75 of the public laws of 1878, in regard to planting oyster beds," that the same ought not to pass;

Were severally accepted in concurrence.

Report of the same Committee, on petition of Alexander Thompson and others of Bristol, that the stream at Pemaquid Falls be restocked with alewives, that the same be referred to the Commissioners of Fisheries.

The report was accepted in concurrence, and the petition referred to the Commissioners of Fisheries in concurrence.

Report of the Committee on Legal Affairs, on an order relating to the fees of trial justices and other officers, reporting bill "an act to amend section 17, chapter 132 of the revised statutes, relating to fees of trial justices."

Report of the Committee on Ways and Bridges, on bill "an act to amend section 2 of chapter 164 of the private and special laws of 1862, concerning the proprietors of Sheepscot river bridge," that the same ought to pass.

Report of the same Committee, on petition of Merrick Sawyer, for location of a way over tide waters in the town of South Thomaston, reporting bill "an act authorizing the location of a way over the tide waters between Elwell's point and Spruce Head island in South Thomaston."

These reports were severally accepted in concurrence, bills each read once, and Monday assigned for their second reading.

Mr. SMITH, from the Committee on Towns, on petition of Daniel F. Flint and others, to be set off from the Bridgton Centre Village Corporation, reporting bill "an act relating to Bridgton Centre Village Corporation."

The report was accepted, bill read once, and Monday assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on an order relating to changing the law of attachment of property on suit, that legislation thereon is inexpedient.

Report accepted. Sent down for concurrence.

Mr. FERNALD, from the Committee on Claims, on an order relating to pay of Edwin C. Hendee for services as Page at this session of the Senate, reported that the same ought to pass.

Pending the acceptance of the report, on motion by Mr. CORNISH, the same was laid on the table.

On motion by Mr. WAKEFIELD,

Ordered, That when the Senate adjourns, it be to meet on Monday next, at 4 o'clock P. M.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill "an act to increase the capital stock of the Hill Manufacturing Company."

Bill "an act to decrease the capital stock of the Lewiston Gas Light Company."

"Resolve in favor of executors of Alfred Veazie."

These bills and resolve were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bill :

Bill "an act to amend an act entitled 'an act to revise and consolidate the laws relating to the government, powers, duties, privileges and liabilities of savings banks and institutions for savings,'" was read a second time, and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill :

Bill "an act additional to the act of 1868, chapter 453, to establish a ferry across Penobscot river, between Ayer's falls and Marsh rips," which bill was passed to be enacted in concurrence, and having been signed by the President *pro tempore*, was by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH,
Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, FEBRUARY 23, 1880.

The PRESIDENT resumed the chair.

Prayer by Rev. Mr. RICKER of Augusta.

Journal of Saturday was approved.

Papers from the House :

That the Committee on the Judiciary be requested to inquire into the expediency of repealing chapter 29 of the laws of 1878, relating to developing the mining interests of the State, was read and passed in concurrence.

Remonstrance of B. S. Hildreth and others, against a free bridge at Gardiner and Pittston ; and

Remonstrance of Frank E. Yeaton and others, against the same ;

Were referred to the Committee on Ways and Bridges in concurrence.

Remonstrance of E. B. Richards and others, against the petition of W. F. Holland, for a charter incorporating a water and gas company at Bar Harbor, was referred to the Committee on the Judiciary in concurrence.

“Resolve in relation to the binding of the acts and resolves of this State,” was referred to the Committee on the Judiciary in concurrence.

Remonstrance of Daniel Strout and others of Cape Elizabeth ;

Remonstrance of W. F. Teague and others of Warren ;

Remonstrance of Nelson Bibber and others of Falmouth ; and

Remonstrance of B. W. Fickett and others of Cape Elizabeth, severally against the repeal of the laws of 1878 and 1879 for the regulation and protection of the shore fisheries ;

Were referred to the Committee on Fisheries and Game in concurrence.

A message was received from the House, by its Clerk, Mr. Smith, announcing that in the absence of the Speaker, that branch have elected Hon. L. H. HUTCHINSON, as Speaker *pro tempore*.

Remonstrance of E. P. Hill and others, against the repeal of the law of 1879, known as the porgie law, was referred to the Committee on Fisheries in concurrence.

Petition of Fountain Rodick and others, for a charter granting the right to take and use the water of the Salisbury brook at Bar Harbor, in the town of Eden, for supplying the village of Bar Harbor with water, was referred to the Committee on Interior Waters in concurrence.

Petition of David Rodick and others, for a charter for the purpose of building a bridge in the town of Eden, from Bar island across to Bar Harbor, was referred to the Committee on Ways and Bridges in concurrence.

Report of the Committee on Fisheries and Game, on bill "an act to allow David Masterman of Weld, to construct and maintain a fish pond in said town," that the same ought not to pass;

Report of the same Committee, on petition of the citizens of Bangor, Orono and Veazie, for the repeal of sections 9 and 21, chapter 143 of the laws of 1879, relating to the taking of salmon in the Penobscot river, that the petitioners have leave to withdraw;

Were accepted in concurrence.

Report of the Committee on Printing and Binding, on an order directing inquiry whether the several heads of departments have made their annual reports, and if not, why not; and also whether the State Printer has been paid for printing reports which have not been laid before this Legislature, submitting a statement of facts.

The report and statement of facts were accepted in concurrence.

Report of the Committee on Mercantile Affairs and Insurance, on petition of Horace C. Haskell, for the renewal of the charter of the Livermore Fire Insurance Company, reporting bill "an act to amend and to revive an act to incorporate the Livermore Fire Insurance Company."

Report of the Committee on the Judiciary, on petition of Lorenzo Taylor, that the time for the organization of the Maine Mining Company be extended one year from March 18, 1879, reporting bill "an act to extend the time for organizing the Maine Mining Company."

Report of the same Committee, on a bill in relation to frivolous exceptions, reporting in a new draft, under title of bill "an act in relation to frivolous exceptions," that the same ought to pass.

Report of the same Committee, on bill "an act to incorporate the Garden Valley Copper Mining Company," that the same ought to pass.

Report of the Committee on Financial Affairs, on bill "an act authorizing the County Commissioners of the County of Oxford, to re-assess certain taxes on unincorporated townships and tracts of land in said county," that the same ought to pass.

Report of the Committee on Fisheries and Game, on petition of Volney A. Sprague and others, for repeal of chapter 249 of the special laws of 1873, relating to the preservation of water fowl in the ponds and streams of the town of Plymouth, reporting bill "an act to repeal chapter 249 of the private and special laws of 1873, relating to the preservation of water fowl in the ponds and streams in the town of Plymouth."

Report of the same Committee, on bill "an act to amend section 10, chapter 75 of the public laws of 1878, relating to fisheries," that the same ought to pass.

Report of the Committee on Interior Waters, on bill "an act to amend an act entitled 'an act to incorporate the Katahdin Dam Company,'" that the same ought to pass.

These several reports were accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

On motion by Mr. BRADFORD,

Ordered, That the Librarian be instructed to furnish the town of Eastport several volumes of Maine Reports, if they can be spared from the library, to replace those destroyed by fire.

On motion by Mr. PARCHER,

Ordered, That the Committee on Legal Affairs inquire into the expediency of amending the statute, so that towns may fix the per diem pay of town officers at a rate not to exceed the rate now established by law.

Sent down for concurrence.

Mr. THOMPSON presented remonstrance of William E. Hyler and others of Cushing:

Remonstrance of Harris Stackpole and others of Thomaston;

Remonstrance of William M. Hyler and others of Thomaston;

Remonstrance of Charles Walker and others of Thomaston;

Remonstrance of B. R. Smalley and others of St. George, severally against prohibiting the building of weirs in certain cases ;

Also statement of facts concerning the same ;

Which were referred to the Committee on Fisheries.

Sent down for concurrence.

Mr. HARRIS from the Committee on Interior Waters, on petition of C. H. Gilbert and others, that section 1, chapter 120 of the laws of 1879, may be amended, reporting bill "an act to amend section 1 of chapter 120 of the laws of 1879, regarding dams and booms in the Androscoggin river at Canton."

Mr. ATWELL from the Committee on Pensions, on petition of C. A. Cushman and others, that a pension be granted Almira E. Cobb, reporting "resolve in favor of Almira E. Cobb."

The report was accepted, the resolve read twice and passed to be engrossed under the suspension of the rules.

Sent down for concurrence.

Mr. ATWELL, from the Committee on Military Affairs, reported "resolve for the uniforming of the enlisted men of the Maine volunteer militia."

The report was accepted, and the resolve laid on the table to be printed under the Joint Rules.

Mr. HARRIS, from the Committee on Railroads, on bill "an act to prevent the obstruction of business on certain public corporations," reported that the same ought to pass.

The report was accepted, the bill read once, and on motion by the same Senator, laid on the table to be printed.

Printed "resolve in favor of Benjamin Smith of Appleton," was read once, and on motion of Mr. ATWELL was laid on the table, and the statement of facts ordered printed with the resolve.

The Committee on Bills in the Second Reading, reported the following bills :

Bill "an act to amend section 2 of chapter 164 of the private and special laws of 1862, concerning the proprietors of Sheepscot river bridge."

Bill "an act to amend section 17 of chapter 132 of the revised statutes, relating to fees of trial justices."

Bill "an act authorizing the location of a way over the tide waters between Elwell's Point and Spruce Head Island in South Thomaston."

These bills were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bill :

Bill "an act relating to Bridgton Center Village Corporation," was read a second time and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act additional to an 'act to incorporate the Penobscot Mutual Fire Insurance Company ;'"

Bill "an act to make valid the doings of the Wells Mutual Fire Insurance Company ;"

Bill "an act to supply the people of Houlton with pure water ;"

Bill "an act for the protection of blue-back trout ;"

Bill "an act to incorporate the St. Xavier's School and Asylum ;"

Bill "an act to amend section 1 of chapter 11 of the revised statutes, authorizing the consolidation of schools in certain cases ;"

Bill "an act authorizing the County Commissioners of the county of Somerset to re-assess certain taxes ;"

"Resolve in favor of the town of Machias :"

"Resolve for an appropriation for the payment of liabilities incurred in the preservation and protection of the public property and institutions of the State ;"

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. THOMPSON, the vote whereby the report of the Committee on the Judiciary, on petition of Hallet Hamlin and others, relating to a sealed ballot, that legislation thereon is inexpedient, was accepted in concurrence, was reconsidered ; and on motion of the same Senator, the report was laid on the table.

On motion by Mr. HAWES,

Adjourned.

C. W. TILDEN, *Secretary.*

TUESDAY, FEBRUARY 24, 1880.

Prayer by Rev. Mr. WHITE of Hallowell.

Journal of yesterday was approved.

Papers from the House :

Bill "an act to authorize the city of Bangor to sell and convey its interest in the Bangor and Piscataquis Railroad," was referred to the Committee on the Judiciary in concurrence.

Bill "an act relating to suits against sureties on official bonds," was referred to the Committee on the Judiciary in concurrence.

"Resolve concerning the transportation of certain books from the State Library," was referred to the Committee on Library in concurrence.

Remonstrance of W. C. Ladd and others of Georgetown ;

Remonstrance of Freeman C. Oliver and others of Georgetown ;

Remonstrance of Samuel L. Bryant and others of Scarborough ;

Remonstrance of Benjamin F. Hinckley and others of Georgetown ;

Remonstrance of Abiather W. Leavitt and others of Saco ;

Remonstrance of Richard Leavitt and others of Scarborough ;

Remonstrance of Moses Bailey and others of Harpswell ;

Remonstrance of James Thomas and others of Harpswell, severally against the repeal of the laws of 1878 and 1879 for the regulation and protection of the shore fisheries ;

Were referred to the Committee on Fisheries and Game in concurrence.

Report of the Committee on Agriculture, on petition of Fremont J. Sprague and others, for a bounty on bears, that the petitioners have leave to withdraw ;

Report of the Committee on Fisheries and Game, on petition of William H. Hodgman and others, for a law prohibiting the building of weirs in a certain portion of Georges river, that the petitioners have leave to withdraw ;

Report of the same Committee, on petition of Albert Worthley

and others, for a change in the game law, that the petitioners have leave to withdraw;

Were severally accepted in concurrence.

Report of the Committee on Fisheries and Game, on bill "an act to incorporate the Rangely Lake Fish and Game Association," that the same be referred to the Committee on Legal Affairs, was accepted in concurrence, and the bill referred in concurrence.

Report of the same Committee, on bill "an act to amend section 1 of chapter 75 of the public laws of 1878," that the same be referred to the Committee on Financial Affairs, was accepted in concurrence, and the bill referred in concurrence.

Report of the Committee on the Judiciary, on bill "an act to incorporate the steam heating and power company," that the same ought to pass.

Report of the same Committee, on an order as to the expediency of amending the law relating to persons conducting the business of apothecaries, reporting bill "an act amendatory to an act to prevent incompetent persons from conducting the business of apothecaries."

The report was accepted, and pending its first reading, the bill was tabled on motion by Mr. LAMSON of Sagadahoc.

Report of the same Committee, on bill "an act in relation to defences in actions involving contracts made on Sunday," that the same ought to pass.

Report of the Committee on Fisheries and Game, on bill "an act to protect quails," that the same ought to pass.

Report of the Committee on Railroads, on bill "an act granting permission to G. A. Matthews, G. F. Jackson, C. S. Pullen, and others, to locate and construct a railroad from Monson to Dexter, on certain conditions," that the same ought to pass.

Report of the Committee on Change of Names, on several petitions relating to the change of names of Albert Homer Thorne and others, reporting the accompanying bill "an act to change the names of Albert Homer Thorne, Mercy Ramson, Frank C. Knowlton, Isaiah Frye Hanson, and John Warren Hanson."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

On motion by Mr. THOMPSON,

Ordered, The House concurring, that the Legislature hold two sessions daily, excepting Saturdays, commencing on Thursday, February 26th.

On motion by Mr. DINGLEY, the order was laid on the table.

Mr. HAWES presented petition of a large public meeting in Portland, signed by Job T. Sanford as chairman, against the liquor traffic.

Referred to the Committee on Temperance.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act authorizing the County Commissioner of Oxford county to re-assess certain taxes ;"

Bill "an act to amend an act entitled 'an act to incorporate the Katahdin Dam Company ;'"

Bill "an act to repeal chapter 249 of the private and special laws of 1873, relating to the preservation of water fowl in the ponds and streams of the town of Plymouth ;"

Bill "an act to amend section 10, chapter 75 of the laws of 1878, relating to fisheries ;"

Bill "an act to amend and to revise 'an act to incorporate the Livermore Fire Insurance Company ;'"

Bill "an act in relation to frivolous exceptions ;" and

Bill "an act to extend the time for organizing the Maine Mining Company ;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bills :

Bill "an act to incorporate the Gardner Valley Copper Mining Company," which was read a second time, and pending its passage to be engrossed, on motion by Mr. HAWES, was laid on the table.

Bill "an act to amend section 1 of chapter 120 of the laws of 1879, relating to dams and booms in the Androscoggin river at Canton."

Pending its passage to be engrossed, Mr. DINGLEY offered amendment marked "A," by adding "provided, however, that any

person having logs so detained, shall have the right to assist in the sorting of such logs, and shall be entitled to receive from said Canton Steam Mill Company a reasonable compensation therefor."

Mr. HARRIS offered an amendment to the amendment of Mr. Dingley, marked "B." Amend after the word "detained," by inserting the words "beyond the ninety-six hours above mentioned."

The amendment as amended was adopted, and the bill passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act additional to chapter 67 of the revised statutes, concerning minors and guardians ;"

Bill "an act to amend chapter 113 of the laws of 1879, relating to auctioneers ;"

Bill "an act to increase the capital stock of the Hill Manufacturing Company ;"

Bill "an act to repeal chapter 422 of the private and special laws of 1874, to prevent the taking of eels in Southern Bay ;"

Bill "an act to incorporate the Waterville Telegraph Company ;"

Bill "an act to decrease the capital stock of the Lewiston Gas Light Company ;"

Bill "an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company ;"

Bill "an act to incorporate the Ragged Lake Dam Company ;"

Bill "an act to amend section 1 of chapter 256 of the public laws of 1874, relating to the Insane Hospital ;"

Bill "an act to abolish the Calais Municipal Court and for other purposes ;"

"Resolve in favor of the town of Levant ;"

"Resolve in favor of the Houlton and Baring road across Indian Township and Grand Lake Stream road in Washington county ;"

"Resolve in favor of Salome S. Sumner ;"

"Resolve in favor of executors of Alfred Veazie ;"

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH, the reports from the Committee on Towns, relating to the division of the city of Rockland, which were assigned for consideration to-day, were taken from the table. The same Senator moved to substitute the minority report for the majority report, reporting bill "an act to incorporate the town of West Rockland."

On the question of substituting the minority report, it was decided in the affirmative, by yeas 17, nays 11, as follows:

Those who voted in the affirmative are:

Messrs. Atwell, Barker, Barrett, Berry, Brewer, Coombs, Cornish, Dearborn, Duran, Ellis, Flint, Parlin, Patten, Rankins, Rogers, Smith, Thompson—17.

Those who voted in the negative are:

Messrs. Bradford, Dingley, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Linn, Parcher, Strickland, Wakefield—11.

So the minority report was accepted, and the bill read twice, under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. BERRY,

Ordered, That the opinions of the Justices of the Supreme Court, ordered to be printed for the use of the Senate, be placed in the hands of the Secretary of the Senate, to be distributed by him *pro rata* to the members and officers of the Senate.

Mr. BERRY gave notice that he should move a reconsideration of the vote whereby bill "an act to amend section 1, chapter 120 of the laws of 1879, relating to dams and booms in Androscoggin river at Canton," was passed to be engrossed.

On motion by Mr. STRICKLAND, bill "an act in relation to the Reform School," was taken from the table.

The same Senator offered an amendment marked "A," by adding after the word "council," in line two, the words "and of the city of Portland."

Pending the adoption of the amendment, on motion by Mr. DINGLEY, the bill was laid on the table.

On motion by Mr. PARCHER,
Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, FEBRUARY 25, 1880.

Prayer by Rev. Mr. UPJOHN of Augusta.

Journal of yesterday was approved.

Papers from the House :

That the Committee on Legal Affairs inquire whether any further legislation is required relating to actions in behalf of the State ;

That the Committee on Commerce be instructed to draw up resolutions for the consideration of this Legislature, instructing our Congressional delegation to use their efforts to have the suspension bridge connecting the cities of New York and Brooklyn, placed at such a height that it shall not obstruct the navigation of East river by our largest ships, or subjecting them to the expense of striking their topmasts ;

Were read and passed in concurrence.

Petition of A. E. Houghton and others, to repeal all special laws for taking fish in Webb's pond and tributaries, in the town of Weld, was referred to the Committee on Fisheries and Game in concurrence.

Petition of C. V. Ramsdell and others, for the protection of moose, caribou and deer, was referred to the Committee on Fisheries and Game in concurrence.

Bill "an act for the better regulation of payments to employees," was referred to the Committee on Mercantile Affairs and Insurance in concurrence.

"Resolve abating State tax on Township No. 4, Range 5," was referred to the Committee on State Lands and State Roads in concurrence.

Report of the Committee on Fisheries and Game, on petition of Joshua Pettigrove and others, for exemption under the fish laws, that the petitioners have leave to withdraw ;

Report of the same Committee on petition of C. O. Kilbourne and E. A. Gibbs, for extension of time prohibiting the taking of fish in Otter pond, that the petitioners have leave to withdraw ;

Were severally accepted in concurrence.

Report of the Committee on Mercantile Affairs and Insurance, on bill "an act relating to life insurance," that the same ought not to pass ;

Report of the same Committee, on bill "an act to amend chapter 49 of the revised statutes, relating to insurance," that the same ought not to pass ;

Report of the same Committee, on an order relating to amending chapter 49 of the revised statutes, for the protection of holders of policies of life insurance, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to amending the laws on insurance, that the companies shall pay the amount of policy in full when there is a total loss, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to amending section 25, chapter 49 of the revised statutes, that legislation thereon is inexpedient ;

Were severally accepted in concurrence.

Report of the Committee on the Judiciary, on an order relating to the purchase of Hopkins' Digest of the Maine Reports, reporting "resolve providing for the purchase of and distribution of Hopkins' Digest of Maine Reports."

The report was accepted in concurrence, and the resolve on motion by Mr. HAWES, was laid on the table.

Report of the Committee on Towns, on petition of Caleb Fuller and others, that said Fuller and his real estate be set off from the town of Woodstock and annexed to the town of Paris, reporting bill "an act to set off the homestead farm of Caleb Fuller from the town of Woodstock, and annex the same to the town of Paris."

The report was accepted in concurrence, and the bill, on motion by Mr. BREWER, was laid on the table.

Report of the Committee on Fisheries and Game, on petition of Elias Fowler and others, for the passage of a law to protect fish in Lovejoy's pond, reporting bill "an act to protect the fish in Lovejoy's pond in the town of Albion, county of Kennebec."

Report of the Committee on the Judiciary, on bill "an act to incorporate the State of Maine Consolidated Mining Company."

Report of the same Committee, on bill "an act in relation to service of process on domestic corporations," reporting the same in a new draft, and that it ought to pass.

Report of the same Committee, on bill "an act to amend section 6, chapter 78 of the revised statutes, in relation to the time of meeting of County Commissioners of Washington county," that the same ought to pass.

These reports were severally accepted in concurrence, and the bills each read once, and to-morrow assigned for their second reading.

Report of the Committee on Financial Affairs, on "resolve in favor of the town of Exeter," that the same ought to pass, was accepted in concurrence.

The resolve read twice, under suspension of the rules, and passed to be engrossed in concurrence.

"Resolve in favor of Eugene Michaud," indefinitely postponed in the Senate, came from the House, that branch insisting upon its passage, and proposing a Committee of Conference, with

Messrs. Farrell of Van Buren,
Norton of Industry,
Gushee of Appleton,

appointed conferees.

On motion by Mr. ELLIS, the Senate adhered to its former vote.

On motion by Mr. HAWES,

Ordered, That the Secretary of State be directed to furnish the Legislature with copies of all contracts and renewals of contracts, if any there be, between the State and Plaisted and Appleton, concerning a Digest of the Maine Reports.

Read and passed.

Sent down for concurrence.

Mr. FERNALD, from the Committee on Claims, on petition of Charles H. Goodwin, with Statement of Facts, for arrears of State bounty for 1863, that the petitioner have leave to withdraw.

Mr. FERNALD, from the same Committee, on petition of Mary Dana, for relief for services rendered during the war of 1812, that the petitioner have leave to withdraw.

Mr. BRADFORD, from the Committee on the Judiciary, on an order amending the Constitution, that the Council shall be elected by the people of the several Councillor Districts by a plurality vote; also that all State officers shall be elected by a plurality vote of the people, that legislation thereon is inexpedient.

Mr. BERRY, from the same Committee, on an order relating to

the expediency of amending the law in reference to administrators, that legislation thereon is inexpedient.

Mr. HARRIS, from the Committee on Legal Affairs, on an order to inquire into the expediency of amending the statutes, so that towns may fix the per diem pay of town officers at a rate not to exceed the rate now established by law, that legislation thereon is inexpedient.

These reports were severally accepted.

Sent down for concurrence.

Mr. DEARBORN, from the Committee on Agriculture, on petition of Edwin Flye, that further protection be given to agricultural societies, reporting bill "an act to amend chapter 58. of the revised statutes, relating to agricultural societies ;"

Mr. HARRIS, from the Committee on Railroads, on bill "an act to provide for danger signals on railroads in certain cases," that the same ought to pass ;

Mr. STRICKLAND, from the Committee on the Judiciary, on bill "an act relating to sureties on official bonds, defending in suits against their principal," reported the same in a new draft, and that it ought to pass ;

Mr. STRICKLAND, from the same Committee, on an order inquiring into the expediency of providing by law that copies of deeds from the State records in the Land Office, may be recorded in the Registry of Deeds in the county where the land lies, with the same effect as if the original deed had been recorded, reported bill "an act to provide for the registry of deeds from the State ;"

Mr. DINGLEY, from the Committee on Legal Affairs, on an order to inquire into the expediency of amending chapter 27, section 14 of the revised statutes, so that the State Liquor Agent shall be paid a salary instead of a commission, reported bill "an act concerning the State Agency for the sale of spirituous liquors ;"

Mr. DINGLEY, from the same Committee, on an order to inquire into the expediency of enacting a law to better protect the people against the dangers of vagrants and tramps, reported bill "an act to punish tramps ;"

Mr. PATTEN, from the Committee on Indian Affairs, on "resolve in favor of the Passamaquoddy tribe of Indians," that the same ought to pass ;

Mr. PATTEN, from the same Committee, on "resolve making appropriation for the Penobscot tribe of Indians," that the same ought to pass ;

Were severally accepted, and the bills and resolves laid on the table to be printed under the Joint Rules.

Mr. ATWELL, from the Committee on Interior Waters, on petition of J. Manchester Haynes, for charter as a log driving company on Dead river, with bill accompanying.

Mr. CORNISH, from the Committee on Manufactures, on petition of John F. Sprague and others, for an act of incorporation to be known as the Consolidated Eastern Slate Company.

These several reports were accepted, the bills each read once and to-morrow assigned for their second reading.

Mr. ATWELL, from the Committee on Pensions, submitted final report of said Committee, that they have acted on all matters referred to them, and ask to be discharged from the consideration of any other new matter at this session ;

Mr. WAKEFIELD, from the Committee on Interior Waters, submitted their final report, that they have acted on all matters referred to them ;

Mr. ELLIS, from the Committee on Counties, submitted their final report, that they have acted on all matters referred to them ;

Mr. PATTEN, from the Committee on Indian Affairs, submitted their final report, that they have acted on all matters referred to them ;

Mr. DINGLEY, from the Committee on Banks and Banking, submitted their final report, that they have acted on all matters referred to them ;

Which were severally accepted.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act to change the names of Albert Homer Thorne, Mercy Ramson, Frank C. Knowlton, Isaiah Frye Hanson and John Warren Hanson ;"

Bill "an act granting permission to G. A. Mathews, G. F. Jackson, C. S. Pullen and others, to locate and construct a railroad from Monson to Dexter, on certain conditions ;"

Bill "an act to incorporate the Steam Heating and Power Company ;"

Bill "an act to protect quails ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bill :

Bill "an act in relation to defences in actions involving contracts made on Sunday," which was read a second time, and pending its passage to be engrossed, on motion by Mr. DINGLEY, was laid on the table.

Mr. ATWELL moved to take from the table "resolve in favor of Benjamin Smith of Appleton."

The resolve was read a second time, and pending its passage to be engrossed, on motion by Mr. HARRIS,

Resolved, That the same be indefinitely postponed.

Sent down for concurrence.

On motion by Mr. HAWES, bill "an act relating to drains and sewers in the town of Deering," was taken from the table.

The same Senator offered the following amendment, marked "A : " Amend by inserting the following section : "Whenever in the judgment of said municipal officers, the building of such drain or common sewer shall damage any land owner, the said municipal officers shall estimate, and the town shall pay such damages, in the same manner and form as is now provided in the statutes in relation to damages in building ways."

The amendment was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc,

Bill "an act amendatory to an act to prevent incompetent persons from conducting the business of apothecaries."

The same Senator offered an amendment marked "A," and pending the adoption of the amendment, the bill was laid on the table on motion by Mr. DINGLEY.

On motion by Mr. FERNALD, the report of the Committee on Claims, relating to Senate order ordering the pay of Edwin C.

Hendee, for services as Page at this session of the Senate, to be made up, was taken from the table.

The report was accepted.

The same Senator offered the following amendment, marked "A.:" Amend by striking out "two dollars" and inserting "one dollar," so that the order shall read as follows:

One dollar per day for five days.

The amendment was adopted, and the order as amended was passed.

On motion by Mr. RANKINS,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, FEBRUARY 26, 1880.

Prayer by Rev. Mr. WHITNEY of Augusta.

Journal of yesterday was approved.

Papers from the House:

Bill "an act to incorporate the Maine Mining Exchange," was referred to the Committee on Legal Affairs in concurrence.

Petition of Mitchell Brewer, for the repeal of the porgie law, was referred to the Committee on Fisheries and Game in concurrence.

Bill "an act relating to the taxation of railroads," was referred to the Committee on Railroads in concurrence.

Petition of E. B. Lovejoy and others, for equalizing the State bounty paid soldiers during the late war, was referred to the Committee on Military Affairs in concurrence.

Report of the Committee on the Judiciary, on petition of J. W. Porter, that the laws for imprisonment for debtors be repealed, that the petitioners have leave to withdraw.

Report of the Committee on Legal Affairs, on an order relating

to the expediency of changing the law in relation to hawkers and peddlers, that legislation thereon is inexpedient.

Report of the same Committee, on an order to change of laws relating to sanitary measures, that legislation thereon is inexpedient.

Report of the same Committee, on an order relating to the expediency of repealing the insolvent law, that legislation thereon is inexpedient.

Report of the Committee on Ways and Bridges, on petition of L. Lundoll and others, that aid may be granted to build a bridge in Aroostook county, that the petitioners have leave to withdraw.

Report of the Committee on Claims, on petition of W. J. Corthell and others, teachers of Gorham Normal School, that they may be paid deficiency of salary, that the petitioners have leave to withdraw.

The several reports were accepted in concurrence.

Report of the Committee on the Judiciary, on bill "an act to amend sections 1, 2 and 3, of chapter 91 of the revised statutes, relating to mortgages of personal property," that the same ought to pass.

Report accepted in concurrence.

Read once and to-morrow assigned for second reading.

Report of the Committee on the Judiciary, on bill "an act to incorporate the Commercial Club," that the same ought to pass.

Pending acceptance of report, and on motion by Mr. LAMSON of Sagadahoc, the bill was laid on the table.

Report of the Committee on Legal Affairs, on bill "an act to authorize collectors of taxes to sue in their own names," that the same ought to pass.

Report of the same Committee, on an order relating to amendment of the insolvent laws of Maine, reporting bill "an act to amend the insolvency laws of Maine."

Report of the same Committee, on bill "an act relating to the registry of deeds from the State, reporting in new draft, bill 'an act to provide for the registry of deeds from the State,'" and that it ought to pass.

Report of the Committee on Agriculture, on petition of the inhabitants of Lincolnville, that the town of Lincolnville may be included

within the limits of the Knox Agricultural Society, reporting bill "an act relating to the town of Lincolnville."

These reports were severally accepted in concurrence, the bills each read once and to-morrow assigned for their second reading.

Report of the Committee on Fisheries and Game, on bill "an act to protect ducks," that the same ought to pass.

The report was accepted in concurrence, and the Senate concurred in the indefinite postponement of the bill.

Bill "an act in relation to the bridge over the east branch of Cousins river," passed to be engrossed in the Senate, came from the House recommitted to the Committee on Ways and Bridges.

The Senate reconsidered its vote whereby the bill was passed to be engrossed, and recommitted in concurrence.

On motion by Mr. DINGLEY,

Ordered, That the Committee on Financial Affairs be instructed to inquire into the expediency of enacting a law through which there may be some more definite system of taxation in regard to railroad companies, and by which express and telegraph companies shall pay a tax to the State, where not now provided for by law.

Read and passed.

Sent down for concurrence.

Mr. PARLIN presented petition of O. W. McIntire and others, for charter for railroad from Skowhegan to Athens, in Somerset county, which was referred to the Committee on Railroads.

Sent down for concurrence.

Mr. BREWER, from the Committee on Towns, on petition of J. G. Record and others, that the land and buildings of said Record may be set off from Crystal Plantation and annexed to the town of Sherman, that the petition be referred to the next Legislature, with order of notice;

Mr. BERRY, from the same Committee, on petition of I. P. Mallett and others, that Lot No. 8, Range 12, in District No. 7, in the town of Lee, be set off into School District No. 4, in the town of Winn, that the petition be referred to the next Legislature, with order of notice;

Mr. COOMBS, from the Committee on Commerce, on an order relating to an act to incorporate the Ship Fasteners' Union, that legislation thereon is inexpedient;

Mr. COOMBS, from the same Committee, on petition of C. H. Clement and others, for charter for wharf into tide waters, that the petitioners have leave to withdraw ;

Mr. DINGLEY, from the Committee on Legal Affairs, on an order inquiring into the expediency of an act in relation to actions in behalf of the State, that legislation thereon is inexpedient ;

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of Wm. L. Langley and others, for an act to prohibit the throwing of refuse matter into the waters of the Presumpscot river and its tributaries, that the petitioners have leave to withdraw ;

Mr. PARCHER, from the Committee on Ways and Bridges, on petition of D. Linnett and others, praying that authority be granted to build a bridge across Mills Strait, that the petition be referred to the next Legislature ;

Were severally accepted.

Sent down for concurrence.

Mr. STRICKLAND, from the Committee on the Judiciary, on an order to inquire into the necessity of repealing section 25 of chapter 2 of the revised statutes, reporting bill "an act to repeal section 25 of chapter 2 of the revised statutes, relating to the organization of the Legislature," and that the same ought to pass ;

Mr. SMITH, from the Committee on Towns, on petition of John G. Thayer and others, for an act to incorporate Woodland Plantation, reported bill "an act to incorporate the town of Woodland ;"

Were accepted, and the bills laid on the table to be printed under the Joint Rules.

Mr. FERNALD, from the Committee on Claims, on petition of the municipal officers of the town of Kingsbury, for relief for alien paupers, reported that the same be referred to the Governor and Council.

Report accepted, and petition referred to Governor and Council.

Sent down for concurrence.

Mr. ELLIS, from the Committee on Legal Affairs, on an order inquiring into the expediency of amending section 49 of chapter 27 of the revised statutes, in relation to the punishment for drunkenness, reported bill "an act to amend section 49 of chapter 27 of the revised statutes in relation to the punishment for drunkenness."

Mr. DINGLEY, from the same Committee, on petition of J. M.

Mansfield and others, for charter of the South Buxton Cemetery Association, reported bill "an act to incorporate the South Buxton Cemetery Association."

Mr. WAKEFIELD, from the Committee on Interior Waters, on bill "an act authorizing Frank S. Chase and James I. Pray to dredge bars, remove boulders and navigate Messalonskee stream by steam," that the same ought to pass.

Mr. HARRIS, from the Committee on Interior Waters, on bill "an act to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond," reported the same in new draft with the same title, and that it ought to pass.

Mr. PARCHER, from the Committee on Ways and Bridges, on petition of Zenas Cook and others, that authority be granted to build a bridge across Georges river, reported bill "an act to authorize the County Commissioner of Knox county to locate and establish a highway across Georges river."

These reports were severally accepted, the bills each read once and to-morrow assigned for their second reading.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to protect the fish in Lovejoy pond in the town of Albion, county of Kennebec;"

Bill "an act in relation to services on domestic corporations;"

Bill "an act to amend section 6, chapter 78 of the revised statutes, in relation to the time of the meeting of the County Commissioners of Washington county;

Were read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bill:

Bill "an act to incorporate the State of Maine Consolidated Mining Company."

Pending its passage to be engrossed, on motion by Mr. HAWES, the bill was laid on the table.

Bill "an act to incorporate the Consolidated Eastern Slate Company," was read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act incorporating the Dead River Log Driving Company."

Pending its second reading, Mr. HARRIS offered the following amendment, marked "A :"

Section 8. Chapter 216 of the private laws of 1869, entitled bill "an act to amend an act to incorporate the Kennebec Log Driving Company," is hereby amended so that it shall not apply to Dead river.

Section 9. This act shall take effect when approved.

The amendment was adopted, and the bill read a second time and passed to be engrossed.

Sent down for concurrence.

Printed bills :

Bill "an act to prevent the obstruction of business on certain public corporations," was read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act to provide for danger signals on railroads in certain cases ;"

Bill "an act in relation to sureties upon official bonds defending in suits against their principals ;"

Bill "an act to amend chapter 58 of the revised statutes, relating to agricultural societies ;"

Were each read once and to-morrow assigned for their second reading.

"Resolve to provide for the uniforming of the enlisted men of the Maine Volunteer Militia," was read twice under the suspension of the rules, and pending its passage to be engrossed,

Mr. BARKER moved to indefinitely postpone the resolve, which was decided in the negative ; yeas 17, nays 10.

Those who voted in the affirmative are :

Messrs. Barker, Barrett, Ellis, Harris, Parlin, Patten, Rankins, Rogers, Strickland, Thompson—10.

Those who voted in the negative are :

Messrs. Atwell, Berry, Brewer, Bradford, Coombs, Cornish, Dingley, Duran, Emery, Flint, Fernald, Hill, Hawes, Lamson of Sagadahoc, Parcher, Smith, Wakefield—17.

Mr. DINGLEY offered an amendment marked "A," to strike out "twenty thousand dollars," and insert instead "eighteen thousand dollars."

The amendment was adopted, and the resolve passed to be engrossed.

Sent down for concurrence.

On motion by Mr. HAWES, a message was sent to the Governor recalling bill "an act to incorporate the Ocean Street Railway Company."

The Secretary conveyed the message, and subsequently returned with the bill.

On motion by Mr. HAWES, the votes whereby bill "an act to incorporate the Ocean Street Railway Company," was passed to be enacted and passed to be engrossed, was reconsidered.

Same Senator offered the following amendment marked "A": Amend by adding to section 12, the words, "but shall have all the rights and be subject to the liabilities of horse railroads within this State."

The amendment was adopted, and the bill as amended passed to be engrossed under suspension of the rules.

Sent down for concurrence.

On motion by Mr. DINGLEY, bill "an act in relation to defences in actions involving contracts made on Sunday," was taken from the table, and passed to be engrossed in concurrence.

On motion by Mr. PATTEN,
Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, FEBRUARY 27, 1880.

Prayer by Rev. Mr. STERLING of Augusta.

Journal of yesterday was approved.

Papers from the House :

That the Clerk be directed to make up the pay of B. L. Staples, for — days at five dollars per day, with the usual mileage ;

That the Clerk be directed to make up the pay of W. E. Gibbs, for — days at five dollars per day, with the usual mileage ;

Were read and referred to the Committee on Claims in concurrence.

Bill “an act to authorize the Denison Paper Manufacturing Company of Poland to issue bonds, etc.,” was referred to the Committee on the Judiciary in concurrence.

Bill “an act to amend chapter 82 of the revised statutes, concerning proceedings in court,” was referred to the Committee on Legal Affairs in concurrence.

Petition of Amos Bucknam and others, for equalization of State bounty, was referred to the Committee on Military Affairs in concurrence.

Remonstrance of Allen Gammage and others, against the repeal of the porgie law, was referred to the Committee on Fisheries in concurrence.

“Resolve in favor of William Stewart,” was referred to the Governor and Council in concurrence.

Bill “an act to incorporate the town of West Rockland,” passed to be engrossed in the Senate, came back from the House, that branch non-concurring in the acceptance of the minority report and the passage of the bill, and accepted the majority report that the petitioners have leave to withdraw.

On motion by Mr. COOMBS, the bill was laid on the table, and Wednesday next, at eleven o'clock, assigned for its consideration.

Report of the Committee on Legal Affairs, on an order relating to the State Prison, that the same be referred to the Committee on State Prison.

The report was accepted, and the order referred to the Committee on State Prison in concurrence.

Report of the Committee on Ways and Bridges, on petition of the inhabitants of Monticello, for aid to build a bridge in Aroostook county, that the petitioners have leave to withdraw, came from the House recommitted to the Committee on Ways and Bridges.

Report accepted, and the petition recommitted in concurrence.

Report of the Committee on Legal Affairs, on petition of Seth Sprague and others, to be incorporated under the name of the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America, reporting bill "an act to incorporate the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America," referred to the next Legislature.

Report accepted in concurrence.

On motion by Mr. BARKER, the bill was laid on the table.

Report of the Committee on Financial Affairs, on an order relating to the expediency of providing for a reduction of the mileage of members of the Legislature and of State officers, reporting bill "an act to amend chapter 115, section 6 of the revised statutes, relating to the compensation of the members of the government."

The report was accepted, and the bill laid on the table.

Report of the Committee on Interior Waters, on petition of Antoine Ouillette and others, that refuse lumber may not be thrown into Violet brook in Van Buren, that the same be referred to the next Legislature.

Report of the same Committee, on petition of Jonathan A. Virgin and others, for an act to incorporate the Howard Pond Reservoir Company, that the petition be referred to the next Legislature.

Report of the Committee on Ways and Bridges, on an order relating to the changing, building and support of bridges on all rivers within the several counties, to such counties instead of the towns as now provided by law, that the same be referred to the next Legislature.

Report of the Committee on Financial Affairs, on bill "an act to amend section 1 of chapter 75 of the public laws of 1878," that the same ought not to pass.

Report of the Committee on Legal Affairs, on bill "an act in relation to the testimony of witnesses," that the same ought not to pass.

Report of the same Committee, on petition of G. Turner and others, that the Common Council of the city of Augusta be re-established, that the petitioners have leave to withdraw.

Report of the Committee on Fisheries and Game, on petition of William A. Holbrook and others, for change of law relating to the taking of smelts in Casco bay, that the petitioners have leave to withdraw.

Report of the same Committee, on petition of C. V. Ramsdell and others, that the game laws be amended, that the petitioners have leave to withdraw.

Report of the Committee on Towns, on petition of Edward T. Stevens and others, that their real estate be set off from the Bridgton Centre Village Corporation, that the petitioners have leave to withdraw.

Report of the same Committee, on petition of the city government of Portland, which was recommitted, that a new line of division between that city and the town of Cumberland be granted, that the petitioners have leave to withdraw.

Report of the Committee on Education, on petition of Julia M. Carter, that the town of Bradley pay her services as school teacher in said town, that the petitioner have leave to withdraw.

These reports were severally accepted in concurrence.

Report of the Committee on Legal Affairs, on "bill an act to make valid the doings of Reed Plantation," that the same ought to pass.

Report of the Committee on the Judiciary, on bill "an act to authorize the city of Bangor, to sell and convey its interest in the Bangor and Piscataquis railroad," that the same ought to pass.

Report of the same Committee, on bill "an act to incorporate the National Bell Telephone Company," that the same ought to pass.

Report of the Committee on Interior Waters, on petition of Eben Wellman and others, to flow certain meadow lands in Augusta, reporting bill "an act authorizing Eben Wellman and others to

maintain a dam over and across Mud Mills brook in Augusta, for the purpose of flowing meadow lands."

Reports accepted in concurrence, bills each read once, and to-morrow assigned for their second reading.

Report of the same Committee, on bill "an act to incorporate the Dudley Brook Dam Company," that the same ought to pass.

Report accepted in concurrence, bill read once, and on motion of Mr. DINGLEY, laid on the table to be printed.

Report of the Committee on State Lands and State Roads, on an order inquiring into the expediency of making an appropriation for road leading from Fish River Mills to Daigle Mills in Township No. 17, Range 6, Aroostook county, reporting "resolve in favor of road leading from Fish River Mills to Daigle Mills in Township No. 17, Range 6, Aroostook county."

Report accepted, resolve read once and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on an order in regard to the resolutions concerning an amendment of the Constitution of Maine, approved March 4, 1879, reporting bill "an act to authorize amendments of the Journals of the Senate and House of Representatives," was accepted in concurrence.

The bill was read twice under suspension of the rules, and passed to be engrossed in concurrence.

The following Communication from the Secretary of State was received and read:

STATE OF MAINE.

OFFICE OF SECRETARY OF STATE, }
Augusta, February 27, 1880. }

To the President of the Senate and

Speaker of the House of Representatives:

In compliance with an order of the Legislature, I herewith hand you copy of the contract made on the 10th day December, A. D. 1879, between the Secretary of State, acting in behalf of the State of Maine, and by virtue of a resolve of the Legislature, approved February 2, A. D. 1878, entitled "resolve providing for the purchase and distribution of Plaisted & Appleton's Digest of Maine Reports," and the firm of Dresser, McLellan & Co., of Portland;

also copy of letter of Hon. E. H. Gove, Secretary of State, dated December 12, A. D. 1879, extending said contract.

Very respectfully,

Your obedient servant,

(Signed)

S. J. CHADBOURNE, *Secretary of State.*

Read and sent down, and the copies of contracts referred to the Committee on Legal Affairs.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That when the Senate adjourn, it be to meet to-morrow morning at nine o'clock.

On motion by Mr. BERRY,

Ordered, That the Committee on State Reform School inquire into the expediency of amending the statutes so that the Superintendent of said school shall act as Treasurer of the same; also to inquire into the expediency of amending the statutes so that the compensation of the Trustees shall be actual expenses only.

On motion by Mr. EMERY,

Ordered, That the Committee on Insane Hospital, be requested to inquire into the expediency of so amending the statute as to provide that the Superintendent of that institution shall be Treasurer.

Sent down for concurrence.

Mr. COOMBS, from the Committee on Railroads, on bill "an act to incorporate the Presumpscot River Railroad Company," that the same ought not to pass;

Mr. THOMPSON, from the Committee on Mercantile Affairs and Insurance, on an order relating to a geological survey of the State, that legislation thereon is inexpedient;

Mr. THOMPSON, from the same Committee, on petition of A. C. Hamlin and others, for an act incorporating the Electric Light Company, that the petitioners have leave to withdraw;

Mr. ELLIS, from the Committee on Legal Affairs, on petition of Sewall B. Fletcher, and others, for a charter to build a wharf into tide waters in Islesborough, that legislation thereon is inexpedient;

Mr. PARLIN, from the Committee on Federal Relations, on petition of Martin Savage and others, for an appropriation in aid of building a bridge across the St. Johns river at Little Falls, that the same be referred to the next Legislature, to await the action

of a memorial of last Legislature to the Congress of the United States ;

Were severally accepted. Sent down for concurrence.

Mr. WAKEFIELD, from the Committee on Interior Waters, on petition of Fountain Rodick and others, for a charter granting the right to take and use the water of Salisbury brook at Bar Harbor, reported bill "an act additional to 'an act to incorporate the Bar Harbor Water Company.'"

Mr. BARKER, from the Committee on State Lands and State Roads, on recommitted bill "an act to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads," reported the same in a new draft.

Mr. BREWER, from the Committee on Ways and Bridges, on petition of L. W. Goodspeed and others, for an act authorizing the city of Gardiner and town of Pittston to purchase the Gardiner and Pittston bridge, or to build a free bridge, reported bill "an act to amend 'an act authorizing the city of Gardiner and town of Pittston, or either of them, to purchase the Gardiner and Pittston bridge.'"

These reports were severally accepted, the bills each read once, and to-morrow assigned for their second reading.

Mr. LAMSON of Sagadahoc, from the Committee on Railroads, on bill "an act to authorize the Knox and Lincoln Railroad Company to change its location," reported that the same ought to pass.

Mr. SMITH, from the Committee on Maine State Year Book and Legislative Manual, on an order recommitted, relating to the purchase of the same, reported "resolve for the purchase of the Maine State Year Book and Legislative Manual."

Mr. HARRIS, from the Committee on Interior Waters, on petition of Zechariah Chaffee, trustee, to be relieved from building a fishway over the dam of the A. & W. Sprague Manufacturing Company, in Augusta, reported "resolve relating to the fishway on Kennebec dam."

These reports were severally accepted.

Sent down for concurrence.

Mr. ATWELL, from the Committee on Interior Waters, on bill "an act to prevent the putting of rocks into Swett's pond in the town of Orrington," reported that the same ought to pass.

The report was accepted, the bill read twice under the suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. BERRY, from the Committee on Reform School, on report of the Superintendent and Trustees of said school, reported "resolve in favor of the State Reform School."

Mr. HARRIS, from the Committee on Railroads, on petition of S. E. Bryant and others, for a charter for a railroad from Kennebunk to Kennebunkport, reported bill "an act granting permission to S. E. Bryant and others to locate and construct a railroad from Kennebunk to Kennebunkport in the county of York, on certain conditions."

Mr. BERRY, from the Committee on State Reform School, on report of the Managers of the Industrial School for Girls, reported "resolve in favor of the Industrial School for Girls."

Mr. HAWES, from the Committee on Insane Hospital, on report of the Trustees and Visiting Committee, reported "resolve to provide for the erection of an additional building to the Maine Insane Hospital."

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to amend section 16 of chapter 46 of the revised statutes, relating to corporations," that the same ought to pass.

These reports were severally accepted, and the bills and resolves laid on the table to be printed under the Joint Rules.

The Committee on Bills in the Second Reading, reported the following bills:

Bill "an act to amend sections 1, 2 and 3 of chapter 91, revised statutes, relating to mortgages of personal property;"

Bill "an act relating to the town of Lincolnville;"

Bill "an act to provide for the registry of deeds from the State;"

Bill "an act to authorize collectors of taxes to sue in their own names;"

Bill "an act to amend the insolvency laws of Maine;"

Were each read a second time, and passed to be engrossed in concurrence.

Bill "an act to amend chapter 58 of the revised statutes, relating to agricultural societies," was read twice, and pending its passage

to be engrossed, on motion by Mr. DINGLEY, indefinitely postponed.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bill :

Bill "an act to amend section 49 of chapter 27 of the revised statutes, in relation to punishment for drunkenness."

Pending its passage to be engrossed, the bill was laid on the table and ordered printed under the Joint Rules.

The same Committee reported the following bills and resolves :

Bill "an act in relation to sureties on official bonds, defending in suits against their principal ;"

Bill "an act to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond ;"

Bill "an act authorizing Frank L. Chase and James J. Pray, to dredge bars, remove boulders and navigate Messalonskee stream, so-called, by steam ;"

Bill "an act to incorporate the South Buxton Cemetery Association ;"

Bill "an act to authorize the County Commissioners of Knox County to locate and establish a highway across Georges river ;"

Bill "an act to provide for danger signals on railroads, in certain cases ;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

Printed bills :

Bill "an act to provide for the registry of deeds from the State ;"

Bill "an act to punish tramps ;"

Bill "an act concerning the State Agency for sale of spirituous liquors ;"

Bill "an act to repeal section twenty-five of chapter two of the revised statutes, relating to the organization of the legislature ;"

Bill "an act to incorporate the town of Woodland ;"

"Resolve making appropriations for the Penobscot tribe of Indians for the year 1880 ;"

"Resolve in favor of the Passamaquoddy tribe of Indians ;"

Were each read once and to-morrow assigned for their second reading.

On motion by Mr. BRADFORD,

Bill "an act providing for the trials of causes involving the rights of justices to hold public offices," was taken from the table.

The same Senator offered an amendment marked "A," which was adopted, and the bill as amended ordered printed.

On motion by Mr. HAWES,

"Resolve providing for the purchase and distribution of Hopkins' Digest of the Maine Reports," was taken from the table.

The Senate non-concurred in the indefinite postponement of the resolve, and on motion by Mr. BARKER the resolve was referred to the Committee on Legal Affairs.

Sent down for concurrence.

On motion by Mr. STRICKLAND,

Bill "an act in relation to the Reform School," was taken from the table.

The same Senator offered an amendment marked "A," by adding after the word "council" in the second line, the words "and of the city of Portland."

The amendment was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

On motion by Mr. STRICKLAND,

Bill "an act to incorporate the Maine Consolidated Mining Company," was taken from the table and passed to be engrossed in concurrence.

On motion by Mr. LAMSON,

Bill "an act amendatory to an act to prevent incompetent persons from conducting the business of apothecaries," was taken from table, and on motion by Mr. SMITH indefinitely postponed.

Sent down for concurrence.

On motion by Mr. FERNALD, the vote accepting the report of the Committee on Claims, reporting leave to withdraw on petitions of W. J. Corthell and others, teachers of the Gorham Normal School, was reconsidered and the report recommitted.

Sent down for concurrence.

Mr. PARLIN, from the Joint Standing Committee on Federal Relations, submitted their final report, that they have acted on all matters referred to them.

Mr. HILL, from the Committee on Mercantile Affairs and Insurance, submitted their final report, that they have acted on all matters referred to them.

On motion by Mr. BERRY,

Ordered, The House concurring, that section one of the Joint Rules and Orders of the two Houses be amended by adding to the list of Joint Standing Committees, a Committee on the State College of Agriculture and the Mechanic Arts.

The order requiring a two-thirds vote, was refused a passage.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act to amend and revive 'an act to incorporate the Livermore Fire Insurance Company ;'"

Bill "an act in relation to frivolous exceptions ;"

Bill "an act authorizing the location of a way over the tide waters between Elwell's Point and Spruce Head Island in South Thomaston ;"

Bill "an act to extend the time for organizing the Maine Mining Company ;"

Bill "an act to repeal chapter 249 of the private and special laws of 1873, relating to the preservation of water fowl in the ponds and streams in the town of Plymouth ;"

"Resolve in favor of the town of Exeter ;"

Bill "an act authorizing the County Commissioners of Oxford County to re-assess certain taxes ;"

Bill "an act to amend section 10, chapter 75 of the laws of 1878, relating to fisheries ;"

Bill "an act to amend chapter 311 of the special laws of 1876, entitled 'an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam ;'"

Bill "an act to amend an act entitled 'an act to incorporate the Katahdin Dam Company ;'"

Bill "an act to amend section 2 of chapter 164 of the private and special laws of 1862, concerning the proprietors of Sheepscot river bridge ;"

Bill "an act to amend section 17 of chapter 132 of the revised statutes relating to fees of trial justices ;"

Which several bills were each passed to be enacted, and the resolves finally passed in concurrence, and having been signed by the President were by the Secretary presented to the Governor for his approval.

On motion by Mr. THOMPSON,
Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, FEBRUARY 28, 1880.

Prayer by Rev. Mr. PENNEY of Augusta.

Journal of yesterday was approved.

Papers from the House :

Bill "an act to consolidate the Acton Silver Mining Company and others of Acton, Maine ;"

Bill "an act providing additional remedy in civil cases against sheriffs and their deputies, constables and coroners, for charging illegal fees ;"

Were referred to the Committee on the Judiciary in concurrence.

Bill "an act creating a lien on colts," was referred to the Committee on Legal Affairs in concurrence.

Bill "an act relating to ways ;"

Bill "an act to authorize the Norway Branch Railroad Company to lease its road ;"

Were referred to the Committee on Railroads in concurrence.

Report of the Committee on Federal Relations, on an order relating to pilot laws, reporting that the same be referred to the Committee on Commerce.

Report accepted, and the order referred in concurrence.

Report of the Committee on the Judiciary, on an order inquiring into the expediency of amending the city charter of the city of Augusta, that the same be referred to the next Legislature ;

Report of the same Committee, on petition of William F. Holland, for a charter of incorporation, under the name of the Silver Spring Water and Gas Company, that the petitioners have leave to withdraw ;

Report of the Committee on Legal Affairs, on bill "an act to incorporate the Rangely Lake Fish and Game Association," that the same ought not to pass ;

Report of the same Committee, on bill "an act to amend section 16 of chapter 71 of the revised statutes, in relation to money or property held in trust," that the same ought not to pass ;

Report of the Committee on Railroads, on petition of the Orchard Beach Railroad Company, for the right to construct a wharf in tide waters, that the petitioners have leave to withdraw ;

Report of the same Committee, on bill "an act relating to railroads," that the same ought not to pass ;

Report of the Committee on Mercantile Affairs and Insurance, on bill "an act for the better regulation of payments of employees," that the same ought not to pass ;

Report of the Committee on State Lands and State Roads, on petition of Mellus Trafton, to be remunerated for land in Mt. Chase, for which he held a land certificate in 1876, that the petitioner have leave to withdraw ;

Report of the Committee on Military Affairs, on petition of E. B. Lovejoy and others, that the State bounty may be equalized, that the petitioners have leave to withdraw ;

Were severally accepted in concurrence.

Report of the Committee on the Judiciary, on an order inquiring into the expediency of amending the law relating to the organization of business corporations, reporting bill "an act amendatory to an act to provide for the organization of business corporations."

Report accepted in concurrence, and the bill indefinitely postponed in concurrence.

Report of the Committee on Legal Affairs, on an order relating to the abolishment of the office of Land Agent, reported bill "an act to abolish the office of Land Agent."

Report accepted, bill read once, and laid on the table on motion by Mr. ATWELL.

Report of the Committee on Railroads, on bill "an act granting permission to locate and construct the Bridgton and Presumpscot River Railroad," that the same ought to pass.

Report accepted in concurrence, bill read once and tabled on motion by Mr. HAWES.

Report of the Committee on Interior Waters, on petition of George E. Wilson and others, for a charter to said Wilson to navigate the waters of Newport pond by steam, reporting bill "an act authorizing George E. Wilson to navigate Newport pond by steam."

Report of the Committee on the Judiciary, on bill "an act to amend chapter 114 of the revised statutes, relating to new trials for capital offences," that the same ought to pass.

Report of the same Committee, on bill "an act for incorporation of the Orchard Beach Wharf and Steamboat Company," that the same ought to pass.

These reports were severally accepted in concurrence, and the bills each read once, and Monday assigned for their second reading.

Communications were received from the Secretary of State, transmitting the annual report of the President and Trustees of the State College of Agriculture and Mechanic Arts for the year 1879; also

The annual report of the Railroad Commissioners for the year 1879.

The communications were read, and the reports were severally referred to the Committees on Agriculture and Railroads.

Sent down for concurrence.

On motion by Mr. STRICKLAND,

Ordered, That Senator Atwell be excused from further attendance at this session of the Legislature, on and after March 3d, and that the Secretary be instructed to make up his pay for the session.

Read and passed.

On motion by Mr. CORNISH,

Ordered, That when the Senate adjourns, it be to meet Tuesday next, at 11 o'clock in the forenoon.

Mr. HARRIS offered an amendment, by striking out "Tuesday next, at 11 o'clock in the forenoon," and insert "Monday next, at 4 o'clock in the afternoon."

The amendment was adopted, and the order as amended passed.

Mr. PARCHER, from the Committee on Ways and Bridges, on petition of the Selectmen of Yarmouth and Freeport, for a stationary bridge over the east branch of Cousins river, reported bill "an act in relation to the bridge over the east branch of Cousins river," which was accepted, and the bill read once, and Monday assigned for its second reading.

Mr. ATWELL, from the Committee on Interior Waters, on petition of Foster and Spaulding, for authority to build and maintain dams on Parlin stream, reported bill "an act to incorporate the Parlin Pond Dam Company."

The report was accepted, bill read once, and laid on the table, on motion by Mr. CORNISH.

Mr. PARCHER, from the Committee on Ways and Bridges, on petition of A. S. Flanders and others, for an appropriation for changing road in the town of Mayfield, that the petition be referred to the next Legislature.

The report was accepted. Sent down for concurrence.

The Committee on Manufactures submitted their final report, that they have acted on all matters referred to them, which was read and accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to authorize Eben Wellman and others to maintain a dam over and across Mud Mills brook in Augusta, for the purpose of flowing meadow lands;"

Bill "an act to make valid the doings of the inhabitants of Reed Plantation, in the county of Aroostook;"

Bill "an act to authorize the city of Bangor to sell and convey its interest in the Bangor and Piscataquis Railroad;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills and resolves:

Bill "an act additional to 'an act to incorporate the Bar Harbor Water Company;'"

Bill "an act to incorporate the town of Woodland;"

Bill "an act to amend section 10 of chapter 19 of the revised

statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads ;”

Bill “an act to provide for the registry of deeds from the State ;”

“Resolve making appropriation for the Penobscot tribe of Indians for the year 1880 ;”

“Resolve in favor of the Passamaquoddy tribe of Indians ;”

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following bill :

Bill “an act to punish tramps,” which was read a second time, and amended as per sheet “A,” and passed to be engrossed.

Sent down for concurrence.

“Resolve in favor of road leading from Fish River Mills to Daigle Mills, in Township No. 17, Range 6, Aroostook county,” was read a second time, and on motion by Mr. DINGLEY, indefinitely postponed.

Sent down for concurrence.

Bill “an act to amend an act entitled ‘an act authorizing the city of Gardiner and town of Pittston, or either of them, to raise money for and to purchase the Gardiner and Pittston bridge,’” was read a second time, and pending its passage to be engrossed, on motion by Mr. HARRIS, the bill was laid on the table.

Bill “an act to incorporate the National Bell Telephone Company of the State of Maine,” was read a second time, and on motion by Mr. HARRIS, laid on the table.

Bill “an act concerning the State Agency for the sale of spirituous liquors,” was read a second time, and on motion by Mr. HAWES, laid on the table.

Bill “an act to repeal section 25 of chapter 2 of the revised statutes, relating to the organization of the Legislature,” was read a second time, and on motion by Mr. ELLIS, Tuesday next assigned for its further consideration.

“Resolve to provide for the erection of an additional building to the Maine Insane Hospital,” was read once, and Monday assigned for its second reading.

Bill "an act entitled 'an act to amend section 49 chapter 27 of the revised statutes,'" was read a second time and passed to be engrossed.
Sent down for concurrence.

On motion by Mr. BRADFORD, bill "an act providing for the trials of causes involving the rights of parties to hold public offices," was taken from the table, and passed to be engrossed.
Sent down for concurrence.

On motion by Mr. STRICKLAND, bill "an act to incorporate the Gardner Valley Copper Mining Company," was taken from the table, and passed to be engrossed in concurrence.

On motion by Mr. BARKER, bill "an act to incorporate the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America," was taken from the table, and on motion by the same Senator, retabled, and Tuesday, March 9th, assigned for further consideration.

On motion by Mr. PARCHER, the vote whereby an order relating to adding to the list of Joint Standing Committees a Committee on the State College of Agriculture and the Mechanic Arts, was reconsidered, and on motion by the same Senator, the order was laid on the table.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves:

Bill "an act to protect the fish in Lovejoy pond in the town of Albion, county of Kennebec;"

Bill "an act relating to Bridgton Centre Village Corporation;"

Bill "an act in relation to service on domestic corporations;"

Bill "an act to change the names of Albert Homer Thorne, Mercy Ramson, Frank C. Knowlton, Isaiah Frye Hanson and John Warren Hanson;"

Bill "an act to amend section 6, chapter 78, revised statutes, in relation to the time of meeting of the County Commissioners of Washington county;"

Bill "an act to protect quails;"

Bill "an act to amend an act entitled 'an act to revive and consolidate the laws relating to the government, powers, duties, privileges and liabilities of savings banks and institutions of savings;"

Bill "an act granting permission to G. A. Mathews, G. F. Jackson, C. S. Pullen and others, to locate and construct a railroad from Monson to Dexter, on certain conditions ;"

Bill "an act to authorize amendments of the Journals of the Senate and House of Representatives ;"

"Resolve in favor of Almira E. Cobb ;"

Which several bills were each passed to be enacted, and the resolve finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. SMITH,

Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, MARCH 1, 1880.

Prayer by Rev. Mr. BUTLER of Vassalboro'.

Journal of Saturday was read and approved.

Papers from the House :

Bill "an act to repeal chapter 65 of the public laws of 1878, relative to duties of county attorneys ;"

Petition of W. B. Hayford and others, relating to restoring the number and compensation of the Judges of the Supreme Judicial Court ;

Were referred to the Committee on the Judiciary in concurrence.

"Resolve for an appropriation for the expenses of the Joint Select Investigating Committee, created under the order of February 5, 1880 ;"

"Resolve to defray expenses of House Committee on Bribery, appointed by order of the House, January 20, 1880 ;"

Were each read once and to-morrow assigned for their second reading.

Report of the Committee on Legal Affairs, on petition of Fountain Rodick and others, for a charter for a telegraph and telephone line from Bar Harbor to Ellsworth, that the petitioners have leave to withdraw, was accepted in concurrence.

Report of the Committee on Federal Relations, on an order relating to purchasing copies of the map of the survey of the Eastern boundary of the State, that the same be referred to the next Legislature.

The report was accepted, and referred in concurrence.

Report of the Committee on Railroads, on bill "an act relating to railroads and their liabilities," that the same ought not to pass, was accepted in concurrence.

Report of the Committee on Railroads, on bill "an act relating to the taxation of railroads," that the same be referred to the Committee on Financial Affairs.

The report was accepted, and the bill referred in concurrence.

Bill "an act in relation to the Reform School," amended in the Senate and passed to be engrossed, came back from the House, that branch non-concurring with the Senate, and indefinitely postponing the bill as amended.

Senate receded from its former vote, and concurred in the indefinite postponement of the bill.

Bill "an act in relation to defences in actions involving contracts made on Sunday," passed to be engrossed in concurrence in the Senate, came from the House, that branch reconsidering the vote whereby the same passed to be engrossed, amended as per House amendment "A," and passed to be engrossed.

Senate receded from vote whereby the bill passed to be engrossed, adopted House amendment, and passed to be engrossed in concurrence.

Report of the Committee on Fisheries and Game, on petition of A. G. Hunt and others, for a law to prohibit the taking of land-locked salmon in certain lakes in Aroostook county, reporting bill "an act to prevent the taking of land-locked salmon in certain lakes in the county of Aroostook."

Report of the Committee on Towns, on petition of the inhabitants of Mapleton Plantation, that they may be incorporated into a town, reporting bill "an act to incorporate the town of Mapleton in the county of Aroostook."

Report of the Committee on Fisheries and Game, on petition of W. E. Houghton and others, for repeal of private and special laws relating to taking fish in Webb's pond and its tributaries in the

town of Weld, reporting bill "an act to repeal chapter 310 of the private laws of 1870, 332 of 1873, and 299 of 1876."

Report of the Committee on the Judiciary, on the petition of the city council of Bath, that chapter 91, section 4 of the acts of 1878, be amended, reporting bill "an act to amend chapter 91, section 4 of laws of 1878."

Report of the Committee on the Judiciary, on an order inquiring into the expediency of repealing chapter 29 of the public acts of 1878, relating to the mining interests of the State, reporting bill "an act to repeal chapter 29 of the public acts of 1878, relating to the mining interests of the State."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Communication from the Governor, submitting report of the commission appointed to revise the militia laws of Maine, was read, and the report referred to the Committee on Military Affairs.

Sent down for concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act providing for recording in registry of deeds of judgments in real actions," that the same ought not to pass, was accepted.

Sent down for concurrence.

Mr. LAMSON, of Sagadahoc, from the Committee on Temperance, on petitions from various parts of the State, reported bill "an act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances and the sale of intoxicating liquors," that the same ought to pass.

The bill was read once, and laid on the table to be printed under the Joint Rules.

The Committee on Bills in the Second Reading reported the following bills:

Bill "an act to amend chapter 114 of the revised statutes, relating to new trials for capital offences;"

Bill "an act for the incorporation of the Orchard Beach Wharf and Steamboat Company;"

Bill "an act authorizing George E. Wilson to navigate Newport pond by steam;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bill and resolve :

Bill "an act in relation to the bridge over the east branch of Cousins river ;"

"Resolve to provide for the erection of an additional building to the Maine Insane Hospital ;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act to authorize the Knox and Lincoln Railroad Company to change its location ;"

Bill "an act to incorporate the Dudley Brook Dam Company ;"

Bill "an act granting permission to S. E. Bryant, Anthony Luques, J. A. Wheeler and others to locate and construct a railroad from Kennebunk to Kennebunkport, in the county of York, upon certain conditions ;"

Bill "an act to amend section 16 of chapter 46 of the revised statutes, relating to corporations ;"

"Resolve in favor of the Industrial School for Girls ;"

"Resolve in favor of the State Reform School ;"

"Resolve relating to the fishway on Kennebec dam ;"

Were each read once, and to-morrow assigned for their second reading.

"Resolve for the purchase of the Maine State Year Book and Legislative Manual," was read once, and on motion by Mr. PARCHER, laid on the table.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following resolve :

"Resolve in favor of Benjamin M. Nutter," which resolve was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. ATWELL,
Adjourned.

C. W. TILDEN, *Secretary.*

TUESDAY, MARCH 2, 1880.

Prayer by Rev. ———.

Journal of yesterday was approved.

Papers from the House :

Petition of William Whitmore and others, for an amendment to the Maine liquor law, was referred to the Committee on Temperance in concurrence.

Bill “an act in relation to town and private ways,” was referred to the Committee on the Judiciary in concurrence.

Bill “an act additional to the several acts establishing the county of Piscataquis.”

On motion by Mr. STRICKLAND, the bill was read twice, and passed to be engrossed in concurrence, under suspension of the rules.

Report of the Committee on Financial Affairs, on report of the State Treasurer, reporting bill “an act to provide in part for the expenditures of government.”

Report accepted in concurrence, and the bill read once, and tomorrow assigned for the second reading.

Report of the same Committee, on an order relating to the expediency of providing for a reduction of the mileage of members of the Legislature and of State officers.

Report accepted in concurrence, the bill read once, and on motion by Mr. HAWES, laid on the table.

The Committee on Bills in the Second Reading reported the following bills and resolves :

Bill “an act to repeal chapters 310 of the private laws of 1870, 322 of 1873, and 299 of 1876, relating to the unlawful taking of fish in Webb's pond, or its tributaries, in Franklin County ;”

Bill “an act to incorporate the town of Mapleton in the county of Aroostook ;”

Bill “an act to incorporate the Dudley Brook Dam Company ;”

Bill "an act to prevent the taking of land-locked salmon in certain lakes in the County of Aroostook;"

"Resolve to defray expenses of House Committee on Bribery, appointed by order of the House on January 20, 1880;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills:

Bill "an act to amend section 16 of chapter 46 of the revised statutes, relating to corporations;"

Bill "an act to authorize the Knox and Lincoln Railroad Company to change its location;"

Bill "an act granting permission to S. E. Bryant, Anthony Luques, J. A. Wheeler and others, to locate and construct a railroad from Kennebunk to Kennebunkport, in the county of York, upon certain conditions;"

"Resolve relating to the fishway on Kennebec dam;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following resolve:

"Resolve for an appropriation for the expenses of the Joint Select Investigating Committee, created under the order of February 5, 1880," was read a second time, and pending its passage to be engrossed, Mr. BARRETT offered the following amendment, to strike out "two thousand dollars," and insert "one thousand dollars," which was not adopted, nays 14, yeas 7.

Those who voted in the affirmative are:

Messrs. Atwell, Barrett, Ellis, Parlin, Patten, Strickland, Thompson—7.

Those who voted in the negative are:

Messrs. Berry, Bradford, Coombs, Cornish, Dingley, Emery, Flint, Harris, Hill, Hawes, Lamson of Sagadahoc, Linn, Parcher, Smith—14.

So the amendment was lost.

The resolve then passed to be engrossed in concurrence.

The same Committee reported the following bills and resolves:

Bill "an act to amend chapter 91, section 4 of laws of 1878," was read a second time, and on motion by Mr. LAMSON of Sagadahoc, laid on the table.

Bill "an act to repeal chapter 29 of the public acts of 1878, relating to the mining interests of the State," was read a second time, and on motion by Mr. DINGLEY, laid on the table.

"Resolve in favor of the Industrial School for Girls," was read a second time, and on motion by Mr. HARRIS, laid on the table.

"Resolve in favor of the State Reform School," was read a second time, and on motion by Mr. DINGLEY, laid on the table.

On motion by Mr. PARCHER, the order relating to adding to the list of Joint Standing Committees, a Committee on the State College of Agriculture and Mechanic Arts, was taken from the table.

On motion by the same Senator, the order was passed.

Sent down for concurrence.

On motion by Mr. STRICKLAND, the vote whereby bill "an act in relation to the Reform School," was indefinitely postponed in concurrence with the House, was reconsidered, and on motion of the same Senator, was laid on the table.

On motion by Mr. THOMPSON, the report of the Committee on the Judiciary, on the sealed ballot, was taken from the table, and on motion by Mr. STRICKLAND, the report was recommitted to the Committee on the Judiciary.

Sent down for concurrence.

On motion by Mr. ELLIS, bill "an act to repeal section 25 of chapter 2 of the revised statutes, relating to the organization of the Legislature," was taken from the table and passed to be engrossed.

Sent down for concurrence.

Bill "an act providing for the trials of causes involving the rights of parties to hold public offices," came back from the House amended as per sheets Nos. 1 and 2.

Senate reconsidered its vote whereby the bill was passed to be engrossed, adopted House amendments 1 and 2, further amended in Senate as per sheet "B," and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. COOMBS,

Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, MARCH 3, 1880.

Prayer by Rev. Mr. EMMONS of Hallowell.

Journal of yesterday was approved.

Papers from the House :

The Senate concurring, that this Legislature hold two sessions daily, commencing Friday, March 5, at 10 o'clock A. M., and 2½ o'clock P. M.

Read and passed in concurrence.

Petition of W. P. Wingate and others, for restoration of salaries and number of Judges to the Supreme Judicial Court; and

Petition of N. C. Ayer and others, for same;

Were referred to the Committee on the Judiciary in concurrence.

“Resolve relating to pilot laws and the removal of the obstructions to the navigation over East river, New York,” was read twice, under suspension of the rules, and passed to be engrossed in concurrence.

Bill “an act to amend section 56, chapter 81, and section 16, chapter 7, revised statutes, concerning the attachment and seizure of real estate,” was referred to the Committee on Legal Affairs in concurrence.

Report of the Committee on the Judiciary, on bill “an act to amend ‘an act to abolish the Calais Municipal Court and for other purposes,’ ” that the same ought to pass.

Report of the same Committee, on bill “an act concerning the acknowledgment of deeds,” that the same ought to pass.

Report of the Committee on Legal Affairs, on order relating to amendment of section 13 of chapter 141 of the revised statutes, reporting bill “an act to amend section 13 of chapter 141 of the revised statutes.”

Report of the Committee on Fisheries and Game, on bill “an act to enlarge the powers and duties of the Commissioners of Fisheries and Wardens,” that the same ought to pass.

Report of the Committee on Mercantile Affairs and Insurance,

on "resolve in favor of printing insurance laws," that the same ought to pass.

The reports were severally accepted in concurrence, the bills and resolve each read once, and to-morrow assigned for their second reading.

Bill "an act to incorporate the State of Maine Consolidated Mining Company," passed to be engrossed in the Senate, came back from the House indefinitely postponed by that branch, pending its passage to be enacted.

Senate insists, and proposes a Committee of Conference, with

Messrs. Hill of Hancock,

Bradford of Washington,

Cornish of Kennebec,

as conferees.

Communication from the Secretary of State, transmitting the annual report of the Military and Naval Orphan Asylum at Bath, for the year 1879, was read, and the report referred to the Committee on Military Affairs.

Sent down for concurrence.

Mr. STRICKLAND moved a suspension of the rules, and presented bill "an act in relation to damages for location of ways," which was referred to the Committee on the Judiciary.

Sent down for concurrence.

Mr. PARCHER, from the Committee on Education, on an order, relating to certificating of vouchers for the public schools, that legislation thereon is inexpedient.

Same Senator, from the same Committee, on an order relating to raising more money for the support of common schools, that legislation thereon is inexpedient.

Mr. THOMPSON, from the same Committee, on an order inquiring into the expediency of providing by law for the education of children in unorganized plantations, that legislation thereon is inexpedient.

Mr. SMITH, from the same Committee, on an order to inquire into the expediency of a uniformity of text-books, that legislation thereon is inexpedient.

Mr. HAWES, from the Committee on Financial Affairs, on an order inquiring into the expediency of amending the laws so as to

prevent money being drawn from any appropriation, other than for purposes for which such appropriation was made, reported bill "an act relating to expenditure of the public moneys," was read once and laid on the table to be printed, on motion by Mr. HARRIS.

Mr. BERRY offered "resolve in favor of the Committee on Reform School," which was read twice under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. LAMSON, from the Committee on Agriculture, submitting their final report, that they have acted on all matters referred to them.

The report was accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bill:

Bill "an act to provide in part for the expenditures of government," was read a second time, and passed to be engrossed in concurrence.

On motion by Mr. FERNALD,

Ordered, That the Committee on Legal Affairs, be directed to inquire into the expediency of repealing chapter 157 of the public laws of 1879, relating to paupers, their settlement and support.

Read and passed. Sent down for concurrence.

On motion by Mr. BRADFORD,

Ordered, That the Committee on the Judiciary inquire into the expediency of amending section 1 of chapter 125 of the public laws of 1879, and report by bill or otherwise.

Read and passed.

Sent down for concurrence.

On motion by Mr. BERRY, the "resolve in favor of the Industrial School for Girls," was taken from the table.

Mr. HARRIS offered amendment marked "A," substituting four thousand dollars instead of five thousand dollars.

Pending the adoption of the amendment, the resolve was laid on the table on motion of the same Senator, and to-morrow, at eleven o'clock, assigned for its further consideration.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act to prevent the taking of land-locked salmon in certain lakes in the county of Aroostook ;"

Bill "an act to make valid the doings of Reed Plantation in the county of Aroostook ;"

Bill "an act authorizing Eben Wellman and others, to maintain a dam across Mud Mills brook, in Augusta, for the purpose of flowing meadow land ;"

Bill "an act to authorize the city of Bangor to sell and convey its interest in the Bangor and Piscataquis Railroad ;"

Bill "an act to amend section 1 of chapter 120 of the laws of 1879, regarding dams and booms in Androscoggin river at Canton ;"

Bill "an act to authorize collectors of taxes to sue in their own names ;"

Bill "an act relating to the town of Lincolnville ;"

Bill "an act to amend sections 1, 2 and 3 of chapter 91 of the revised statutes, relating to mortgages of personal property ;"

Bill "an act to incorporate the Ocean Street Railway Company ;"

Bill "an act to provide for the registry of deeds from the State ;"

Bill "an act to amend acts relating to the municipal court for the city of Lewiston ;"

Bill "an act relating to drains and sewers in the town of Deering ;"

"Resolve for an appropriation for the Joint Select Investigating Committee, created under the order of February 5, 1880 ;"

Which several bills were each passed to be enacted, and the resolve was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. DINGLEY, bill "an act for the protection of trout and land-locked salmon in Rangely, South Bog, Bemis, Cup-suptic and Kennebago streams," was taken from the table and passed to be engrossed in concurrence.

On motion of Mr. HAWES, bill "an act granting permission to John P. Perley, William F. Perry and others, to locate and construct a railroad from Bridgton to some point on the line of the Portland and Ogdensburg or Portland and Rochester Railroads, not nearer Portland than the village of Saccarappa," was taken from the

table, read twice, House amendments "A," "B" and "C" adopted, and passed to be engrossed in concurrence.

On motion by Mr. BERRY, "resolve in favor of the State Reform School," was taken from the table.

Mr. DINGLEY offered amendment marked "A," which was adopted, and the resolve passed to be engrossed.

Sent down for concurrence.

On motion by Mr. SMITH, bill "an act to set off the homestead farm of Caleb Fuller from the town of Woodstock and annex the same to the town of Paris," was taken from the table.

The Senate non-concurred in the indefinite postponement of the bill.

Mr. DINGLEY offered amendment marked "A," which was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

On motion by Mr. HAWES, bill "an act to amend chapter 115, section 6 of the revised statutes, relating to the compensation of members of the government," was taken from the table and referred to the next Legislature in concurrence.

On motion by Mr. SMITH, "resolve for the purchase of the Maine State Year Book and Legislative Manual," was taken from the table, read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. HARRIS, bill "an act to incorporate the National Bell Telephone Company of the State of Maine," was taken from the table, House amendment "A" amended by Senate amendment 1; further amended in the Senate as per sheets 2, 3 and 4, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. SMITH, bill "an act to incorporate the town of West Rockland," assigned for to-day at 11 o'clock, was taken from the table.

The same Senator moved to lay the bill on the table, and that next Wednesday at 11 o'clock, be assigned for its consideration.

The motion was agreed to—yeas, 14; nays, 13.

Those who voted in the affirmative are:

Messrs. Barrett, Berry, Brewer, Coombs, Cornish, Duran, Ellis, Flint, Parlin, Patten, Rankins, Rogers, Smith, Thompson—14.

Those who voted in the negative are :

Messrs. Atwell, Bradford, Dearborn, Dingley, Emery, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Linn, Parcher, Wakefield—13.

So the motion to assign to Wednesday next at 11 o'clock, was decided in the affirmative.

On motion by Mr. ELLIS, at 11.40 A. M., the Senate took a recess until 12 o'clock M.

TWELVE O'CLOCK M.

The Senate was called to order by the President.

On motion by Mr. LAMSON, bill "an act to incorporate the Commercial Club of Portland," was taken from the table, and on motion by Mr. COOMBS, was again laid on the table.

On motion by Mr. WAKEFIELD,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, MARCH 4, 1880.

Prayer by Rev. Mr. REDLON of Hallowell.

Journal of yesterday was approved.

Papers from the House :

Remonstrance of L. W. Houghton and others of Bath ; and

Remonstrance of J. G. Richardson and others of Bath, severally against the repeal of the porgie law ;

Were referred to the Committee on Fisheries in concurrence.

"Resolve concerning the State Library," was referred to the Committee on Library in concurrence.

"Resolve in favor of the State Library," was referred to the Committee on Financial Affairs in concurrence.

Bill "an act to incorporate the Steam Heating and Power Company of Bangor," was referred to the Committee on the Judiciary in concurrence.

Bill "an act to incorporate the Steam Heating and Power Company," came up from the House, amended as per printed sheets "A," "B," "C," "D" and "E," further amended as per amendment marked "A" to amendment "D," and passed to be engrossed.

Senate reconsidered its former vote whereby the bill passed to be engrossed, adopted House amendments "A," "B," "C" and "D," and amendment "A" to amendment "D," and passed the bill to be engrossed in concurrence.

Bill "an act to incorporate the Garduer Valley Copper Mining Company," came from the House indefinitely postponed on its final passage.

Senate reconsidered the vote whereby the bill passed to be engrossed, and concurred with the House in the indefinite postponement of the same.

Report of the Committee on Education, on an order relating to abolishing Latin and Greek from the High Schools in this State, that legislation thereon is inexpedient ;

Report of the same Committee, on an order relating to requiring students of the Normal School to pay tuition, that legislation thereon is inexpedient ;

Report of the Committee on Legal Affairs, on bill "an act creating a lien on colts," that the same ought not to pass ;

Report of the same Committee, on bill "an act to incorporate the Maine Mining Exchange," that the same be referred to the next Legislature ;

Report of the Committee on Legal Affairs, on the petition of Sidney Cook, President of the Aroostook Steamboat Company, for a change in the charter of said Company, that the petitioners have leave to withdraw ;

Were severally accepted in concurrence.

Bill "an act to amend chapter 58 of the revised statutes, relating to agricultural societies," indefinitely postponed in the Senate, came back from the House, that branch non-concurring in the indefinite postponement of the bill, and amended same as per sheet "A," and passed to be engrossed.

Senate receded from its former vote indefinitely postponing the bill, and adopted House amendment.

Mr. DINGLEY offered Senate amendment marked "A," which was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

Report of the Committee on Military Affairs, on petition of the officers of the Children's Home at Bangor, for an appropriation to aid in the support of the soldiers' orphans therein, reporting "resolve making an appropriation for the support of soldiers' orphans at the Bangor Children's Home."

Report of the same Committee, on the Bath Military and Naval Asylum, reporting "resolve making appropriation for the Military Asylum at Bath."

Report of the Committee on Financial Affairs, on petition of the President and Directors of the Maine General Hospital, for an appropriation of five thousand dollars for said hospital, reporting "resolve in aid of the Maine General Hospital."

Report of the same Committee, on the petition of St. Elizabeth's Orphan Asylum of Portland for aid, reporting "resolve in favor of St. Elizabeth's Orphan Asylum of Portland."

Report of the same Committee, on the petition of the Female Orphan Asylum of Portland for State aid, reporting "resolve in favor of Female Orphan Asylum of Portland."

Report of the Committee on Library, reporting "resolve in favor of the State Library."

These reports were severally accepted in concurrence, the bill and resolves read once, and to-morrow assigned for their second reading.

Mr. BRADFORD presented petition of the municipal officers and citizens of North Yarmouth, to legalize their doings at their town meeting, which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. FLINT, from the Committee on Military Affairs, on report of the commission appointed for the revision of the militia laws of the State, that the same ought to pass.

Report accepted, and laid on the table to be printed under the Joint Rules.

Mr. FERNALD, from the Committee on Claims, on petition of W. J. Corthell and others, teachers of Gorham Normal School, for deficiency of salary.

Report accepted, and the petition referred to the Governor and Council.

Sent down for concurrence.

Mr. DURAN, from the Committee on Fisheries and Game, on petition of David T. Saunders and others, for a change in the close-time for taking fish from Wilson's pond in the town of Greenville, reported bill "an act to prevent the taking of fish from Wilson's pond in the town of Greenville, in the county of Piscataquis."

The report was accepted, the bill read once, and to-morrow assigned for its second reading.

Mr. SMITH, from the Committee on Education, submitted their final report, that they have acted on all matters referred to them ;

Mr. COOMBS, from the Committee on Commerce, submitted a similar report ;

Mr. PARCHER, from the Committee on Ways and Bridges, submitted a similar report ;

Mr. DURAN, from the Committee on Fisheries, submitted a similar report ;

Which were accepted. Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill "an act to amend 'an act to abolish the Calais Municipal Court, and for other purposes.'"

Bill "an act to enlarge the powers and duties of the Commissioners of Fisheries, and Wardens."

Bill "an act to amend section 13 of chapter 141 of the revised statutes, relating to the support of persons sentenced to the House of Correction for drunkenness."

Bill "an act concerning acknowledgment of deeds."

"Resolve in favor of printing insurance laws."

These bills and resolve were each read a second time and passed to be engrossed in concurrence.

Printed bill "an act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances and the sale of intoxicating liquors," was read once and to-morrow assigned for its second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolve :

Bill "an act to authorize the County Commissioners of Knox county to locate and establish a highway across Georges river ;"

Bill "an act to incorporate the South Buxton Cemetery Association ;"

Bill "act to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond ;"

Bill "an act authorizing Frank S. Chase and James J. Pray to dredge bars, remove boulders and navigate Messalonskee stream by steam ;"

Bill "an act to prevent the putting of rocks in Swett's pond in town of Orrington ;"

Bill "an act in relation to sureties on official bonds defending in suits against their principals ;"

Bill "an act to provide for danger signals on railroads in certain cases ;"

Bill "act to repeal chapters 310 of the private laws of 1870, 332 of 1873, and 299 of 1876, relating to the unlawful taking of fish in Webb's pond or its tributaries in Franklin county ;"

Bill "an act to incorporate the town of Mapleton ;"

Bill "an act in relation to defences in actions involving contracts made on Sunday ;"

Bill "an act authorizing George C. Wilson to navigate Newport pond by steam ;"

Bill "an act to incorporate the town of Woodland ;"

Bill "an act to provide for the registry of deeds from the State ;"

Bill "an act to amend the insolvency laws of Maine ;"

Bill "an act additional to the several acts establishing the county of Piscataquis ;"

"Resolve to defray expenses of House Committee on Bribery, appointed by order of the House on January 20, 1880 ;"

Which several bills were each passed to be enacted, and the resolve was finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. DINGLEY, bill "an act to repeal chapter 29 of the public acts of 1878, relating to the mining interests of the State," was taken from the table and passed to be engrossed in concurrence.

On motion by Mr. HAWES, bill "an act to amend an act entitled 'an act authorizing the city of Gardiner and town of Pittston, or either of them, to raise money for and to purchase the Gardiner and Pittston bridge,'" was taken from the table.

Mr. PARCHER offered an amendment, by striking out in the eighth line of said bill as amended, the letter "a," between "at" and "meeting," and inserting the words "an annual."

Mr. ——— moved to amend the amendment by striking out in the ninth line "called for that purpose."

The amendment to the amendment and the amendment were defeated.

The bill was read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. BERRY, the "resolve in favor of the Industrial School for Girls," was taken from the table.

The question being on the adoption of the amendment offered by Mr. Harris, to substitute "four thousand dollars" for "five thousand dollars."

Mr. DEARBORN offered an amendment to the amendment to strike out "four thousand dollars," and insert "thirty-five hundred dollars," which was defeated, yeas 11, nays 14.

Those who voted in the affirmative are :

Messrs. Barrett, Dearborn, Dingley, Ellis, Emery, Parlin, Patten, Rankins, Rogers, Thompson, Wakefield—11.

Those who voted in the negative are :

Messrs. Berry, Brewer, Bradford, Coombs, Cornish, Duran, Flint, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Parcher, Smith—14.

The question then returned on the amendment offered by Mr. Harris marked "A," which was adopted, and the bill as amended passed to be engrossed.

■ Sent down for concurrence.

On motion by Mr. THOMPSON,
Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, MARCH 5, 1880.

Prayer by Rev. Mr. HOWARD of Bangor.

Journal of yesterday was approved.

Papers from the House :

That the Committee on Legal Affairs, be instructed to inquire what amendments, if any, shall be made to chapter 192 of the private and special laws of 1879, relating to the Municipal Court of Farmington, and report by bill or otherwise ;

That the Committee on Legal Affairs be instructed to examine the claim of John Plummer for reimbursement of money paid for islands, October 30, 1877, and report thereon ;

That that the Committee on Legal Affairs be requested to inquire into the expediency of providing by law that all fines for posting libels and monitions in liquor cases in the municipal courts of Cumberland County, be paid into the county treasury ;

Were read and passed in concurrence.

The order relating to amending the Joint Rules and Orders of the two Houses, by adding to the list of Joint Standing Committees, a Committee on the State College of Agriculture and Mechanic Arts, came back from the House passed in concurrence with the Senate.

Bill "an act to incorporate the State of Maine Consolidated Mining Company," passed to be engrossed in the Senate and indefinitely postponed in the House, came back from that branch with a Committee of Conference joined by that branch, with

Messrs. Young of Brunswick,
Hatch of Bangor,
Verrill of Portland,

as conferees.

Report of the Committee on Education, on an order relating to school committees and supervisors of schools, that legislation thereon is inexpedient.

Report of the Committee on Military Affairs, on the petition of Amos Bucknam and others, that the State bounty may be equalized, that the petitioners have leave to withdraw.

These reports were severally accepted in concurrence.

Report of the Committee on Federal Relations, on a "resolve in favor of an act of Congress, granting pensions to veterans of the Mexican War," that the same ought to pass, was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

On motion by Mr. HAWES, the vote whereby the Senate concurred with the House in order for two sessions daily, commencing Friday, February 5, was reconsidered, and on motion of the same Senator laid on the table.

On motion by Mr. WAKEFIELD,

Ordered, That when the Senate adjourn, it be to meet to-morrow morning at nine o'clock.

Communication from the Secretary of State :

STATE OF MAINE.

OFFICE OF SECRETARY OF STATE, }
Augusta, March 5, 1880. }

To the President of the Senate and

Speaker of the House of Representatives :

GENTLEMEN: I have the honor to inform you, that returns of agricultural products, from assessors of cities and towns, such as have been received for the year 1879, are filed in this office in convenient form for reference, for the use of the Legislature and the Secretary of the Board of Agriculture, as required by the revised statutes, chapter 3, section 34.

Very respectfully,

Your obedient servant,

(Signed)

S. J. CHADBOURNE, *Secretary of State.*

Read and sent down.

Mr. EMERY presented petition of Frederick Yates and others, to incorporate the Saco and Biddeford Telephone Company."

Rules suspended, and referred to the Committee on Legal Affairs.
Sent down for concurrence.

Mr. BERRY presented bill "an act relating to trustees and other

officers of public institutions," under suspension of the rules, which was referred to the Committee on Legal Affairs.

Sent down for concurrence.

Mr. THOMPSON, presented bill "an act to provide for a sealed ballot," which was laid on the table to be printed on his motion, under suspension of the rules.

Mr. CORNISH presented bill "an act establishing compensation of State Agent for collecting inadequate claims against the United States," which was referred to the Committee on Financial Affairs.

Sent down for concurrence.

Mr. BERRY, from the Committee on the Judiciary, on bill "an act to authorize school district No. 13, in the town of Gorham, in building a new school house in said district, to provide therein a hall for the Gorham Farmers' Club," reported that the same ought to pass.

Mr. DINGLEY, from the Committee on Legal Affairs, on petition of the citizens of North Yarmouth, for a law to legalize the doings of said town, reported bill "an act to legalize the doings of the inhabitants of the town of North Yarmouth."

These reports were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Mr. LAMSON of Sagadahoc, from the Committee on Railroads, on bill "an act relating to ways," reported that the same ought to pass.

Mr. STRICKLAND, from the Committee on the Judiciary, on bill "an act relating to town ways," reported the same in a new draft, and that it ought to pass.

Mr. HARRIS, from the Committee on Railroads, on bill "an act to further provide for safety of travel on railroads," reported that the same ought to pass.

Reports severally accepted, and the bills laid on the table to be printed under the Joint Rules.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company, and the Boston Acton Silver Mining Company," reported that the same ought to pass.

The report was accepted, and the bill laid on the table to be printed, on motion by Mr. BRADFORD.

Mr. DEARBORN, from the Committee on Insane Hospital, submitted report relating to the condition of the Insane Hospital, which was accepted and the report laid on the table, and on motion by Mr. BERRY ordered printed.

Mr. BERRY, from the Committee on Reform School, submitted report of the condition of said institution.

The report was accepted, and on motion by Mr. PARCHER, was laid on the table and ordered printed.

Mr. EMERY, from the Committee on State Prison, reported "resolve in favor of the Maine State Prison."

The report was accepted, the resolve, together with the report, was laid on the table, and ordered printed under the Joint Rules.

Mr. HARRIS, from the Committee on Railroads, on an order relating to limitation tickets, so called, that legislation thereon is inexpedient;

Mr. COOMBS, from the same Committee, on petition of O. W. McIntire and others, for charter for a railroad from Skowhegan to Athens, in the county of Somerset, that the petitioners have leave to withdraw;

Mr. EMERY, from the Committee on State Prison, on petition of William H. Sawtelle and others, against the employment of convict labor, that the petitioners have leave to withdraw;

Mr. FERNALD, from the Committee on Claims, submitted their final report, that they have acted on all matters referred to them;

Mr. BREWER, from the Committee on Towns, submitted a similar report;

Mr. DEARBORN, from the Committee on Insane Hospital, submitted a similar report;

Which were severally read and accepted, and sent down for concurrence.

The Committee on Bills in the Second Reading reported the following resolve:

"Resolve in aid of the Maine General Hospital," was read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills:

Bill "an act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances, and sale of intoxicating liquors;"

Bill "an act to prevent the taking of fish in Wilson pond in the town of Greenville, in the county of Piscataquis;"

Which were each read a second time and passed to be engrossed. Sent down for concurrence.

The same Committee reported the following resolves :

"Resolve in favor of the Female Orphan Asylum of Portland," was read a second time, and pending its passage to be engrossed, on motion by Mr. ELLIS, laid on the table.

"Resolve making an appropriation for the support of soldiers' orphans, at the Bangor Children's Home," was read a second time, and pending its passage to be engrossed, on motion by Mr. DINGLEY, laid on the table.

"Resolve in favor of the State Library," was read a second time, and pending its passage to be engrossed, on motion by Mr. HAWES, laid on the table.

"Resolve in favor of Saint Elizabeth's Orphan Asylum of Portland," pending its second reading, was laid on the table, on motion by Mr. ELLIS.

"Resolve making appropriation for the Military Asylum at Bath," was read a second time.

Mr. HARRIS offered amendment marked "A," and on his motion the resolve and amendment were laid on the table.

Subsequently, Mr. HARRIS called the same from the table, and pending the adoption of the amendment, on motion by Mr. LAMSON, the resolve and amendment were laid on the table.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolve :

Bill "an act for the incorporation of the Orchard Beach Wharf and Steamboat Company;"

Bill "an act to amend chapter 114 of the revised statutes, relating to new trials for capital offences;"

Bill "an act to incorporate the Dudley Brook Dam Company;"

"Resolve to provide for the uniforming of the enlisted men of the Maine Volunteer Militia;"

Which several bills were each passed to be enacted, and the resolve finally passed in concurrence, and having been signed by the

President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. COOMBS,
Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, MARCH 6, 1880.

Prayer by Rev. Mr. STERLING of Augusta.

Journal of yesterday was approved.

Papers from the House :

The Senate concurring, that the Committee on the Judiciary be instructed to inquire into the expediency of amending section 10, chapter 91 of the revised statutes, in relation to liens on vessels, which was read and passed in concurrence.

Report of the Committee on the Judiciary, on bill "an act entitled 'an act providing additional remedy in civil cases,'" that legislation thereon is inexpedient, was accepted in concurrence

Report of the Committee on the Judiciary, on an order relating to the taxation of railroad companies, that the same be referred to the Committee on Financial Affairs.

The report was accepted in concurrence, and the order referred in concurrence.

Report of the Committee on Insane Hospital, on report of the Trustees and Visiting Committee, reporting bill "an act additional for the management of the Insane Hospital."

The report was accepted, and the bill indefinitely postponed in concurrence.

Report of the Committee on Education, on an order inquiring into the expediency of amending the public laws relating to employment of children in cotton and woolen manufactories, reporting bill "an act to amend section 16, chapter 48 of the revised statutes, relating to the employment of children in cotton and woolen manufactories."

Report of the Committee on the Judiciary, on an order relating to a resolve providing for an amendment of the Constitution, reporting "resolve declaratory of certain amendments to the Constitution of Maine."

The reports were accepted in concurrence, bills each read once, and Monday assigned for their second reading.

Report of the Committee on Ways and Bridges, on an order inquiring into the expediency of granting a charter to David Rodiek and others, to build a bridge at Bar Harbor, reporting bill "an act to incorporate the Bar Harbor Bridge Company."

The report was accepted, bill read once, and laid on the table to be printed, on motion by Mr. PARCHER.

Report of the Committee on Education, on bill "an act to amend chapter 124 of the public laws of 1873, entitled 'an act in aid of Free High Schools,'" that the same ought to pass.

Pending the acceptance of the minority report, on motion by Mr. DINGLEY, the majority and minority reports were laid on the table, and Tuesday next assigned for their consideration.

Report of the Committee on Interior Waters, on petition of John F. Whitcomb and Charles H. Haynes, for charter to maintain a dam at the outlet of Beach Hill pond, in Otis, reporting bill "an act to incorporate the Beach Hill Brook Dam Company."

Report accepted, bill read once and Monday assigned for second reading.

Report of the Committee on Financial Affairs, on an order relating to the payment of the bonds of the State, due August 15, 1880, reporting bill "an act to authorize the Treasurer of the State to procure a loan of three hundred and seven thousand dollars."

Report accepted, the bill read twice under the suspension of the rules, and passed to be engrossed in concurrence.

Report of the Committee on Interior Waters, on petition of D. R. Hastings and others, to be incorporated into a company by the name of the Black Brook and Swift River Improvement Company, reporting bill "an act to incorporate the Black Brook and Swift River Improvement Company," was accepted, the bill read once, and Monday assigned for its second reading.

Bill "an act to punish tramps," passed to be engrossed in the Senate, came back from the House, that branch amending the bill as per sheets "A," "B," "C" and "D," and passed to be engrossed.

Senate receded, adopted House amendments "A," "B," "C" and "D," and passed bill to be engrossed in concurrence.

Bill "an act to amend section 49, chapter 27 of the revised statutes, relating to the sale of intoxicating liquors," passed to be engrossed in the Senate, came back from the House, that branch amending the bill as per sheet "A," and passed to be engrossed.

Senate receded, adopted House amendment "A," and passed bill to be engrossed in concurrence.

On motion by Mr. DINGLEY,

Ordered, That when the Senate adjourn it be to meet at 4 o'clock, P. M., Monday next.

Mr. FLINT presented "resolve in favor of the Joint Standing Committee on Military Affairs ;"

Mr. HILL presented "resolve in favor of the Joint Standing Committee on State Prison ;"

Which were each read once, and Monday assigned for their second reading.

Mr. ELLIS, from the Committee on Legal Affairs, on an order relating to the repeal of chapter 137 of the public laws of 1879, reported legislation thereon inexpedient ;

Mr. HARRIS, from the Committee on Railroads, on bill "an act additional to chapter 51 of the revised statutes, relating to votes of stockholders," which was referred from last Legislature, reported that the same ought not to pass.

Mr. HARRIS, from the Committee on Railroads, submitted their final report, that they have acted on all matters referred to them.

Were severally accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following resolve :

"Resolve in favor of an act of Congress granting pensions to Veterans of the Mexican War," which was read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills :

Bill "an act to legalize the doings of the inhabitants of North Yarmouth," was read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act to authorize School District No. 13, in the town of Gorham, in building a new school-house in said district, to provide therein a hall for the Gorham Farmers' Club," was read twice and passed to be engrossed.

Sent down for concurrence.

Printed Bills :

Bill "an act to further provide for safety of trains on railroads ;"

Bill "an act relating to ways ;"

Bill "an act relating to town and private ways ;"

Were each read once and Monday assigned for their second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolve :

Bill "an act providing for the trials of causes involving the rights of parties to hold public offices ;"

Bill "an act granting permission to John P. Perley, William F. Perry and others, to locate and construct a railroad from Bridgton to some point on the line of the Portland and Ogdensburg or Portland and Rochester railroads, not nearer Portland than the village of Saccarappa ;"

Bill "an act to provide in part for the expenditures of government ;"

Bill "an act additional to 'an act to incorporate the Bar Harbor Water Company ;'"

Bill "an act to prevent the obstruction of business on certain public corporations ;"

"Resolve relating to pilot laws and the removal of obstructions to navigation over East river ;"

Which several bills were each passed to be enacted, and the resolve finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

The same Committee reported the following bill :

Bill "an act for the protection of trout and land-locked salmon in the Rangely, South Bog, Bemis, Cupsuptic and Kennebago streams."

Pending its passage to be enacted, the bill was laid on the table, on motion by Mr. HILL, and Wednesday next, at 11 o'clock, A. M., assigned for its further consideration.

Bill "an act concerning the State Agency for the sale of spirituous liquors," was taken from the table on motion by Mr. HARRIS, and on motion by the same Senator again tabled, and Tuesday next, at eleven o'clock, assigned for its further consideration.

On motion by Mr. STRICKLAND,
Adjourned.

C. W. TILDEN, *Secretary*.

MONDAY, MARCH 8, 1880.

Prayer by Rev. Mr. WHITE of Hallowell.

Journal of Saturday was approved.

Papers from the House :

Petition of Philander S. Goud and others ;

Petition of William McAllister and others ;

Petition of A. L. Ireland and others ;

Petition of J. Cary and others ;

Petition of Levi Day and others ;

Petition of Nathan S. Lufkin and others ;

Petition of W. A. Vaughan and others ;

Severally that the February term of the Supreme Court of Aroostook county may be held at Caribou, in said county, referred to the Committee on the Judiciary, and reported back from said Committee to the House, that branch referring the same to the next Legislature.

Senate recedes, and refers to the next Legislature in concurrence.

Petition of E. F. Whitehouse and others, of the town of Unity, to be incorporated into a company by the name of the Winnecook Lake Steam Navigation Company, was referred to the Committee on Interior Waters by the House.

Senate non-concurs and refers to the next Legislature.

Sent down for concurrence.

Petition of Joseph H. Day and others, relating to Lewiston Light Infantry, was referred to the Committee on Military Affairs in concurrence.

“Resolve in favor of the State Library,” was referred to the Committee on Financial Affairs in concurrence.

Bill “an act to repeal chapter 108 of the public laws of 1872, relating to the killing of seal,” passed to be engrossed in the House, was read once and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on an order inquiring whether and how the laws should be amended in relation to the taxation of railroads.

The report was accepted, and the order referred to the Committee on Financial Affairs in concurrence.

Report of the Committee on Railroads, on petition of A. F. Drinkwater and others, to build a narrow gauge railroad from Bucksport to Ellsworth, that the same be referred to the next Legislature, was accepted in concurrence.

“Resolve in favor of the Industrial School for Girls,” amended and passed to be engrossed in the Senate, came back from the House, that branch further amending as per sheet “B,” and passed to be engrossed.

Senate recedes and concurs in adopting House amendment “B,” and the resolve passed to be engrossed in concurrence.

Report of the Committee on Legal Affairs, on bill “an act to amend chapter 117 of the public laws of 1879, relating to suits involving tax titles,” that the same ought to pass ;

Report of the Committee on Library, on “resolve concerning the transportation of certain books from the State Library,” that the same ought to pass ;

Report of the Committee on Railroads, on bill “an act to authorize the Norway Branch Railroad Company to lease its road,” that the same ought to pass ;

Report of the Committee on the Judiciary, on bill “an act to incorporate the Pond’s Sheer Boom Company,” that the same ought to pass ;

Were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Mr. STRICKLAND, from the Committee on the Judiciary, on bill "an act in relation to increase of damages on location of ways," reported that the same ought to pass.

Report accepted, bill read once, and to-morrow assigned.

Same Senator, from the same Committee, on an order inquiring into the expediency of reverting all rights and property heretofore invested in the Cumberland and Oxford Canal Corporation and its mortgages, &c., that legislation thereon is inexpedient;

Same Senator, from the same Committee, on an order inquiring into the expediency of codifying all constitutional provisions and statutes with reference to elections, for the use of municipal officers, that the same be referred to the next Legislature;

Mr. BRADFORD, from the same Committee, on an order relating to providing by statute for the uniformity of ballots in size and appearance, to be used at all elections, that legislation thereon is inexpedient;

The same Senator, from the same Committee, on bill "an act to amend section 40, chapter 6 of the revised statutes, relating to the assessment of poll taxes," referred from the last Legislature, that the same ought not to pass;

Were severally accepted. Sent down for concurrence.

Bill "an act to incorporate the Bar Harbor Bridge Company," was read a second time, and passed to be engrossed in concurrence.

Bill "an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company, and the Boston Acton Silver Mining Company;"

"Resolve in favor of the State Prison;"

Bill "an act to provide for a sealed ballot;"

Were each read once, and to-morrow assigned for their second reading.

Report of the Committee on Insane Hospital; and

Report of the Committee on Reform School;

Were each read and sent down.

The Committee on Bills in the second Reading reported the following bills:

Bill "an act to amend section 16 of chapter 48 of the revised

statutes, relating to the employment of children in cotton and woollen manufactories ;”

Bill “ an act to incorporate the Beech Hill Brook Dam Company,”
House amendments “A” and “B” adopted ;

“ Resolve declaratory of certain amendments of the Constitution of Maine ;”

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bills and resolves :

Bill “ an act to further provide for safety of travel on railroads ;”

Bill “ an act relating to ways ;”

Bill “ an act relating to town and private ways ;”

“ Resolve in favor of the Joint Standing Committee on Military Affairs ;”

“ Resolve in favor of the Joint Standing Committee on State Prison ;”

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. LAMSON,

Ordered, That a message be sent to the House requesting the return of Senate Document No. 48, relating to common nuisances and intoxicating liquors.

The Secretary conveyed the message and returned with the bill.

On motion by the same Senator, the rules were suspended, and the vote whereby the bill passed to be engrossed, was reconsidered, and the bill laid on the table.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill “ an act to incorporate the National Bell Telephone Company of the State of Maine ;”

Bill “ an act granting permission to S. E. Bryant, J. A. Wheeler and others, to locate and construct a railroad from Kennebunk to Kennebunkport, in the county of York, upon certain conditions ;”

Bill “ an act to incorporate the Steam Heating and Power Company ;”

Bill “ an act concerning the acknowledgement of deeds ;”

Bill "an act to amend section 13, chapter 141 of the revised statutes, relating to support of persons sent to the House of Correction for drunkenness ;"

Bill "an act to repeal chapter 29 of the public acts of 1878, relating to the mining interests of the State ;"

Bill "an act to set off the homestead farm of Caleb Fuller from the town of Woodstock, and annex the same to the town of Paris ;"

Bill "an act to amend 'an act to abolish the Calais Municipal Court, and for other purposes, approved February 24, 1880 ;'"

Bill "an act to enlarge the powers and duties of the Commissioners of Fisheries and Wardens ;"

Bill "an act to amend section 16 of chapter 46 of the revised statutes, relating to corporations ;"

"Resolve in favor of the Committee on Reform School ;"

"Resolve in relation to the fishway on Kennebec Dam ;"

"Resolve in favor of printing the Insurance Laws ;"

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. HARRIS,
Adjourned.

C. W. TILDEN, *Secretary.*

TUESDAY, MARCH 9, 1880.

Prayer by Rev. Mr. PARK of Gardiner.

Journal of yesterday was approved.

Papers from the House :

Memorial of committee appointed by a public meeting of inhabitants of the District of Columbia, on the 23d day of January, 1880, relating to the rights of suffrage, representation, &c., signed by Thomas J. Durant, chairman of committee, was referred to the Committee on Legal Affairs in concurrence.

“ Resolve in favor of road leading from Fish River mills to Daigle mills, in Township No. 17, Range 6, Aroostook county,” indefinitely postponed in the Senate, came back from the House, that branch insisting on its former vote and proposing a Committee of Conference, with

Messrs. Dickey of Fort Kent,
Colburn of Pittston,
Bridgham of Plantation No. 14,

appointed as conferees.

Senate insists, and joins as conferees,

Messrs. Dingley of Androscoggin,
Flint of Piscataquis,
Patten of Penobscot.

Report of the Committee on Towns, on petition of B. H. Lunt and others, for an act to incorporate a plantation in Hancock county, State of Maine, to be known by the name of Long Island plantation, that the petition be referred to the next Legislature ;

Report of the Committee on the Judiciary, on an order relating to the expediency of amending the Constitution of the State, by abolishing the Council, and providing for the election of one State Auditor, that the same be referred to the next Legislature ;

Were severally accepted in concurrence.

Report of the Committee on Financial Affairs, on petition of the Assessors of Oakfield plantation, that the Treasurer of State may be

authorized to deliver to said plantation the money due on account of the municipal war debt, reporting "resolve in favor of Oakfield plantation."

Report of the Committee on the Judiciary, on bill "an act giving justices of the peace and quorum jurisdiction throughout the State," that the same ought to pass ;

Report of the same Committee, on bill "an act to incorporate the Steam Heating and Power Company for the City of Bangor," that the same ought to pass ;

Report of the same Committee, on a petition of John F. Sprague and others, for lien for hauling slate, reporting bill "an act to amend section 20, chapter 27 of the public laws of 1878, in relation to lime rock, granite and slate ;"

Were severally accepted in concurrence, the bills each read once, and to-morrow assigned for their second reading.

Mr. BRADFORD presented bill "an act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns," which was referred to the Committee on the Judiciary under suspension of the rules.

Sent down for concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on an order inquiring into the expediency of amending the election laws, so as to allow soldiers who are public beneficiaries to vote in the cities and towns in which they reside, that the same be referred to the next Legislature ;

The same Senator, from the same Committee, on an order amending the Constitution of the State, that the certificates of election of Representatives to the House shall issue directly from the municipal officers and representative districts, that the same be referred to the next Legislature ;

The same Senator, from the same Committee, on bill "an act to abolish the use of private seals upon certain instruments in writing," that the same ought not to pass ;

The same Senator, from the same Committee, on an order relating to amending existing laws, that examination for admission to the bar may be made uniform throughout the State, that legislation thereon is inexpedient ;

Were severally accepted. Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act to repeal chapter 108, laws of 1872, relating to shooting seal at Fort Point in the town of Stockton ;"

Bill "an act to amend chapter 117 of the public laws of 1879, relating to suits involving tax titles ;"

Bill "an act to authorize the Norway Branch Railroad Company to lease its road ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bill :

Bill "an act to incorporate Pond's Sheer Boom Company." House amendment "A" adopted, was read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bill and resolves :

Bill "an act in relation to increase of damages on location of ways," which was read a second time and passed to be engrossed.

Sent down for concurrence.

"Resolve concerning the transportation of certain books from the State Library," was read a second time, and on motion by Mr. HARRIS, the resolve was laid on the table.

"Resolve in favor of the State Prison," was read a second time, and on motion by Mr. HARRIS, laid on the table.

Bill "an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company, and the Boston Acton Silver Mining Company," was read a second time, and on motion by Mr. DINGLEY, laid on the table.

On motion by Mr. LAMSON of Sagadahoc, bill "an act to amend chapter 91, section 4 of the laws of 1878, relating to marshal and deputy marshal of the city of Bath," was taken from the table and passed to be engrossed in concurrence.

The majority and minority reports from the Committee on Education, relating to Free High Schools, assigned for 11 o'clock to-day, was taken from the table on motion by Mr. SMITH, and on motion by the same Senator, laid on the table, and Thursday next, at 11 o'clock A. M., assigned for their further consideration.

Bill "an act to further provide for a sealed ballot," was read a second time, and on motion by Mr. BRADFORD, laid on the table.

Subsequently taken from the table, on motion by the same Senator, and indefinitely postponed, yeas 15, nays 9.

Those who voted the affirmative are :

Messrs. Berry, Brewer, Bradford, Coombs, Cornish, Dingley, Duran, Flint, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Smith, Wakefield—15.

Those who voted in the negative are :

Messrs. Barker, Barrett, Ellis, Parlin, Patten, Rankins, Rogers, Strickland, Thompson—9.

So the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. HILL,
Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, MARCH 10, 1880.

Prayer by Rev. Mr. PENNEY of Augusta.

Journal of yesterday was approved.

Papers from the House :

Bill "an act to amend chapter 5 of the revised statutes, relating to lots reserved for public uses," was referred to the Committee on Legal Affairs in concurrence.

Bill "an act to prevent making impure the water of the Androscoggin river within the cities of Lewiston and Auburn."

The rules were suspended, the bill read once, and this afternoon, at 2½ o'clock, assigned for its second reading.

Bill "an act to amend the charter of the City of Lewiston."

The rules were suspended, the bill read once, and this afternoon, at 2½ o'clock, assigned for its second reading.

Report of the Committee on the Judiciary, on an order relating to the repeal of chapter 137 of the public laws of 1879, that legislation thereon is inexpedient, was accepted in concurrence.

Report of the same Committee, on bill "an act to authorize the Denison Paper Manufacturing Company to issue bonds not exceeding one hundred thousand dollars, and secure the same by a mortgage of its franchises and property," that the same ought to pass, was accepted in concurrence, the bill read once and this afternoon, at 2½ o'clock, assigned for its second reading.

Report of the Committee on Legal Affairs, on an order relating to elections, reporting bill "an act additional to chapter 4 of the revised statutes, on elections."

The report was accepted, and the bill indefinitely postponed in concurrence.

Report of the Committee on State Lands and State Roads, on petition of the inhabitants of Township 18, Range 4, and other townships, to be quieted in their possessions on lands in Aroostook county, reporting "resolve relating to claims of settlers on proprietors' lands."

The report was accepted, and the resolve referred to the next Legislature in concurrence.

Report of the Committee on Education, on an order relating to making the diplomas of Normal Schools legal certificates to teach in the public schools of the State, reporting a bill of the same tenor, was accepted, and the bill indefinitely postponed in concurrence.

Report of the Committee on Legal Affairs, on an order relating to the contract made by the Secretary of the State with Dresser, McLellan & Co., December 10, 1878, and papers relating to the same, reporting "resolve concerning Plaisted and Appleton's Digest, and Hopkins' Digest of Maine Reports," was accepted in concurrence, and the resolve indefinitely postponed in concurrence.

Report of the Committee on the Judiciary, on bill "an act to amend section 2, chapter 94 of the revised statutes, relating to process of forcible entry and detainer," reporting a bill of the same tenor, in a new draft, and that the same ought to pass.

Report accepted in concurrence, the bill read once, House amend-

ment adopted, and this P. M., at 2½ o'clock, assigned for its second reading.

Report of the same Committee, on bill "an act to incorporate the Canton Bridge Company," reporting that the same ought to pass, was accepted in concurrence, the bill read once, and this P. M., at 2½ o'clock, assigned for its second reading.

A message was received from the House, requesting the return of House Document No. 103, bill "an act to amend section 26 of chapter 27 of the public laws of 1878, in relation to lime rock, granite and slate."

Subsequently the bill was returned, and the bill read a second time, and indefinitely postponed.

Sent down for concurrence.

On motion by Mr. HAWES, the House order relating to the Legislature holding two sessions daily, was taken from the table, and on motion by Mr. DINGLEY, the order was re-tabled.

On motion by Mr. LAMSON,

Ordered, That Senator Strickland of Aroostook county, be excused from further attendance, on and after Monday, March 15th, and that the Secretary make up his pay for the session;

Was read and passed.

On motion by Mr. BERRY,

Ordered, That on and after this day the Senate hold two sessions daily, commencing at 10 o'clock A. M., and 2½ o'clock P. M., until otherwise ordered;

Was read and passed.

On motion by Mr. BERRY,

Ordered, That the Committee on the Judiciary be instructed to inquire into the expediency of prohibiting or restricting by law the sale of manufactured or acid vinegar, and report by bill or otherwise.

The order was refused a passage.

On motion by Mr. DEARBORN,

Ordered, That no further orders, looking for the action of Committees during the session, be hereafter received;

Was read and passed.

Mr. HILL, from the Committee on Financial Affairs, on bill "an act establishing the compensation of the State Agent for collecting unadjusted claims against the United States," reported that the same ought to pass ;

Mr. DINGLEY, from the Committee on Legal Affairs, on petition of Frederick Yates and others, to incorporate the Saco and Biddeford Telephone and Telegraph Company, reported bill "an act to incorporate the Saco and Biddeford Telephone and Telegraph Company ;"

The same Senator, from the same Committee, on bill "an act relating to trustees and other officers of public institutions," reported that the same ought to pass ;

Mr. HAWES, from the Committee on Financial Affairs, reported "resolve in favor of Sprague and Son," and that the same ought to pass ;

Were severally accepted, the bills and resolve each read once, and this afternoon, at 2½ o'clock, assigned for their second reading.

Mr. BERRY, from the Committee on Reform School, on an order relating to the expediency of amending the statutes so that the compensation of the Trustees of the Reform School shall be actual expenses, reporting bill "an act to amend section 1, chapter 142 of the revised statutes, relating to the Reform School," was accepted and the bill laid on the table to be printed under the Joint Rules.

Mr. CORNISH, from the Committee on Financial Affairs, on "resolve in favor of the State Library," reporting that the same ought to pass, was laid on the table to be printed under the Joint Rules.

Mr. BERRY, from the Committee on Reform School, on an order relating to the expediency of amending the statutes so that the Superintendent of said School shall act as Treasurer, reported that legislation thereon is inexpedient ;

Mr. HAWES, from the Committee on Railroads, on bill "an act relating to the taxation of railroads," reported that the same ought not to pass ;

Were severally accepted. Sent down for concurrence.

Mr. DINGLEY, from the Committee on Legal Affairs, submitted their final report, that they have acted on all matters referred to them.

Mr. BERRY, from the Committee on Reform School, submitted a similar report.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act giving justices of the peace and of the quorum jurisdiction throughout the State ;"

Bill "an act to incorporate the Steam Heating and Power Company for the city of Bangor ;"

Were each read a second time and passed to be engrossed in concurrence.

The same Committee reported the following bill :

Bill "an act to amend section 26 of chapter 27 of the public laws of 1878, in relation to lime rock, granite and slate," was read a second time and indefinitely postponed.

Sent down for concurrence.

"Resolve in favor of Oakfield Plantation," was read a second time, and on motion by Mr. PARCHER, laid on the table, pending its passage to be engrossed.

Printed bill "an act relating to the expenditures of public moneys," was read a second time, and passed to be engrossed.

Sent down for concurrence.

"Resolve establishing a valuation of the State of Maine," came from the House, was read twice under the suspension of the rules, and passed to be engrossed in concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolve :

Bill "an act to punish tramps ;"

Bill "an act to repeal section 25 of chapter 2 of the revised statutes, relating to the organization of the Legislature ;"

Bill "an act to amend chapter 58 of the revised statutes, relating to agricultural societies ;"

Bill "an act in relation to the bridge over the east branch of Cousins river ;"

Bill "an act to amend an act entitled 'an act authorizing the city of Gardiner and town of Pittston, or either of them, to raise money for and to purchase the Gardiner and Pittston bridge ;'"

Bill "an act authorizing the Treasurer of State to procure a loan of three hundred and seven thousand dollars ;"

Bill "an act to authorize the Knox and Lincoln Railroad Company to change its location ;"

"Resolve in favor of an Act of Congress granting pensions to veterans of the Mexican and Aroostook wars ;"

Which several bills were each passed to be enacted, and the resolve finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. HILL, bill "an act for the protection of trout and land-locked salmon in the Rangely, South Bog, Bemis, Cupsup-tic and Kennebago streams," assigned for 11 o'clock to-day, was taken from the table and passed to be enacted in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. HARRIS, bill "an act concerning the State Liquor Agency," was taken from the table.

The question being on its passage to be engrossed, on motion by Mr. DINGLEY the bill was indefinitely postponed, yeas 22, nays 2.

Those who voted in the affirmative are :

Messrs. Barker, Barrett, Berry, Bradford, Coombs, Cornish, Dearborn, Duran, Ellis, Flint, Fernald, Harris, Hill, Hawes, Linn, Parlin, Patten, Rankins, Rogers, Strickland, Thompson, Wakefield—22.

Those who voted in the negative are Messrs. Dingley and Parcher.

So the bill was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. HARRIS, "resolve concerning the transportation of books from the State Library," was taken from the table, and on motion by the same Senator, amended as per sheet "B," and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc, "bill an act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances, and the sale of intoxicating liquors," was taken from the table.

Mr. LAMSON offered amendment marked "A," which was adopted, and the bill passed to be engrossed, yeas 19, nays 9.

Those who voted in the affirmative are :

Messrs. Barrett, Berry, Brewer, Bradford, Coombs, Cornish, Dearborn, Dingley, Duran, Emery, Flint, Fernald, Hill, Hawes, Lamson of Sagadahoc, Parcher, Rankins, Smith, Wakefield—19.

Those who voted in the negative are :

Messrs. Barker, Ellis, Harris, Linn, Parlin, Patten, Rogers, Strickland, Thompson—9.

So the bill passed to be engrossed.

Sent down for concurrence.

On motion by Mr. SMITH, bill "an act to incorporate the town of West Rockland," assigned for 11 o'clock to-day, was taken from table.

Mr. HARRIS moved to recede and concur with the House in the indefinite postponement of the bill, which was lost, yeas 12, nays 16.

Those who voted in the affirmative are :

Messrs. Bradford, Dingley, Emery, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Linn, Parcher, Strickland, Wakefield—12.

Those who voted in the negative are :

Messrs. Barker, Barrett, Berry, Brewer, Coombs, Cornish, Dearborn, Duran, Ellis, Flint, Parlin, Patten, Rankins, Rogers, Smith, Thompson—16.

So the motion was lost.

On motion by Mr. SMITH, the Senate insisted on its former vote.

Sent down for concurrence.

Mr. HARRIS moved for a Committee of Conference, which was lost, yeas 11, nays 15.

On motion by Mr. COOMBS,

Adjourned.

AFTERNOON SESSION.

Met according to adjournment.

Papers from the House :

"Resolve authorizing a temporary loan," came from the House passed to be engrossed.

Rules suspended, resolve read once, and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on an order relating to resolutions concerning an amendment of the Constitution of Maine, approved March 4, 1879, was accepted in concurrence.

The resolution was read once, and to-morrow assigned for its second reading.

Report of the Committee on Change of Names, on petition of Stephen B. Adams and others, for the change of name of the infant child of Mrs. Hattie Johnson, also petition of Lizzie M. Coombs for a change of her name, reporting bill "an act to change the name of Lizzie M. Coombs to Lizzie M. Hunter, and the name of the child of Hattie Johnson to Stephen Brown Adams," was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on many petitions from citizens in all parts of the State, that the compensation and number of the Justices of the Supreme Judicial Court, shall be restored, reporting bill "an act in relation to the compensation and number of the Judges of the Supreme Judicial Court," was accepted in concurrence, and the bill read once and to-morrow assigned for its second reading.

Report of the Committee on Legal Affairs, on an order relating to fees for posting libels and monitions in liquor cases in the Municipal Court of Portland, in Cumberland county, that legislation thereon is inexpedient;

Report of the same Committee, on bill "an act to amend chapter 82 of the revised statutes, relating to proceedings in court," that the same ought not to pass;

Were severally accepted in concurrence.

Report of the Committee on Legal Affairs, on "resolve relating to claim of John Plummer for reimbursement for money paid for islands," that the same be referred to the Committee on Claims, was accepted in concurrence, and the bill referred in concurrence.

Mr. ELLIS, from the Committee on Legal Affairs, on petition of the inhabitants of the District of Columbia, that this Legislature instruct its members of Congress to use their influence in securing to the inhabitants of that district the rights of suffrage, representation, etc., that the petitioners have leave to withdraw, was accepted.

Sent down for concurrence.

On motion by Mr. CORNISH,

Ordered, That the Secretary of the Senate make up the pay of Samuel W. Lane, for five days' services as Secretary, at five dollars per day ;

Was read and passed.

Communication from the Secretary of State, transmitting the report of the agent of the Penobscot Indians for the year 1879, was read and sent down.

The Committee on Bills in the Second Reading reported the following bills :

Bill "an act to amend section 2, chapter 94 of the revised statutes, relating to process of forcible entry and detainer," amended as per sheet "A ;"

Bill "an act to authorize the Denison Paper Manufacturing Company to issue bonds not exceeding one hundred thousand dollars, and secure the same by mortgage of property ;"

Bill "an act to amend the charter of the city of Lewiston ;"

Bill "an act to prevent making impure the water of the Androscoggin river, within the cities of Lewiston and Auburn ;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bills and resolve :

Bill "an act relating to trustees and other officers of public institutions ;"

Bill "an act to incorporate the Saco and Biddeford Telephone and Telegraph Company ;"

Bill "an act establishing the compensation of State Agent for collecting unadjusted claims against the United States ;"

"Resolve in favor of Sprague & Son ;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following bill :

Bill "an act to incorporate the Canton Bridge Company," was read a second time.

Mr. BARRETT moved to recount the vote whereby the Senate adopted House amendment "A," and pending reconsideration of the vote, on motion by the same Senator, the bill was laid on the table.

On motion by Mr. BERRY, bill "an act in relation to the Reform School," was taken from the table, and on motion by Mr. BRADFORD, indefinitely postponed in concurrence.

On motion by Mr. DINGLEY, bill "an act to abolish the office of Land Agent," was taken from the table.

The question being on the adoption of the amendment marked "A," offered by Mr. Flint.

The amendment was adopted, and the bill passed to be engrossed. Sent down for concurrence.

On motion by Mr. BERRY, bill "an act to incorporate the Commercial Club of Portland," was taken from the table.

The question being on the acceptance of the report of the Committee.

The report was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

On motion by Mr. DINGLEY, the "resolve making an appropriation for the support of soldiers' orphans, at the Bangor Children's Home," was taken from the table.

The same Senator moved to indefinitely postpone the same, which was lost.

On motion by Mr. PATTEN, the resolve was re-tabled.

On motion by Mr. PARCHER, the "resolve in favor of the State Library," was taken from the table.

The same Senator moved to indefinitely postpone the resolve, which was lost.

On motion by Mr. HARRIS, the resolve was laid on the table.

On motion by Mr. DINGLEY, bill "an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company, and the Boston Acton Silver Mining Company," was taken from the table and passed to be engrossed.

Sent down for concurrence.

Mr. HAWES, from the Committee on Financial Affairs, reported "resolve in favor of Edmund D. Wiggin," that the same ought to pass.

The report was accepted, and the resolve with accompanying

memorandum laid on the table, and ordered printed under the Joint Rules.

The same Senator, from the same Committee, reported "resolve of the Dexter Savings Bank," that the same ought to pass, which was accepted, and the resolve laid on the table to be printed under the Joint Rules.

On motion by Mr. BRADFORD,

Ordered, That the Secretary be directed to deliver a message to the Governor, asking for the return of Senate document entitled bill "an act to provide for the registry of deeds from the State," which was passed to be enacted by both branches of the Legislature.

The message was conveyed by the Secretary, and the bill returned to the Senate.

On motion by Mr. HARRIS,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, MARCH 11, 1880.

Prayer by Rev. Mr. LINDSEY of Gardiner.

Journal of yesterday was approved.

Papers from the House :

Report of the Joint Committees on Agriculture and Education, who were instructed to visit the State Agricultural College at Orono and report, reporting bill "an act concerning the State College of Agriculture and the Mechanic Arts," and that the same ought to pass.

The report was accepted, and the bill laid on the table, on motion by Mr. PARCHER.

"Resolve in favor of the Maine State College of Agriculture and the Mechanic Arts," passed to be engrossed in the House.

Rules suspended, read once, and tabled on motion by Mr. PARCHER.

“Resolve making appropriation for the propagation of fish,” passed to be engrossed in the House.

Rules suspended, read once, and this P. M. assigned for second reading.

Bill “an act relating to town and private ways,” passed to be engrossed in the Senate, came back from the House, that branch reconsidering its vote whereby the bill passed to be engrossed, and recommitting the bill to the Committee on the Judiciary.

Senate recedes from its vote whereby the bill passed to be engrossed, and recommits in concurrence.

Bill “an act to amend section 26 of chapter 27 of the public laws of 1878, in relation to lime rock, granite and slate,” indefinitely postponed in the Senate, came back from the House, that branch adhering to its former vote passing the bill to be engrossed.

On motion by Mr. FLINT, the Senate adhered to its former vote.

Report of the Committee on County Estimates, on estimates of the tax of the several counties, reporting “resolve laying a tax on the several counties of the State.”

Report accepted, rules suspended, resolve read twice, and passed to be engrossed in concurrence.

Report of the Committee on Claims, on petition of Arad Thompson and others, to be reimbursed for money paid for lands which they did not receive, reporting “resolve authorizing an adjustment for land purchased from the State.”

Report accepted, resolve read once, and tabled on motion by Mr. PATTEN.

Subsequently taken from the table, on motion by Mr. PATTEN, and re-tabled, on motion by Mr. BARKER, and this P. M. assigned for further consideration.

Report of the Committee on the Judiciary, on bill “an act in relation to town and private ways,” that the same ought to pass.

Report accepted, bill read once, and this P. M. assigned for its second reading.

Report of the Committee on State Lands and State Roads, on “resolve abating State tax on Township No. 4, Range 5, north of Bingham’s Kennebec Purchase, in Somerset county,” that the same ought to pass.

Report accepted in concurrence, the resolve read once, and this P. M. assigned for its second reading.

Bill "an act additional to an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company," came from the House passed to be engrossed.

Rule suspended, the bill read once, and this P. M. assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to repeal part of section 75, chapter 4 of the revised statutes, relating to returns of votes from plantations," that the same ought not to pass ;

The same Senator, from the same Committee, on an order of the Legislature, relating to amending section 52, chapter 3 of the revised statutes, relating to the duties of Plantation Clerks, that legislation thereon is inexpedient ;

Were severally accepted.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bill and resolve :

Bill "an act changing the name of Lizzie M. Coombs to Lizzie M. Hunter, and the name of the child of Hattie Johnson to Stephen Brown Adams ;"

"Resolve authorizing a temporary loan ;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following resolve :

"Resolve providing for an amendment to the Constitution, changing the term of office of Senators and Representatives," was read a second time. House amendment "A" adopted, and passed to be engrossed in concurrence, yeas 22.

Those who voted in the affirmative are :

Messrs. Barrett, Berry, Brewer, Bradford, Coombs, Cornish, Dingley, Duran, Ellis, Flint, Fernald, Harris, Hawes, Lamson of Sagadahoc, Linn, Parcher, Patten, Rankins, Strickland, Smith, Thompson, Wakefield—22.

None voted in the negative.

So the resolve passed unanimously as amended, to be engrossed in concurrence.

The same Committee reported the following bills :

Bill "an act to incorporate the Commercial Club of Portland," was read twice, and pending its passage to be engrossed, on motion of Mr. ELLIS, was indefinitely postponed.

Sent down for concurrence.

Bill "an act in relation to the compensation and number of Judges of the Supreme Judicial Court," was read a second time and pending its passage to be engrossed, on motion by Mr. DINGLEY, laid on the table.

Printed bill "an act concerning the militia," was read once, and this afternoon assigned for its second reading.

On motion by Mr. LAMSON of Sagadahoc, bill "an act to incorporate the Parlin Pond Dam Company," was taken from the table, and on motion by Mr. CORNISH, again laid on the table to be printed.

On motion by Mr. LAMSON of Sagadahoc, "resolve making appropriation for the Military Asylum at Bath," was taken from the table, amendment marked "A," offered by Mr. HARRIS adopted, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. PARCHER, "resolves in favor of Oakfield plantation," was taken from the table, and passed to be engrossed in concurrence.

On motion by Mr. SMITH, the majority and minority from the Committee on Education, in relation to Free High Schools, was taken from the table.

The question being on amending by substituting the minority report for the majority report, was decided in the affirmative, yeas 15, nays 13.

Those who voted in affirmative are :

Messrs. Brewer, Bradford, Coombs, Cornish, Dingley, Duran, Emery, Flint, Harris, Hill, Hawes, Lamson of Sagadahoc, Parcher, Smith, Wakefield.—15.

Those who voted in the negative are :

Messrs. Barker, Barrett, Berry, Dearborn, Ellis, Fernald, Linn, Parlin, Patten, Rankins, Rogers, Strickland, Thompson—13.

So the minority report was accepted in concurrence.

Mr. HARRIS moved to reconsider the vote, which was lost, yeas 8, nays 14.

The question then returning on the bill reported by the minority, to amend chapter 124 of the public laws of 1873, entitled bill "an act in aid of Free High Schools."

On motion by Mr. SMITH, the rules were suspended, House amendment "A" adopted, and the bill read twice and passed to be engrossed in concurrence.

On motion by Mr. BARKER, bill "an act to incorporate the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America," was taken from the table. On motion by the same Senator, the Senate non-concurred with the House in referring the bill to the next Legislature.

Mr. HAWES offered amendment marked "A," which was adopted, the bill read twice under the suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. PARLIN,

Ordered, That Senator Barrett of Oxford, be excused from further attendance from and after March 12, and that the Secretary be directed to make up his pay for the session.

On motion by Mr. DINGLEY, the order was laid on the table.

On motion by Mr. PATTEN,

Adjourned.

AFTERNOON SESSION.

Paper from the House :

That William J. Wright, a private of Company G, 3d Regiment, Maine Volunteers, be paid the bounty of \$22, which he is entitled to receive, referred to the Committee on Pensions in the House.

Senate non-concurred and referred the same to the Governor and Council.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill "an act in relation to town and private ways ;"

Bill "an act additional to an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company ;"

"Resolve abating State tax on Township No. 4, north of Bingham's Kennebec Purchase, in Somerset county ;"

Were each read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bill and resolve :

Bill "an act concerning the militia," was read a second time, and passed to be engrossed.

Sent down for concurrence.

"Resolve making appropriation for the propagation of fish," was read twice, and on motion by Mr. PARCHER, laid on the table.

Bill "an act to amend section 1, chapter 142 of the revised statutes, relating to the Reform School ;"

"Resolve in favor of the State Library ;"

"Resolve in favor of Edmund D. Wiggin ;"

"Resolve in favor of the Dexter Savings Bank ;"

Were each read once, and to-morrow assigned for their second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill "an act incorporating the Dead River Log Driving Company ;"

Bill "an act to incorporate the Black Brook and Swift River Improvement Company ;"

Bill "an act to prevent the taking of fish from Wilson pond, in the town of Greenville, in the county of Piscataquis ;"

Bill "an act to incorporate Pond's Sheer Boom Improvement Company ;"

Bill "an act to incorporate the Beech Hill Brook Dam Company ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. BARKER, "resolve authorizing an adjustment for land purchased from the State," was taken from the table.

Mr. DINGLEY moved to refer to the next Legislature, which was lost.

On motion by Mr. ELLIS, the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. BRADFORD, bill "an act to provide for the registry of deeds from the State," was taken from the table; and on motion of the same Senator, the votes whereby the bill passed to be enacted and passed to be engrossed, was reconsidered, and the bill indefinitely postponed.

Sent down for concurrence.

On motion by Mr. PARCHER, bill "an act concerning the College of Agriculture and Mechanic Arts," was taken from the table, and on motion by Mr. PATTEN, indefinitely postponed in concurrence.

On motion by Mr. PARCHER, "resolve in aid of the Maine State College of Agriculture and Mechanic Arts," was taken from the table.

The resolve was read a second time, House amendment "A" adopted, and passed to be engrossed in concurrence.

On motion by Mr. DINGLEY, a message was sent to the House by the Secretary, requesting the return of Senate Document No. 52, relating to the consolidation of the "Acton" and other silver mining companies.

Subsequently, on motion by the same Senator, the vote whereby the bill passed to be engrossed, was reconsidered.

Mr. DINGLEY moved the indefinite postponement of the bill, which was rejected.

The bill was then passed to be engrossed.

Sent down for concurrence.

"Resolve in favor of the State Prison," was taken from the table on motion by Mr. HARRIS, and on his motion re-tabled, and tomorrow, at 11 o'clock, assigned for its further consideration.

On motion by Mr. HARRIS,
Adjourned.

C. W. TILDEN, *Secretary*.

FRIDAY, MARCH 12, 1880.

Prayer by Rev. Mr. Fogg of Augusta.

Journal of yesterday was approved.

Papers from the House :

Bill "an act relating to the sale of the franchises of railroad corporations," was referred to the Committee on the Judiciary in concurrence.

Bill "an act to repeal an act approved March 9, 1880, and to restore chapter 29 of laws of 1878, entitled 'an act to encourage the development of mining interests in Maine,'" was referred to the Committee on the Judiciary in concurrence.

Bill "an act to incorporate the town of West Rockland," came back from the House, that branch adhering to its vote that the petitioners have leave to withdraw.

Senate adheres to its former vote.

"Resolve to provide for the erection of an additional building to the Maine Insane Hospital, passed to be engrossed in the Senate, came back from the House, that branch having amended the resolve as per sheets "A," "B" and "C."

Senate receded from its former vote, adopted House amendments "A," "B" and "C," and passed the resolve to be engrossed in concurrence.

Report of the Committee on the Insane Hospital, on an order relating to the Maine Insane Hospital, that legislation thereon is inexpedient, was accepted in concurrence.

The Committee on Bills in the Second Reading reported the following bill and resolves :

Bill "an act to amend section 1, chapter 142 of the revised statutes, relating to the Reform School."

"Resolve in favor of Edmund D. Wiggin."

"Resolve in favor of the State Library."

The bill and resolves were read a second time, and passed to be engrossed.

Sent down for concurrence.

The same Committee reported the following resolve :

“Resolve in favor of the Dexter Savings Bank,” was read a second time, and on motion by Mr. PARCHER, laid on the table.

A message was received from the House, by Mr. SMITH, its Clerk, informing the Senate of the election of Hon. S. C. HATCH as Speaker *pro tempore*.

On motion by Mr. PATTEN, the “resolve making an appropriation for the support of soldiers’ orphans at the Bangor Children’s Home,” was taken from the table and passed to be engrossed in concurrence.

Bill “an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Mining Company, the Boston Acton Silver Mining Company,” came back from the House, that branch amending the bill as per sheets “A” and “B,” and passed to be engrossed.

The Senate receded, adopted House amendments “A” and “B,” and passed the bill to be engrossed in concurrence.

On motion by Mr. ELLIS, “resolve in favor of the Female Orphan Asylum at Portland,” was taken from the table and passed to be engrossed in concurrence.

On motion by the same Senator, “resolve in favor of Saint Elizabeth Orphan Asylum of Portland,” was taken from the table and passed to be engrossed in concurrence.

On motion by Mr. CORNISH, “resolve in favor of the State Prison,” was taken from the table.

Mr. DINGLEY submitted amendment marked “A,” which was adopted, and the resolve passed to be engrossed.

Sent down for concurrence.

On motion by Mr. DINGLEY, bill “an act in relation to the compensation and number of the Judges of the Supreme Judicial Court,” was taken from the table.

Mr. BERRY offered amendment marked “A,” by striking out the words “and number” wherever it occurs in section 1; also strike out the words “they were” in the seventh line, and insert “it was” instead.

Pending the adoption of the amendment, on motion by Mr.

HARRIS, the bill was laid on the table and to-morrow, at 11 o'clock, assigned for further consideration.

Report of the Committee on Ways and Means, on an order of the Legislature relating to State tax for the present year, reporting bill "an act for the assessment of a State tax for the year 1880, amounting to the sum of one million one hundred and twenty-four thousand two hundred sixty-one dollars and twenty-seven cents," was accepted in concurrence.

The bill was read twice, under suspension of the rules, and passed to be engrossed in concurrence.

On motion by Mr. BARRETT, bill "an act to incorporate the Canton Bridge Company," was taken from the table, the question being on the reconsideration of the vote whereby the Senate adopted House amendment "A."

The vote was reconsidered, the bill read twice, and passed to be engrossed.

Sent down for concurrence.

Mr. BRADFORD moved to reconsider the vote whereby the Senate voted to adhere on the indefinite postponement of bill "an act to amend section 26, chapter 27 of the public laws of 1878, in relation to lien on lime rock, granite and slate."

Pending this motion, the matter was laid on the table.

Mr. BRADFORD, from the Committee on the Judiciary, on bill "an act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns," reported that the same ought to pass.

The report was accepted, and the bill was laid on the table to be printed under the Joint Rules.

On motion on by Mr. LAMSON of Sagadahoc.

Adjourned.

AFTERNOON SESSION.

Papers from the House :

Bill "an act to amend chapter 36 of the public laws of 1872, relating to claims against insolvent estates ;"

Bill "an act to amend 'an act to incorporate the Ocean Street Railroad ;'"

Were referred to the Committee on the Judiciary in concurrence.

Report of the Committee on the Judiciary, on bill "an act to promote the efficiency of the police force of the City of Lewiston," that the same ought to pass.

The report was accepted in concurrence, the bill read once, and to-morrow assigned for its second reading.

Report of the Committee on the Judiciary, on an order relating to taxation of the capital stock of toll bridges, reporting bill "an act to amend section 16 of chapter 6 of the revised statutes, relating to the taxation of the capital stock of toll bridges," was accepted in concurrence, and the bill read once, House amendment "A" adopted, and to-morrow assigned for its second reading.

Report of the Committee on Ways and Bridges, on bill "an act to vest the franchise and property of Arrowsic bridge in the inhabitants of Sagadahoc county," was accepted in concurrence, the bill read once, and Tuesday next at 11 o'clock, assigned for further consideration.

"Resolve authorizing an adjustment for land purchased from the State," passed to be engrossed in the House, and indefinitely postponed in the Senate, came back from the House, that branch insisting on its vote, and proposing a Committee of Conference, with

Messrs. Goss of Bath,

Fennelly of Mt. Desert,

Crane of Winthrop,

appointed as conferees.

The Senate insisted and joined as conferees,

Messrs. Parcher of Androscoggin,

Ellis of Waldo,

Cornish of Kennebec.

Bill "an act to incorporate the Commercial Club of Portland," passed to be engrossed in the House, and indefinitely postponed in the Senate, came back from the House, that branch insisting on its vote, and proposing a Committee of Conference, with

Messrs. Stewart of Portland,
Young of Brunswick,
Simonton of Rockland,

appointed as conferees,

The Senate insisted and joined as conferees,

Messrs. Coombs of Hancock,
Ellis of Waldo,
Fernald of Franklin.

Mr. BERRY, from the Committee on the Judiciary, on an order inquiring into the expediency of amending the charter of the city of Calais, in reference to the election of assessors of taxes, reported that the same be referred to the next Legislature, was accepted.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That when the Senate adjourns, it be to meet to-morrow morning at 9 o'clock.

Read and passed.

On motion by Mr. DINGLEY, the order excusing Senator Barrett from further attendance at this session, was taken from the table and passed.

On motion by Mr. DINGLEY,
Adjourned.

C. W. TILDEN, *Secretary*.

SATURDAY, MARCH 13, 1880.

Prayer by the Rev. Mr. WHITNEY of Augusta.

Journal of yesterday was approved.

Papers from the House :

That the Committee on Commerce are hereby instructed to inquire into the expediency of memorializing the General Assembly of New York to amend the Hell Gate Pilot Laws so as to remove compulsory pilotage, and report by resolve or otherwise, was read and passed in concurrence.

Report of the Committee on the Judiciary, on bill "an act relating to service of process on defendants out of the State, in suits for breach of official duty," that the same ought to pass, was accepted in concurrence, the bill read once, and this P. M. assigned for its second reading.

Report of the Committee on Fisheries and Game, on several petitions of citizens of this State, that the laws relating to the taking of porgie or menhaden be repealed, submitting majority and minority report.

The question being on accepting the minority report for the majority report.

Pending acceptance of report, on motion by Mr. COOMBS, the two reports were laid on the table.

Petition of Catharine M. Crowell and others, for bounty on foxes, was referred to the next Legislature in concurrence.

"Resolve in favor of the State Library," passed to be engrossed in the Senate, came back from the House, that branch non-concurring, and indefinitely postponing the resolve.

Senate insisted, and proposed a Committee of Conference, and appointed

Messrs. Barker of Penobscot,
Harris of Washington,
Flint of Piscataquis,

as conferees.

“Resolve in favor of the State Prison,” amended per sheet “A,” and passed to be engrossed in the Senate, came back from the House, that branch non-concurring in the adoption of the amendment, and passed the bill to be engrossed.

Senate insisted, and proposed a Committee of Conference, and appointed

Messrs. Lamson of Sagadahoc,
Parcher of Androscoggin,
Ellis of Waldo,

conferees.

Report of the Committee on State Lands and State Roads, on an order relating to sale of Folly Island, reporting “resolve in favor of Ira L. McFarland and Charles C. Cousins of Eden,” was accepted in concurrence.

House amendment “A” adopted, the bill read once, and this P. M. assigned for its second reading.

The Committee on Bills in the Second Reading reported the following bills:

Bill “an act to promote the efficiency of the police force of the city of Lewiston,” was read a second time and passed to be engrossed in concurrence.

Bill “an act to amend section 16 of chapter 6 of the revised statutes, relating to the taxation of the capital stock of toll bridges,” was read a second time, and pending its passage to be engrossed, on motion by Mr. LAMSON of Sagadahoc, laid on the table.

Printed bill “an act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns,” was read a second time, and this P. M., assigned for its second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves:

Bill “an act to further provide for safety of travel on railroads;”

Bill “an act to change the names of Lizzie M. Coombs to Lizzie M. Hunter, and the name of the child of Hattie Johnson to Stephen Brown Adams;”

Bill "an act to amend chapter 124 of the public laws of 1873, entitled 'an act in aid of Free High Schools,' as amended by chapter 33 of the public laws of 1875 ;"

Bill "an act to amend section 49, chapter 27 of the revised statutes, relating to the sale of intoxicating liquors ;"

Bill "an act to amend section 2, chapter 94 of the revised statutes, relating to process of forcible entry and detainer ;"

Bill "an act to incorporate the Bar Harbor Bridge Company ;"

Bill "an act to authorize the Norway Branch Railroad Company to lease its road ;"

Bill "an act to incorporate the Steam Heating and Power Company for the city of Bangor ;"

Bill "an act to prevent making impure the water of the Androscoggin river within the cities of Lewiston and Auburn ;"

Bill "an act giving justices of the peace and of the quorum jurisdiction throughout the State ;"

Bill "an act to amend chapter 91, section 4 of the laws of 1878, relating to marshal and deputy marshal of the city of Bath ;"

Bill "an act to authorize school district No. 13, in the town of Gorham, to build a new school house in said district, and to furnish therein a hall for the Gorham Farmers' Club ;"

Bill "an act relating to ways ;"

Bill "an act to repeal chapter 108 of the laws of 1872, relating to shooting seal at Fort Point, in the town of Stockton ;"

Bill "an act to amend chapter 117 of the public laws of 1879, relating to suits involving tax titles ;"

Bill "an act to amend section 16 of chapter 48 of the revised statutes, relating to the employment of children in cotton and woolen manufactories ;"

Bill "an act to authorize the Denison Paper Company to issue bonds not exceeding one hundred thousand dollars, and to secure the same by a mortgage of its property ;"

Bill "an act relating to town and private ways ;"

Bill "an act to legalize the doings of the inhabitants of North Yarmouth ;"

Bill "an act to amend the charter of the city of Lewiston ;"

Bill "an act relating to increase of damages on location of private ways ;"

“ Resolve making appropriation for the Penobscot tribe of Indians for the year 1880 ;”

“ Resolve in favor of the Joint Standing Committee on State Prison ;”

“ Resolve in favor of the Industrial School for Girls ;”

“ Resolve in favor of the Passamaquoddy tribe of Indians ;”

“ Resolve for the purchase of the Maine State Year Book and Legislative Manual ;”

“ Resolve in favor of the Joint Standing Committee on Military Affairs ;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

Mr. LINN presented bill “ an act to prevent the taking of land-locked salmon and black bass in Moose pond, in the towns of Harmony and Hartland, in the county of Somerset.”

The rules were suspended, and the bill read twice and passed to be engrossed.

Sent down for concurrence.

Mr. PARCHER presented “ resolve in favor of the Joint Standing Committee on Education,” which was read twice under the suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. SMITH presented “ resolve in favor of the Joint Standing Committee on Agriculture, which was read twice under the suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. DEARBORN presented “ resolve in favor of the Joint Standing Committee on Education,” which was read twice under suspension of rules, and passed to be engrossed.

Sent down for concurrence.

Mr. BRADFORD, from the Committee of Conference, relating to bill “ an act to incorporate the State of Maine Consolidated Mining Company,” reported that the Committee were unable to agree.

Sent down for concurrence.

On motion by Mr. COOMBS, another Committee of Conference was appointed, consisting of

Messrs. Dearborn of York,
Ellis of Waldo,
Wakefield of York.

Sent down for concurrence.

On motion by Mr. PARCHER, the "resolve in favor of the Dexter Savings Bank," was taken from the table, and on motion by the same Senator, was passed to be engrossed.

Sent down for concurrence.

On motion by Mr. HARRIS, the "resolve in favor of the State Library," was taken from the table, and on motion by Mr. PARCHER, the resolve was indefinitely postponed, yeas 13, nays 3.

Those who voted in the affirmative are :

Messrs. Barker, Cornish, Dearborn, Duran, Ellis, Flint, Fernald, Linn, Parcher, Parlin, Patten, Rogers, Thompson—13.

Those who voted in the negative are :

Messrs. Brewer, Strickland, Wakefield—3.

So the resolve was indefinitely postponed.

Sent down for concurrence.

On motion by Mr. PARCHER, the "resolve making appropriation for the propagation of fish," was taken from the table. The same Senator offered an amendment marked "A."

Pending the adoption of the amendment, on motion by Mr. BRADFORD, the resolve was re-tabled.

On motion by Mr. HARRIS, bill "an act in relation to the compensation and number of the Judges of the Supreme Judicial Court," assigned for 11 o'clock to-day, was taken from the table.

The question being on the adoption of the amendment offered by Mr. BERRY, by striking out the words "and number" wherever they occur in section 1 ; also striking out the words "they were" in the seventh line, and insert "it was" instead.

The amendment was rejected.

The question then returned on the passage of the bill to be engrossed, which was decided in the affirmative, yeas 17, nays 7.

Those who voted in the affirmative are :

Messrs. Brewer, Bradford, Coombs, Cornish, Dearborn, Duran, Emery, Flint, Fernald, Harris, Hawes, Lamson of Sagadahoc, Parcher, Rankins, Strickland, Smith, Wakefield—17.

Those who voted in the negative are :

Messrs. Barker, Ellis, Linn, Parlin, Patten, Rogers, Wakefield—7.

So the bill passed to be engrossed in concurrence.

Mr. HARRIS moved to reconsider the vote, which was rejected.

On motion by Mr. ELLIS,

Adjourned.

AFTERNOON SESSION.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill “an act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns,” was read a second time, and passed to be engrossed.

Sent down for concurrence.

Bill “an act relating to service of process on defendants out of the State, in suits for breach of official duty ;”

“Resolve in favor of Ira L. McFarland and Charles C. Cousins of Eden,” House amendment “A” adopted ;

Were each read a second time and passed to be engrossed in concurrence.

On motion by Mr. HAWES,

Adjourned to 11 o'clock A. M. Monday.

C. W. TILDEN, *Secretary*.

MONDAY, MARCH 15, 1880.

Prayer by Rev. Mr. SARGENT of Augusta.

Journal of Saturday was approved.

Mr. PATTEN presented bill "an act to extend the time for organizing the Eastern Land and Improvement Company," which was read once, under suspension of the rules, and this P. M. at 2½ o'clock, assigned for its second reading.

Mr. BRADFORD presented bill "an act to amend section 1 of chapter 125 of the public laws of 1879, relating to salary of Governor," which was laid on the table to be printed under the Joint Rules.

Mr. HAWES presented petition of Nathan Cleaves and others, against the taxation of mining companies, under suspension of the rules, and on motion of the same Senator, was laid on the table.

Mr. BRADFORD presented bill "an act relating to convicts and officers in the county jails in this State, having workshops attached thereto," under suspension of the rules, which was laid on the table to be printed under the Joint Rules.

The same Senator, from the Committee on the Judiciary, on an order inquiring into the expediency of repealing the present law, and re-enacting the death penalty, that the same be referred to the next Legislature, which was accepted.

Sent down for concurrence.

Mr. KEYES, from the Committee on State Library, submitted their final report, that they have acted on all matters referred to them.

Sent down for concurrence.

On motion by Mr. PARCHER,
Adjourned.

AFTERNOON SESSION.

Bill "an act concerning the militia," came back from the House, that branch amending the bill as per sheets "A," "B" and "C," and passed to be engrossed.

The Senate receded from its former vote, adopted House amendments "A," "B" and "C," and passed the bill to be engrossed in concurrence, yeas 13, nays 7.

Those who voted in the affirmative are :

Messrs. Brewer, Bradford, Coombs, Cornish, Dearborn, Duran, Flint, Fernald, Harris, Hawes, Locke, Parcher, Wakefield—13.

Those who voted in the negative are :

Messrs. Barker, Ellis, Linn, Parlin, Patten, Rankins, Thompson—7.

So the bill passed to be engrossed.

Bill "an act to incorporate the State of Maine Consolidated Mining Company," on which a second committee of conference was proposed by the Senate, came back from the House, that branch adhering to its former vote to indefinitely postpone.

Report of the Committee on the Judiciary, on bill "an act to repeal chapter 65 of the public laws of 1878, relative to duties of county attorneys," that the same ought not to pass, was accepted in concurrence.

Report of the Committee on Library, on resolve concerning the State Library, that the same ought to pass, was accepted in concurrence, and the bill read twice, and passed to be engrossed in concurrence under suspension of the rules.

"Resolve in relation to school exercises and examinations," was read once under suspension of the rules, and to-morrow assigned for its second reading.

The Committee on Bills in the Second Reading reported the following bill :

Bill "an act to extend the time for organizing the Eastern Land and Improvement Company," was read twice, and on motion by Mr. HARRIS, indefinitely postponed.

Sent down for concurrence.

Mr. HAWES presented bill "an act relating to telephone companies," under suspension of the rules, which was laid on the table, and ordered printed under the Joint Rules.

On motion by Mr. ELLIS, a message was sent to the Governor, re-calling Senate document No. 37, bill "an act to amend section 49, chapter 27 of the revised statutes, relating to the sale of intoxicating liquors."

The bill was returned by the Governor, through the Secretary.

Subsequently, Mr. ELLIS moved to reconsider the vote whereby the above bill was passed to be enacted and passed to be engrossed, which was agreed to.

The bill was then laid on the table on motion of the same Senator.

Subsequently, the same Senator moved to take the same bill from the table, and offered the following amendment marked "A," which was adopted, and the bill as amended passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act in relation to the compensation and number of the Judges of the Supreme Judicial Court ;"

Bill "an act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances and the sale of intoxicating liquors ;"

Bill "an act in relation to the expenditures of public moneys ;"

Bill "an act in relation to service of process on defendants out of the State, in suits for breach of official duty ;"

Bill "an act additional to 'an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company ;'"

Bill "an act to incorporate the Penobscot Valley Gorsedh of Bards, and State of Maine branch of the Druidic University of America ;"

Bill "an act to promote the efficiency of the police force of the city of Lewiston ;"

Bill "an act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company, and the Boston Acton Silver Mining Company ;"

Bill "an act establishing the compensation of the State agent for collecting unadjusted claims against the United States ;"

"Resolve in favor of Sprague and Son ;"

“Resolve in aid of the Maine State College of Agriculture and the Mechanic Arts;”

“Resolve in favor of Oakfield plantation;”

“Resolve abating State tax on Township No. 4, Range 5, north of Bingham’s Kennebec Purchase, in Somerset county;”

“Resolve in favor of the Female Orphan Asylum of Portland;”

“Resolve laying a tax on the counties of the State;”

“Resolve making appropriation for the support of soldiers’ orphans at the Bangor Childrens’ Home;”

“Resolve concerning the transportation of certain books from the State Library;”

“Resolve in favor the St. Elizabeth Orphan Asylum of Portland;”

“Resolve to provide for an additional building to the Insane Hospital;”

“Resolve in favor of the State Reform School;”

“Resolve authorizing a temporary loan;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

The same Committee reported as truly and strictly engrossed the following resolves:

“Resolves providing for an amendment of the Constitution, changing the term of office of Senators and Representatives, was finally passed in concurrence, yeas 18.

Those who voted in the affirmative are:

Messrs. Barker, Bradford, Coombs, Cornish, Dearborn, Duran, Ellis, Flint, Fernald, Harris, Linn, Locke, Parcher, Parlin, Patten, Rankins, Thompson, Wakefield—18.

None voted in the negative.

So the resolve finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. HARRIS,
Adjourned.

C. W. TILDEN, *Secretary.*

TUESDAY, MARCH 16, 1880.

Prayer by Rev. Mr. Ecob of Augusta.

Journal of yesterday was approved.

Papers from the House :

The Senate concurring, that the Committee on Financial Affairs be directed to report bill "an act to tax railroads, telegraph and express companies in this State on the same basis as other property," was read and passed in concurrence.

Bill "an act to amend chapter 105, public laws of 1879," was referred to the Committee on the Judiciary in concurrence.

Bill "an act for the navigation of Winnecook Lake in the county of Waldo," was referred to the next Legislature in concurrence.

Report of the Committee on State Lands and State Roads, on petition of George A. Sponberg, referred from the last Legislature, to be reimbursed for land sold by the State, reporting "resolve in aid of George A. Sponberg," was accepted in concurrence, and the resolve referred to the next Legislature in concurrence.

Report of the same Committee, on "resolve for the purchase of certain farms and settlers' lots in Township No. 17, Range 7," that the same ought to pass, was accepted in concurrence, and the resolve indefinitely postponed in concurrence.

Report of the Committee on the Judiciary, on bill "an act to increase the salary of the County Attorney of the county of Piscataquis," that the same ought to pass, was accepted in concurrence, and the bill referred to the next Legislature in concurrence.

Report of the Committee on the Judiciary, on bill "an act to repeal an act approved March 9th, 1880, and to restore chapter 29 of the laws of 1878, entitled 'an act to encourage the development of the mining interests of the State,'" that the same ought to pass, was accepted in concurrence, the bill read once, and this P. M. assigned for its second reading.

Report of the Committee on Agriculture, on an order inquiring into the expediency of legislation in regard to the State Board of

Agriculture, reporting bill "an act to remodel the Board of Agriculture," was accepted in concurrence, the bill read once, and this P. M. assigned for its second reading.

"Resolve in favor of the State Library," on which a Committee of Conference was proposed by the Senate, came back from the House, that branch concurring in the proposition, and joining

Messrs. Hussey of Waldo,
Gushee of Appleton,
Wyman of Augusta,

as conferees.

"Resolve in favor of the State Prison, on which a Committee of Conference was proposed by the Senate, came back from the House, that branch concurring in the proposition, and joining

Messrs. Purington of Bowdoinham,
True of Portland,
Haskell of Turner.

Printed bills :

Bill "an act relating to convicts and officers in the county jails in this State, having workshops attached thereto ;"

Bill "an act to amend section 1 of chapter 125 of the public laws of 1879, relating to the salary of Governor ;"

Were each read a second time, and this P. M. assigned for their second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill and resolve :

Bill "an act concerning the militia ;"

"Resolve establishing a valuation of the State of Maine ;"

Which bill was passed to be enacted, and the resolve finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

The Committee on Bills in the Second Reading reported the following resolve :

"Resolve in relation to school exercises and examinations," was read a second time, and pending its passage to be engrossed, on motion by Mr. HARRIS, laid on the table.

Subsequently the resolve was taken from the table, on motion by Mr. HARRIS, and on motion by Mr. DEARBORN, re-tabled, and this afternoon at 3 o'clock assigned for further consideration.

On motion by Mr. LAMSON of Sagadahoc, bill "an act to incorporate the Parlin Pond Dam Company," was taken from the table, the bill read twice, and pending its passage to be engrossed, on motion by the same Senator, indefinitely postponed.

Sent down for concurrence.

On motion by the same Senator, bill "an act to amend section 16 of chapter 6 of the revised statutes, relating to the taxation of the capital stock of toll bridges," was taken from the table, House amendment "A" adopted, read twice and passed to be engrossed in concurrence.

On motion by Mr. HARRIS, bill "an act to enable the Cumberland and Oxford Canal Corporation to make sale of its property to be used for railroad purposes," was taken from the table, read a second time, amended as per sheets "A," "B" and "C," offered by Mr. HAWES, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. COOMBS, the reports from the Committee on Fisheries, relating to menhaden fisheries, assigned for to-day, were taken from the table, the question being on the adoption of the minority report, submitting bill "an act to amend chapter 66, laws of 1878, relating to shore fisheries."

The minority report was accepted, and the bill was read twice, under the suspension of the rules, House amendment "A" adopted, further amended as per sheet "B," and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc, House bill No. 104, bill "an act to vest the franchise and property of Arrowsic bridge in the inhabitants of Sagadahoc county," assigned for 11 o'clock to-day, was taken from the table, read a second time, House amendment "A" adopted, further amended as per sheets "C" and "D," offered by Mr. LAMSON, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. BRADFORD, "resolve making appropriation for the propagation of fish," was taken from the table, the question being on the amendment offered by Mr. PARCHER.

On motion by the same Senator, the Senate went into a committee of the whole for the purpose of listening to the remarks of Hon. Everett Smith, one of the Fish Commissioners.

Mr. Bradford was called to the Chair in committee of the whole.

At the close of Mr. Smith's remarks the committee dissolved.

The amendment offered by Mr. Parcher was rejected.

Several amendments were offered by several Senators, and rejected.

The bill was read a second time and passed to be engrossed in concurrence.

On motion by Mr. COOMBS,
Adjourned.

AFTERNOON SESSION.

Papers from the House :

Bill "an act to amend chapter 386 of the acts and resolves of 1877, relating to the Bath Driving Park," was received under suspension of the rules, and referred to the Committee on the Judiciary in concurrence.

Report of the Committee on Legal Affairs, on an order relating to the expediency of amending chapter 6, section 40 of the revised statutes, so that the polls shall not exceed two dollars," came back from the House, that branch referring the same to the next Legislature.

The majority and minority reports, with accompanying papers, were referred in concurrence.

Bill "an act to abolish the office of Land Agent," amended per sheet "A," and passed to be engrossed in the Senate, came back from the House, that branch non-concurring in the adoption of the amendment, and referring the bill to the next Legislature.

Senate receded, and concurred in referring to the next Legislature.

Bill "an act to incorporate the Consolidated Eastern Slate Company," passed to be engrossed in the Senate, came back from the House, that branch non-concurring with the Senate, and indefinitely postponing the bill.

Senate receded, and indefinitely postponed in concurrence.

Bill "an act relating to trustees and other officers of public institutions," passed to be engrossed in the Senate, came back from the House, amended as per sheets "A" and "B," and passed to be engrossed.

Senate recessed, adopted House amendments "A" and "B," and passed the bill to be engrossed in concurrence.

Report of the Committee on Commerce, on an order inquiring into the expediency of memorializing the General Assembly of the State of New York, to so amend the Hell Gate Pilot Laws as to remove compulsory pilotage, reporting "resolve to memorialize the General Assembly of the State of New York to amend the Hell Gate Pilot Laws," was accepted in concurrence.

On motion by Mr. BRADFORD, the rules were suspended, the resolve read twice and adopted in concurrence.

The Committee on Bills in the Second Reading reported the following bill:

Bill "an act to repeal an act approved March 9th, 1880, and to restore chapter 29 of the laws of 1878, entitled 'an act to encourage the development of the mining interests of the State,'" was read a second time, and passed to be engrossed in concurrence.

The same Committee reported the following bills:

Bill "an act to remodel the Board of Agriculture," was read a second time, and on motion by Mr. DINGLEY, amended as per sheet "A," and passed to be engrossed.

Sent down for concurrence.

Bill "an act relating to convicts and officers in the county jails in this State having workshops attached thereto," was read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "an act to amend section 1 of chapter 125 of the public laws of 1879, relating to the salary of Governor," was read a second time and passed to be engrossed, yeas 14, nays 13.

Those who voted in the affirmative are:

Messrs. Berry, Brewer, Bradford, Coombs, Cornish, Dearborn, Duran, Flint, Harris, Hill, Hawes, Locke, Smith, Wakefield—14.

Those who voted in the negative are:

Messrs. Barker, Dingley, Ellis, Emery, Fernald, Lamson of

Sagadahoc, Linn, Parcher, Parlin, Patten, Rankins, Rogers, Thompson—13.

So the bill passed to be engrossed.

Sent down for concurrence.

On motion by Mr. DEARBORN, "resolve in relation to school exercises and examinations," assigned for 3 o'clock this afternoon, was taken from the table.

Pending its passage to be engrossed, Mr. SMITH moved to amend, by adding after the last word the following, "this resolve shall not take effect until October 1, 1880," which was rejected.

Mr. HARRIS moved to indefinitely postpone the resolve, which was rejected, yeas 11, nays 14.

Those who voted in the affirmative are :

Messrs. Berry, Bradford, Coombs, Cornish, Dingley, Fernald, Harris, Hill, Hawes, Lamson of Sagadahoc, Parcher—11.

Those who voted in the negative are :

Messrs. Barker, Dearborn, Duran, Ellis, Emery, Flint, Linn, Parlin, Patten, Rankins, Rogers, Smith, Thompson, Wakefield—14.

So the motion to indefinitely postpone was lost.

The bill then passed to be engrossed in concurrence.

Bill "an act to vest the franchise and property of Arrowsic bridge in the inhabitants of Sagadahoc county," passed to be engrossed as amended in the Senate, came back from the House, that branch adopting amendment "B," and rejecting amendment "C," and passing the bill to be engrossed.

On motion by Mr. LAMSON, the Senate adhered to its former vote.

Mr. BARKER, from the Committee of Conference, appointed on "resolve in favor of the State Libray," reported that they have agreed upon a report, and recommend that the same ought to pass, as reported by the Committee in the original draft, which was accepted.

Sent down for concurrence.

On motion by Mr. HILL,

Adjourned.

C. W. TILDEN, *Secretary*.

WEDNESDAY, MARCH 17, 1880.

Prayer by Rev. Mr. THACHER of Augusta.

Journal of yesterday was approved.

Papers from the House :

Report of the Committee on Fisheries and Game, on a petition of J. H. Crandon and others, relating to the smelt fisheries in Pleasant river, for a law regulating the same, reporting bill "an act for the protection of smelts in Pleasant river in the county of Washington," was accepted in concurrence.

The bill was indefinitely postponed in concurrence.

Report of the Committee on the Judiciary, on an order relating to amending the public laws as required by the amendment of the Constitution providing for biennial sessions, reporting bill "an act to amend the public statutes, as required by the amendment to the Constitution, providing for biennial sessions of the Legislature," was accepted in concurrence, the bill read twice, House amendment "A" adopted, and on motion by Mr. BRADFORD, the rules were suspended, and the bill passed to be engrossed in concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on an order relating to binding papers and records pertaining to the lands in Maine, as are now in the Land Office of the State, that the same be referred to the next Legislature, was accepted, and the matter referred to the next Legislature.

Sent down for concurrence.

Mr. LAMSON of Sagadahoc, from the Committee of Conference, on "resolve in favor of the State Prison," reporting a resolve in a new draft, entitled "resolve in favor of the State Prison," was accepted, the resolve read twice, under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. COOMBS, from the Committee of Conference, on bill "an act to incorporate the Commercial Club of Portland," submitting a

report that the Committee, by a majority vote, adheres to the action of the Senate.

Sent down for concurrence.

So the Senate adhered to its former vote.

Mr. FERNALD, from the Committee on Military Affairs, on an order relating to the Sherman Light Guards, reported that the same ought not to pass, which was accepted.

Sent down for concurrence.

The same Senator, from the same Committee, on bill "an act additional to chapter 29 of the public laws of 1869, concerning the militia," reported that legislation thereon is inexpedient.

The same Senator, from the same Committee, on petition of the Frontier Guards of Eastport, for uniforms and other aid, reported that the petitioners have leave to withdraw.

These reports were severally accepted.

Sent down for concurrence.

Mr. FERNALD, from the Committee on Military Affairs, submitted their final report, that they have acted on all matters referred to them.

Read and accepted.

Mr. DINGLEY presented bill "an act relating to the taxation of railroads," which was received under the suspension of the rules, read once, and on motion by Mr. DINGLEY, laid on the table to be printed.

Mr. HAWES presented "resolve in favor of the Joint Special Committee on Loss of the State Seal and Public Documents," which was received under the suspension of the rules, read once, and this P. M. assigned for its second reading.

Mr. BRADFORD, from the Committee on the Judiciary, on bill to amend chapter 386 of the acts of 1877, relating to the Bath Driving Park, reporting bill "an act to change the name of the Bath Driving Park," that the same ought to pass, which was accepted, the bill read once, and this P. M. assigned for its second reading.

Printed bill "an act relating to telephone companies," was read once, and this P. M. assigned for its second reading.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following resolve :

“Resolve in favor of the Maine General Hospital,” which was finally passed in concurrence, and having been signed by the President, was by the Secretary presented to the Governor for his approval.

On motion by Mr. ELLIS, at 11.7 o'clock, the Senate took a recess for thirty minutes.

ELEVEN THIRTY-SEVEN O'CLOCK.

The Senate was called to order by the PRESIDENT.

On motion by Mr. PATTEN,
Adjourned.

AFTERNOON SESSION.

Report of the Committee on Military Affairs, on an order inquiring into the expediency of amending chapter 29 of the laws of 1869, concerning the militia, that legislation thereon is inexpedient, was accepted in concurrence.

Report of the Committee on the Judiciary, on bill “an act relating to the sale of the franchises of railroad corporations,” that the same ought to pass, was accepted in concurrence, the bill read twice under suspension of the rules, House amendment “A” adopted, and passed to be engrossed in concurrence.

Report of the Committee on Legal Affairs, on bill “an act to amend chapter 93 of the private and special laws of 1878, as amended by chapter 192 of the private and special laws of 1879, relating to the Municipal Court of Farmington,” that the same ought to pass, was accepted in concurrence, the bill read twice under the suspension of the rules, and passed to be engrossed in concurrence.

Report of the Committee of Conference, on disagreeing vote on “resolve authorizing an adjustment for land purchased from the State,” [reporting that they are unable to agree, and asking to be discharged, was accepted in concurrence.

On motion by Mr. BARKER, the vote whereby this bill was indefinitely postponed, was reconsidered, and on motion by the same Senator, the resolve was referred to the next Legislature.

Sent down for concurrence.

The Committee on Bills in the Second Reading reported the following bills and resolve :

Bill "an act to change the name of the Bath Driving Park ;"

Bill "an act relating to telephone companies ;"

"Resolve in favor of the Joint Special Committee on Loss of the State Seal and Public Documents ;"

Were each read a second time and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "act for the assessment of a State tax for the year 1880, amounting to the sum of \$1,134,261.27 ;"

Bill "an act to repeal an act approved March 9, 1880, and to restore chapter 29 of the laws of 1878, entitled 'an act to encourage the development of the mining interests of the State ;'"

Bill "an act to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads ;"

Bill "an act to amend section 49, chapter 27 of the revised statutes, relating to the sale of intoxicating liquors ;"

Bill "an act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns ;"

Bill "an act to incorporate the Saco and Biddeford Telephone and Telegraph Company ;"

Bill "an act to amend section 16 of chapter 6 of the revised statutes, relating to the taxation of the capital stock of toll bridges ;"

Bill "an act to incorporate the Canton Bridge Company ;"

Bill "an act to prevent the taking of land-locked salmon and black bass in Moose pond, in the towns of Harmony and Hartland, in the county of Somerset ;"

Bill "an act to amend section 1, chapter 142 of the revised statutes, relating to the reform school ;"

“Resolve in favor of the Joint Standing Committee on Education;”

“Resolve in favor of Ira L. McFarland and Charles C. Cousins of Eden;”

“Resolve in favor of Edmund D. Wiggin;”

“Resolve in favor of the Joint Standing Committee on Agriculture;”

“Resolve concerning the State Library;”

“Resolve in favor of the Joint Standing Committee on Education;”

“Resolve in favor of the Dexter Savings Bank;”

“Resolve making appropriation for the Military Asylum at Bath;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

Mr. HAWES presented “resolve in favor of William Stewart of Topsfield,” which was read twice, under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

The same gentleman presented “resolve in favor of the Secretary of the Senate,” which was read twice, under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

On motion by Mr. BERRY,

Ordered, That the Secretary of the Senate be instructed to make up the pay of William H. Prescott, Page of the Senate, at one hundred dollars and mileage.

Read and passed.

On motion by Mr. DINGLEY,

Ordered, That Senator Coombs of Hancock, be excused from further attendance at this session, after Thursday, March 18th, and his pay made up for the session.

Read and passed.

Bill “an act to amend section 1 of chapter 125 of the public laws of 1879, relating to the salary of Governor,” passed to be

engrossed in the Senate, came back from the House amended as per sheet "A."

The Senate receded from its former vote, adopted House amendment "A," and passed the bill to be engrossed in concurrence, yeas 13, nays 11.

Those who voted in the affirmative are :

Messrs. Berry, Brewer, Bradford, Coombs, Cornish, Dearborn, Duran, Emery, Flint, Harris, Hill, Hawes, Wakefield—13.

Those who voted in the negative are :

Messrs. Barker, Dingley, Ellis, Fernald, Lamson of Sagadahoc, Linn, Parcher, Parlin, Patten, Rankins, Rogers—11.

So the bill as amended passed to be engrossed in concurrence.

On motion by Mr. DINGLEY, at 4.5 o'clock, (Senator Patten in the Chair) the Senate took a recess for fifteen minutes.

FOUR TWENTY O'CLOCK.

Senate called to order by Senator PATTEN, in the Chair.

On motion by Mr. DINGLEY,
Adjourned.

C. W. TILDEN, *Secretary*.

THURSDAY, MARCH 18, 1880.

Prayer by Rev. Mr. GROVENOR of Hallowell.

Journal of yesterday was approved.

Papers from the House :

Bill "an act to authorize the Treasurer of the State to procure a loan of three hundred and seven thousand dollars," was referred to the Committee on Financial Affairs, under suspension of the rules in concurrence.

Report of the Committee on Financial Affairs, on an order relating to taxation of express companies, reporting bill "an act to tax express corporations, companies or persons," was accepted in concurrence.

Report of the Committee on the Judiciary, on an order relating to the expediency of amending section 10 of chapter 91 of the revised statutes, reporting bill "an act to amend chapter 91 of the revised statutes, relating to liens on vessels," was accepted in concurrence, and the bill, on motion by Mr. BRADFORD, was read twice, and passed to be engrossed, under suspension of the rules in concurrence.

Report of the same Committee, on bill "an act to amend chapter 105 of the public laws of 1879, relating to ways," that the same ought to pass, was accepted in concurrence, the bill read twice, on motion by Mr. DINGLEY, under suspension of the rules, and passed to be engrossed in concurrence.

Report of the Committee on Legal Affairs, on bill "an act relating to seizures on executions," that the same ought to pass, was accepted in concurrence, the bill read twice on motion by Mr. THOMPSON, under suspension of the rules, and passed to be engrossed in concurrence.

Communication from the Adjutant General, George L. Beal, submitting the annual report of the Adjutant General for the year ending December 31, 1879, was read and sent down.

Mr. HAWES, from the Committee on Financial Affairs, on an order relating to taxation of railroads, that legislation thereon is inexpedient, was accepted.

Sent down for concurrence.

Printed bill "an act relating to the taxation of railroads," was read a second time, and pending its passage to be engrossed, Mr. HILL moved to refer to the next Legislature, which was lost, yeas 6, nays 17.

Those who voted in the affirmative are :

Messrs. Bradford, Coombs, Hill, Hawes, Lamson of Sagadahoc, Linn—6.

Those who voted in the negative are :

Messrs. Barker, Berry, Brewer, Cornish, Dearborn, Dingley, Duran, Ellis, Emery, Flint, Fernald, Parcher, Parlin, Patten, Rankins, Thompson, Wakefield—17.

So the motion was rejected.

The bill then passed to be engrossed.

Sent down for concurrence.

Report of the Committee on the Judiciary, on bill "an act to amend chapter 36 of the public laws of 1872," that the same ought to pass, was accepted in concurrence, the bill indefinitely postponed in concurrence.

Report of the Committee on Financial Affairs, on an order relating to taxation of express companies, reporting bill "an act to tax express corporations, companies or persons," was accepted in concurrence, the bill read twice, under suspension of the rules, House amendment adopted, and passed to be engrossed in concurrence.

Report of the same Committee, on bill "an act to authorize the Treasurer of the State to procure a loan of three hundred and seven thousand dollars," that the same ought to pass, was accepted in concurrence, the bill read twice, under suspension of the rules, House amendment "A" adopted, further amended in the Senate as per sheet "B," and passed to be engrossed.

Sent down for concurrence.

Report of the Governor and Council, on the claim of William J. Wright for State bounty of twenty-two dollars, that the claim is right, which was referred to the Committee on Financial Affairs, in concurrence.

Report of the Governor and Council, on an order relating to the claims of W. J. Corthell, and other teachers of the Gorham Normal School, was referred to the Committee on Financial Affairs in concurrence.

Report of the Committee on Financial Affairs, on an order to inquire into the expediency of taxing telegraph companies, reporting bill "an act to tax telegraph companies," was recommitted to the Committee on Financial Affairs in concurrence.

Mr. HILL moved to reconsider the vote whereby the Senate adhered to its vote to accept the report of the Committee of Conference to indefinitely postpone bill "an act to incorporate the Commercial Club of Portland," which was rejected.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act to remodel the Board of Agriculture ;"

Bill "an act to vest the franchise and property of Arrowsic bridge in the inhabitants of Sagadahoc county ;"

Bill "an act to amend the public statutes as required by the amendment of the Constitution, providing for biennial sessions of the Legislature ;"

Bill "an act to amend an amendment to chapter 66 of the public laws of 1878, relating to the shore fisheries ;"

Bill "an act relating to trustees and other officers of public institutions ;"

Bill "an act to amend chapter 93 of the private and special laws of 1878, as amended by chapter 192 of the private and special laws of 1879 ;"

Bill "an act relating to the sale of the franchises of railroad corporations ;"

Bill "an act relating to telephone companies ;"

Bill "an act relating to convicts and officers in county jails in this State having workshops attached thereto ;"

Bill "an act to enable the Cumberland and Oxford Canal Corporation to make sale of its property to be used for railroad purposes ;"

"Resolve making appropriation for the propagation of fish ;"

"Resolve declaratory of certain amendments of the Constitution of Maine ;"

"Resolve in relation to the State Library ;"

“Resolve in favor of William Stewart of Topsfield;”

“Resolve in favor of the Joint Special Committee on loss of State Seal and Public Documents;”

“Resolve in relation to school exercises and examinations;”

“Resolve in favor of the State Prison;”

“Resolve memorializing the General Assembly of the State of New York to so amend the Hell Gate Pilot Laws as to remove compulsory pilotage;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. PARCHER,

Adjourned.

AFTERNOON SESSION.

On motion by Mr. ELLIS, the Senate took a recess until 3.30 o'clock.

THREE THIRTY O'CLOCK.

Senate called to order by the PRESIDENT.

On motion by Mr. CORNISH, the Senate took a further recess until 4 o'clock, P. M.

FOUR O'CLOCK.

Report of the Committee on Financial Affairs, to which was referred the report of the State Treasurer, reporting bill “an act in part for the expenditures of the government, amounting to two hundred four thousand, nine hundred sixteen dollars and sixty-seven cents,” was accepted in concurrence, the bill read twice under suspension of the rules, and passed to be engrossed in concurrence.

A message was received from the House, by Mr. Smith, its Clerk, requesting the return of bill “an act granting Eben Wellman and others right to flow lands.”

On motion by Mr. DINGLEY, a message was sent to the Governor, recalling the above bill, by the Secretary, who subsequently returned with the bill.

Bill "an act relating to amendments to the Constitution," was referred to the Committee on the Judiciary in concurrence.

On motion by Mr. PARCHER,

Ordered, That when the Senate adjourn it be to meet at 7.30 o'clock this evening.

On motion by Mr. DINGLEY,

Ordered, That Hon. Nelson Thompson, Senator from Knox, be excused from further attendance after to-morrow, March 19, and that the Secretary make up his pay for the session.

Read and passed.

On motion by Mr. DEARBORN,

Ordered, That the Secretary of the Senate make up the pay of the Senators who have been present and acted in the Fifty-ninth Legislature of Maine.

Read and passed.

Report of the Committee on Financial Affairs, on report of the Executive Council in relation to the salary of teachers in Normal School at Gorham, that the same ought not to pass, was recommended to the Committee on Financial Affairs, with instructions to add the amount to the appropriation bill, to be paid out of any money not otherwise appropriated in concurrence.

The Committee on Financial Affairs, to whom was recommitted the bill to tax telegraph companies, reported in new draft bill "an act for the taxation of telegraph companies," that the same ought to pass.

Report accepted in concurrence, the bill read twice under suspension of the rules, and passed to be engrossed in concurrence.

Bill "an act to authorize Eben Wellman and others to maintain a dam over and across Mud Mills brook in Augusta, for the purpose of flowing meadow lands," passed to be enacted in the Senate, came back from the House, that branch having reconsidered the vote whereby the bill was passed to be enacted and passed to be engrossed.

Senate reconsidered the vote whereby the bill was passed to be enacted and passed to be engrossed, adopted House amendment "A," and passed the bill to be engrossed in concurrence.

Mr. LAMSON, from the Committee on Temperance, submitted their final report, that they have acted on all matters referred to them, which was accepted.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill "an act relating to the salary of Governor ;"

Bill "an act to change the name of the Bath Driving Park ;"

Which several bills were each passed to be enacted in concurrence, and having been signed by the President were by the Secretary presented to the Governor for his approval.

On motion by Mr. HARRIS,
Adjourned.

EVENING SESSION.

Papers from the House :

Report of the Committee on the Judiciary, on an order relating to practice in equity proceedings, reporting bill "an act to regulate the practice in equity proceedings," was accepted in concurrence, and the bill referred to the next Legislature in concurrence.

Report of the Committee on Financial Affairs, on an order in favor of William J. Wight, reporting "resolve in favor of William J. Wight," was accepted in concurrence, the resolve read twice under suspension of the rules, and passed to be engrossed in concurrence.

On motion by Mr. LAMSON,

Ordered, That Hon. Levi C. Flint, Senator from Piscataquis, be excused from further attendance on and after Thursday, March 18, 1880, and that the Secretary make up his pay for the session.

On motion by Mr. PARCHER, the order was laid on the table.

Majority and minority reports of the Committee of Investigation into alleged irregularities and changes in election returns, and illegal uses and expenditures of public moneys, came from the House, the majority report was accepted in concurrence, and the minority report was incorporated with the majority report.

“Resolve concerning the printing of the report and testimony of the Joint Select Committee to investigate alleged irregularities and changes of election returns, and the illegal expenditures of public moneys,” was read twice under suspension of the rules, and passed to be engrossed in concurrence.

“Resolve concerning the Joint Select Committee of Investigation into alleged irregularities, changes and suppression of the election returns,” was read twice, and passed to be engrossed under suspension of the rules in concurrence.

Mr. BRADFORD, from the Committee on the Judiciary, on bill “an act relating to amendments to the Constitution, relating to ballot boxes,” reporting that the same ought to pass, was accepted, the bill read twice under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. HAWES, from the Committee on Financial Affairs, to whom was recommitment the report relating to payment of claims of Normal School teachers for arrears of pay, and instruction to report a resolve for the payment of said claims, reporting “resolve in favor of teachers of the Normal School at Gorham,” was accepted, the resolve read twice under the suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills :

Bill “an act relating to seizures on executions ;”

Bill “an act to amend chapter 91 of the revised statutes, relating to liens on vessels ;”

Bill “an act to amend chapter 105 of the public laws of 1879, relating to ways ;”

Which were each passed to be enacted in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. HARRIS,

Adjourned.

C. W. TILDEN, *Secretary.*

FRIDAY, MARCH 19, 1880.

Prayer by the Rev. Mr. FULLER of Hallowell.

Journal of yesterday was approved.

Papers from the House :

On motion by Mr. PARCHER, the order excusing Hon. Levi Flint was taken from the table, and read and passed.

Mr. BRADFORD, from the Committee on the Judiciary, submitted their final report, that they have acted on all matters referred to them, which was accepted.

Sent down for concurrence.

Bill "an act relating to the taxation of railroads," passed to be engrossed in the Senate, came back from the House, that branch amending the bill as per sheet "A," and passed to be engrossed.

Senate receded from its vote passing the bill to be engrossed, adopted House amendment "A," and pending its passage to be engrossed, Mr. PATTEN moved to reconsider the vote whereby the Senate adopted House amendment "A," which was rejected.

The question then returned on the passage of the bill to be engrossed, as amended per House amendment "A."

Mr. HAWES moved that the Senate resolve itself into a committee of the whole, for the purpose of hearing parties interested in the bill, which was rejected.

Mr. LAMSON moved to refer to the next Legislature, which was rejected.

Mr. BRADFORD offered amendment, to amend section 1 by adding "but the Governor and Council shall have discretion in fixing the cash value, to fix such value at what is just and right, considering the circumstances of each particular road." Rejected.

Mr. LOCKE offered amendment, to amend section 6 by inserting after the word "repealed," in the second line, the words "excepting this act shall not be construed to relieve from taxation, under its general taxation laws, shares in the stock of railroad companies whose charters except them from the operation of this act." Rejected.

Mr. HILL offered amendment, to amend section 6 by striking out

all after the word "repealed," and insert the words "this act shall take effect on and after February, 1881." Lost.

The question returning on the passage of the bill to be engrossed, the same passed to be engrossed in concurrence, as amended.

Mr. PATTEN moved to reconsider the vote, which was rejected.

On motion by Mr. DEARBORN,

Ordered, That when the Senate adjourn, it be to meet at 3.30 o'clock, this P. M.

The Committee on Engrossed bills reported as truly and strictly engrossed the following bills and resolves :

Bill "an act to tax express corporations, companies or persons carrying on express business in this State ;"

Bill "an act for the taxation of telegraph companies ;"

Bill "an act to authorize Eben Wellman and others to maintain a dam over and across Mud Mills brook in Augusta, for the purpose of flowing meadow lands ;"

Bill "an act to provide in part for the expenditures of government ;"

Bill "an act to authorize the Treasurer of State to procure a loan of three hundred and seven thousand dollars ;"

"Resolve in favor of William J. Wight ;"

"Resolve concerning the Joint Select Committee of Investigation into alleged irregularities, changes and suppressions of the election returns ;"

"Resolve concerning the printing of the report and testimony of the Joint Select Committee to investigate alleged irregularities and changes of election returns, and the illegal expenditures of public moneys ;"

"Resolve for the payment of bills for advertising and newspapers for the Legislature, Council and Departments ;"

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. HILL,

Adjourned.

AFTERNOON SESSION.

Papers from the House :

“Resolve on the pay roll of the House,” was read twice under suspension of the rules, and passed to be engrossed in concurrence.

“Resolve on the pay roll of the Senate,” was read twice under suspension of the rules, and passed to be engrossed.

Sent down for concurrence.

Mr. HAWES, from the Committee on Financial Affairs, submitting their final report, that they have acted on all matters referred to them, was accepted.

Sent down for concurrence.

On motion by Mr. LAMSON of Sagadahoc,

Ordered, That when the Senate adjourn, it be to meet at 8 o'clock this evening.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bill and resolves :

Bill “an act relating to amendments to the Constitution ;”

“Resolve in favor of teachers of the Normal School at Gorham ;”

“Resolve on pay roll of the Senate ;”

“Resolve on pay roll of the House ;”

Which several bills were each passed to be enacted, and the resolves were finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

On motion by Mr. BERRY,

Adjourned.

EVENING SESSION.

Papers from the House :

“Resolve concerning the report of the Committee to investigate the charges of attempted bribery of members of the House of Representatives,” was read twice under suspension of the rules, and passed to be engrossed in concurrence.

Report of the Joint Select Committee on Loss of State Seal and Public Property, on an order to investigate into the matter of the loss of the State Seal and the loss of official returns and other instruments and documents from the offices of the Heads of the

Departments in the State House, reporting the result of their investigations, was accepted in concurrence.

On motion by Mr. THOMPSON,

Ordered, That the Secretary of State be requested to forward to the several Senators their proportion of the reports of the Investigating Committees when printed.

The Committee on Engrossed Bills reported as truly and strictly engrossed the following bills and resolve :

Bill "an act relating to the taxation of railroads ;"

Bill "an act to provide in part for the expenditures of government ;"

"Resolve concerning the report of the Committee to investigate the charges of attempted bribery of Members of the House of Representatives ;"

Which several bills were each passed to be enacted, and the resolve was finally passed in concurrence, and having been signed by the President, were by the Secretary presented to the Governor for his approval.

A message was received from the House of Representatives, by Mr. Butler of Vassalborough, informing the Senate that the House has disposed of all business before it, and is now ready to adjourn without day.

On motion by Mr. HAWES,

Ordered, That a message be sent to the House of Representatives, informing that body that the Senate has disposed of all business before it, and is now ready to adjourn without day.

The message was conveyed by Mr. HAWES of Cumberland.

On motion by HARRIS,

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 both branches of the Legislature, having acted on all matters before them, are now ready to receive any communication he may be pleased to make, and

Messrs. Harris of Washington,
Dingley of Androscoggin,
Barker of Penobscot,

were appointed on the part of the Senate.

Sent down for concurrence.

Subsequently the order came back from the House passed in concurrence, with

Messrs. Ingalls of Wiscasset,
Richards of Gardiner,
Hill of Corinth,
Goss of Bath,
Hall of Alfred,
Hutchins of Lovell,
Jordan of Auburn,

joined on the part of the House.

Mr. HARRIS, from the foregoing Committee, subsequently reported that the Committee had waited upon the Governor, and discharged the duty assigned them, and that the Governor was pleased to say that he would communicate to the two Houses forthwith in writing.

Thereupon the Secretary of State, Hon. Sumner J. Chadbourne, came in and laid before the Senate the following message from the Governor:

STATE OF MAINE.

EXECUTIVE DEPARTMENT, }
Augusta, March 19, 1880. }

To the President of the Senate:

I transmit herewith a list of the Acts and Resolves passed during the present session of the Legislature, and approved by me, numbering 191 Acts and 71 Resolves.

I have no further communication to make.

(Signed)

DANIEL F. DAVIS.

Titles of Acts passed by the present Legislature and approved by the Governor.

An act in relation to the State Seal, public records and documents, and to certain public officers and their duties.

An act to amend section 16, chapter 4 of the revised statutes, relating to removal of electors from one ward to another.

An act relating to State officers.

An act to amend chapter 173 of the public laws of 1877, relating to the election of superintending school committees.

An act authorizing Patrick McManus to build a dyke or dykes on Duck Pond creek.

An act amendatory of, and additional to, "an act to incorporate the Rumford Falls and Buckfield Railroad Company."

An act to amend chapter 161, section 2 of the public laws of 1879, in relation to the State valuation.

An act to incorporate the Gardiner Water Power Company.

An act to incorporate the York County Game and Fish Society.

An act to compel certain officers whose terms have expired to deliver moneys and other property to their successors.

An act to amend "act to incorporate the Portland Turnverein."

An act to extend the time for the completion of the Bangor and Piscataquis Railroad.

An act to amend "an act to incorporate the Richardson Wharf Company, approved April 2, 1856."

An act to consolidate the Hampden Silver Mining Company and the Dunton Silver Mining Company of Hampden, Maine.

An act to regulate the taking of fish in Dexter pond.

An act to prevent the destruction of smelts and eels in Salt pond and its tributaries in the towns of Bluehill, Sedgwick and Brooklin.

An act to authorize the inhabitants of the town of Caribou to build and maintain piers and booms for the protection of the bridge over Aroostook river in said town.

An act to amend an act entitled "an act to amend an act for supplying the city of Bangor with pure water, approved February 22, 1875, approved February 11, 1876."

An act to amend section 9 of chapter 32 of the revised statutes, relating to days of grace.

An act to ratify and confirm the mortgage of the Bucksport and Bangor Railroad Company.

An act to incorporate the Artesian Water Company.

An act to amend chapter 84 of the public laws of 1879, relating to river fisheries.

An act to amend section 93 of chapter 6 of the revised statutes, relating to taxes.

An act amendatory of, and additional to, chapter 65 of the public laws of 1876, relating to business corporations.

An act to amend an act entitled "an act to incorporate the city of Bangor, approved February 12, 1834."

An act to change the name of the Trustees of the Fund for the support of the Episcopate of the Protestant Episcopal Church in the Diocese of Maine.

An act to amend "an act to incorporate the city of Rockland."

An act to incorporate the Seboois Log Driving Company.

An act to amend chapter 90 of the public laws of 1879, relating to crimes formerly capital.

An act relating to fees of inspectors of lime and lime casks and their deputies.

An act to amend "an act to establish a police court in the city of Rockland, approved March 14, 1861."

An act additional to the acts establishing the Auburn Aqueduct Company and to increase the capital stock of said company, and to make valid certain acts of said company.

An act authorizing the erecting of a wharf into the tide waters in the town of Bluehill.

An act additional to the act of 1868, chapter 453, to establish a ferry across Penobscot river, between Ayer's Falls and Marsh Rips.

An act to establish a municipal court in the town of Waterville.

An act for the protection of blueback trout.

An act to make valid the acts and doings of the Wells Mutual Fire Insurance Company.

An act additional to an act "to incorporate the Penobscot Mutual Fire Insurance Company."

An act to decrease the capital stock of the Lewiston Gas Light Company.

An act to incorporate the St. Xavier's School and Asylum.

An act authorizing the County Commissioners of the county of Somerset to re-assess certain taxes.

An act to amend section 1 of chapter 11 of the revised statutes, authorizing the consolidation of schools in certain cases.

An act to amend chapter 113 of the laws of 1879, relating to auctioneers.

An act to supply the people of Houlton with pure water.

An act to repeal chapter 422 of the private and special laws of 1874, "to prevent the taking of eels in Southern bay."

An act to abolish the Calais Municipal Court and for other purposes.

An act to incorporate the Waterville Telegraph Company.

An act additional to chapter 67 of the revised statutes, concerning minors and guardians.

An act to increase the capital stock of the Hill Manufacturing Company.

An act to incorporate the Ragged Lake Dam Company.

An act to incorporate the Kennebec and Franklin Telephone and Telegraph Company.

An act to amend section 1 of chapter 256 of the public laws of 1874, relating to the Insane Hospital.

An act to authorize amendments of the Journals of the Senate and House of Representatives.

An act authorizing the location of a way over the tide waters between Elwell's Point and Spruce Head Island, in South Thomaston.

An act to amend section 17, chapter 132 of the revised statutes, relating to fees of trial justices.

An act to amend section 2 of chapter 164 of the private and special laws of 1862, concerning the proprietors of Sheepscot river bridge.

An act to amend an act entitled "an act to incorporate the Katahdin Dam Company."

An act to repeal chapter 249 of the private and special laws of 1873, relating to the preservation of water fowl in the ponds and streams in the town of Plymouth.

An act authorizing the County Commissioners of Oxford county to re-assess certain taxes.

An act to amend section 10, chapter 75 of the laws of 1878, relating to fisheries.

An act to amend and to revive "an act to incorporate the Livermore Fire Insurance Company.

An act in relation to frivolous exceptions.

An act to extend the time for organizing the Maine Mining Company.

An act to amend chapter 311 of the special laws of 1876, entitled "an act authorizing Charles W. Howard to dredge bars and navigate Rangely lake by steam.

An act to protect quails.

An act granting permission to G. A. Matthews, G. F. Jackson, C. F. Pullen and others, to locate and construct a railroad from Monson to Dexter, on certain conditions.

An act to change the names of Albert Homer Thorne, Mercy Ramson, Frank C. Knowlton, Isaiah Frye Hanson and John Warren Hanson.

An act to amend an act entitled "an act to revise and consolidate the laws relating to the government, powers, duties, privileges and liabilities of savings banks and institutions for savings."

An act relating to the Bridgton Centre Village Corporation.

An act to protect the fish in Lovejoy pond, in the town of Albion, county of Kennebec.

An act to amend section 6, chapter 78 of the revised statutes, in relation to the time of meeting of the County Commissioners of Washington county.

An act in relation to service on domestic corporations.

An act to amend acts relating to a municipal court for the city of Lewiston.

An act relating to the town of Lincolnville.

An act to amend sections 1, 2 and 3 of chapter 91 of the revised statutes, relating to mortgages of personal property.

An act to amend section 1 of chapter 120 of the laws of 1879, regarding dams and booms in the Androscoggin river at Canton.

An act to incorporate the Ocean Street Railway Company.

An act relating to drains and sewers in the town of Deering.

An act to make valid the doings of the inhabitants of Reed Plantation in the county of Aroostook.

An act to authorize the city of Bangor to sell and convey its interest in the Bangor and Piscataquis Railroad.

An act to prevent the taking of land-locked salmon in certain lakes in the county of Aroostook.

An act in relation to defenses in actions involving contracts made on Sunday.

An act authorizing George E. Wilson to navigate Newport pond by steam.

An act for the incorporation of Orchard Beach Wharf and Steamboat Company.

An act authorizing Frank S. Chase and James J. Pray to dredge bars, remove boulders and navigate Messalonskee stream (so called) by steam.

An act to prevent the putting of rocks into Swett's pond, in the town of Orrington.

An act in relation to sureties upon official bonds, defending in suits brought against their principal.

An act to authorize the County Commissioners of Knox county to locate and establish a highway across Georges river.

An act to incorporate the town of Mapleton in the county of Aroostook.

An act additional to the several acts establishing the county of Piscataquis.

An act to repeal chapters 310 of the private laws of 1870, 332 of 1873 and 299 of 1876, relating to the unlawful taking of fish in Webb's pond or its tributaries, in Franklin county.

An act to incorporate the town of Woodland.

An act to provide for danger signals on railroads in certain cases.

An act to authorize the Lake Auburn Mineral Spring Company to navigate Wilson pond.

An act to incorporate the South Buxton Cemetery Association.

An act providing for the trials of causes involving the rights of parties to hold public offices.

An act to amend the insolvency laws of Maine.

An act to provide in part for the expenditures of government.

An act to prevent the obstruction of business on certain public corporations.

An act additional to "an act to incorporate the Bar Harbor Water Company."

An act to incorporate the Dudley Brook Dam Company.

An act granting permission to John P. Perley, William F. Perry and others to locate and construct a railroad from Bridgton to some point on the line of the Portland and Ogdensburg or Portland and Rochester railroads, not nearer Portland than the village of Saccharappa.

An act concerning the acknowledgment of deeds.

An act to amend section 13, chapter 141 of the revised statutes, relating to the support of persons sentenced to the House of Correction for drunkenness.

An act to amend "an act to abolish the Calais Municipal Court and for other purposes, approved February 24, 1880."

An act granting permission to S. E. Bryant, J. A. Wheeler and others, to locate and construct a railroad from Kennebunk to Kennebunkport, in the county of York, upon certain conditions.

An act to amend section 16 of chapter 46 of the revised statutes, relating to corporations.

An act to set off the homestead farm of Caleb Fuller from the town of Woodstock and annex the same to the town of Paris.

An act to incorporate the National Bell Telephone Company of the State of Maine.

An act to incorporate the Steam Heating and Power Company.

An act to provide for registry of deeds from the State.

An act to authorize collectors of taxes to sue in their own names.

An act to amend chapter 114 of the revised statutes, relating to new trials for capital offences.

An act to enlarge the powers and duties of the Commissioner of Fisheries and Wardens.

An act to repeal chapter 29 of the public acts of 1878, relating to the mining interests of the State.

An act to incorporate Pond's Sheer Boom Improvement Company.

An act in relation to the bridge over the east branch of Cousins river.

An act to repeal section 25 of chapter 2 of the revised statutes, relating to the organization of the Legislature.

An act to authorize the Knox and Lincoln Railroad Company to change its location.

An act authorizing the Treasurer of State to procure a loan of three hundred and seven thousand dollars.

An act to amend chapter 58 of the revised statutes, relating to agricultural societies.

An act to amend an act entitled "an act authorizing the city of Gardiner and town of Pittston, or either of them, to raise money for and to purchase the Gardiner and Pittston bridge."

An act to incorporate the Beach Hill Brook Dam Company.

An act to incorporate the Black Brook and Swift River Improvement Company.

An act to prevent the taking of fish from Wilson pond in the town of Greenville, in the county of Piscataquis.

An act incorporating the Dead River Log Driving Company.

An act for the protection of trout and land-locked salmon in the Rangely, South Bog, Bemis, Cupsuptic and Kennebago streams.

An act to punish tramps.

An act to repeal chapter 108 of the laws of 1872, relating to shooting seals at Fort Point in the town of Stockton.

An act to amend the charter of the city of Lewiston.

An act to incorporate the Bar Harbor Bridge Company.

An act to amend chapter 117 of the public laws of 1879, relating to suits involving tax titles.

An act to authorize the Norway Branch Railroad Company to lease its road.

An act to authorize school district No. 13, in the town of Gorham, to build a new school house in said district, and to provide therein a hall for the Gorham Farmers' Club.

An act giving justices of the peace and quorum jurisdiction throughout the State.

An act to incorporate the Steam Heating and Power Company for the city of Bangor.

An act relating to town and private ways.

An act relating to increase of damages in location of ways.

An act to legalize the doings of the inhabitants of North Yarmouth.

An act to authorize the Denison Paper Manufacturing Company to issue bonds not exceeding one hundred thousand dollars, and to secure the same by a mortgage of its property.

An act to amend section 2, chapter 94 of the revised statutes, relating to process of forcible entry and detainer.

An act to prevent making impure the waters of the Androscoggin river within the cities of Lewiston and Auburn.

An act to change the name of Lizzie M. Coombs to Lizzie M. Hunter, and the name of the child of Hattie Johnson to Stephen Brown Adams.

An act establishing compensation of State Agent for collecting unadjusted claims against the United States.

An act in relation to the compensation and number of the Judges of the Supreme Judicial Court.

An act to amend section 16 of chapter 48 of the revised statutes, relating to the employment of children in cotton and woolen manufactures.

An act to amend chapter 91, section 4 of the laws of 1878, relating to marshal and deputy marshal of the city of Bath.

An act to further provide for safety of travel on railroads.

An act relating to ways.

An act additional to an act to incorporate the Kennebec and Franklin Telephone and Telegraph Company.

An act in relation to the expenditures of public money.

An act to promote the efficiency of the police force of the city of Lewiston.

An act concerning the militia.

An act in relation to the service of process on defendants out of the State, in suits for breach of official duty.

An act to facilitate the consolidation of the Acton Silver Mining Company, the Portland Acton Silver Mining Company, the Forest City Silver Mining Company and the Boston Acton Silver Mining Company.

An act to repeal an act approved March 9, 1880, and to restore chapter 29 of the laws of 1878, entitled "an act to encourage the development of the mining interests of the State."

An act to amend section 49, chapter 27 of the revised statutes, relating to the sale of intoxicating liquors.

An act to amend chapter 124 of the public laws of 1873, entitled "an act in aid of free high schools, as amended by chapter 33 of the public laws of 1875."

An act for the assessment of a State tax for the year 1880, amounting to the sum of one million one hundred thirty-four thousand two hundred sixty-one dollars and twenty-seven cents.

An act to incorporate the Penobscot Valley Gorsedh of Bards and State of Maine Branch of the Druidic University of America.

An act to prevent the taking of land-locked salmon and black bass in Moose pond, in the towns of Harmony and Hartland, in the county of Somerset.

An act to amend section 5 of chapter 78 of the revised statutes, as amended by chapter 62 of the public laws of 1876, as amended by chapter 212 of the public laws of 1877, relating to election returns.

An act to amend section 1, chapter 142 of the revised statutes, relating to the Reform School.

An act to incorporate the Canton Bridge Company.

An act to amend section 10 of chapter 19 of the revised statutes, as amended by chapter 24 of the public laws of 1878, relating to the law of roads.

An act to amend section 16 of chapter 6 of the revised statutes, relating to the taxation of the capital stock of toll bridges.

An act to incorporate the Saco and Biddeford Telephone and Telegraph Company.

An act to amend an amendment to chapter 66 of the public laws of 1878, relating to the shore fisheries.

An act to remodel the Board of Agriculture.

An act to enable the Cumberland and Oxford Canal Corporation to make sale of its property to be used for railroad purposes.

An act relating to the sale of the franchises of railroad corporations.

An act relating to trustees and other officers of public institutions.

An act relating to convicts and officers in the county jails in this State having workshops attached thereto.

An act to vest the franchise and property of the Arrowsic bridge in the inhabitants of Sagadahoc county.

An act to amend the public statutes as required by the amendment to the Constitution, providing for biennial elections and biennial sessions of the Legislature.

An act to amend chapter 93 of the private and special laws of 1878, as amended by chapter 192 of the private and special laws of 1879.

An act relating to telephone companies.

An act to change the name of the Bath Driving Park.

An act relating to the salary of Governor.

An act relating to seizures on executions.

An act to amend chapter 91 of the public laws of 1879, relating to ways.

An act to amend chapter 91 of the revised statutes, relating to liens on vessels.

An act to authorize Eben Wellman and others to maintain a dam over and across Mud Mills brook in Augusta, for the purpose of flowing meadow lands.

An act to tax express corporations, companies or persons carrying on express business in this State.

An act to authorize the Treasurer of the State to procure a loan of three hundred and seven thousand dollars.

An act to provide in part for the expenditures of government.

An act to provide for the taxation of railroad companies.

An act amendatory of chapters 17 and 27 of the revised statutes, in relation to common nuisances and the sale of intoxicating liquors.

An act relating to amendments to the Constitution.

An act relating to the taxation of railroads.

An act to provide in part for the expenditures of government

Titles of Resolves passed by the present Legislature and approved by the Governor.

Resolve providing for a seal of the State.

Resolve providing for an amendment of the Constitution, so as to elect the Governor by a plurality instead of a majority of votes.

Resolve in reference to new State Seal.

Resolve in favor of John Anderson of Island Falls.

Resolve to provide for a State valuation.

Resolve for the purchase of a safe for the Secretary of State's office.

Resolve for the appointment of a commission to revise the militia laws.

Resolve in favor of Lewy Mitchell, Representative of the Passamaquoddy tribe of Indians.

Resolve in favor of Lola Cola, Representative of the Penobscot tribe of Indians.

Resolve for an appropriation for the payment of liabilities incurred in the preservation and protection of the public property and institutions of the State.

Resolve in favor of the town of Machias.

Resolve in favor of the Houlton and Baring road across Indian Township and Grand Lake stream road, in Washington county.

Resolve in favor of Salome S. Sumner.

Resolve in favor of the town of Levant.

Resolve in favor of the executors of Alfred Veazie.

Resolve in favor of the town of Exeter.

Resolve in favor of Benjamin M. Nutter.

Resolve for an appropriation for the expenses of the Joint Select Investigating Committee, created under the order of Feb. 5, 1880.

Resolve to provide for the uniforming of the enlisted men of the Maine Volunteer Militia.

Resolve in favor of Almira E. Cobb.

Resolve to defray expenses of House Committee on Bribery, appointed by order of House on January 20, 1880.

Resolve relating to pilot laws and the removal of obstructions to navigation over East river, New York.

Resolve in relation to the fishway on Kennebec dam.

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- Resolve in favor of printing the insurance laws.
- Resolve in favor of the Committee on Reform School.
- Resolve in favor of an act of Congress granting pensions to veterans of the Mexican and Aroostook wars.
- Resolve in favor of the Industrial School for Girls.
- Resolve in favor of the Joint Standing Committee on State Prison.
- Resolve in favor of the Passamaquoddy tribe of Indians.
- Resolve making appropriation for the Penobscot tribe of Indians for the year 1880.
- Resolve in favor of the Joint Standing Committee on Military Affairs.
- Resolve establishing a valuation for the State of Maine.
- Resolve in favor of the State Reform School.
- Resolve for the purchase of the Maine State Year Book and Legislative Manual.
- Resolve laying a tax on the counties of the State.
- Resolve concerning the transportation of certain books from the State Library.
- Resolve authorizing a temporary loan.
- Resolve in favor of Oakfield Plantation.
- Resolve abating State tax on Township No. 4, Range 5, north of Bingham's Kennebec Purchase, in Somerset county.
- Resolve in aid of the Maine State College of Agriculture and Mechanic Arts.
- Resolve to provide for the erection of an additional building to the Maine Insane Asylum.
- Resolve in favor of the St. Elizabeth Orphan Asylum of Portland.
- Resolve making an appropriation for the support of soldiers' orphans at the Bangor Children's Home.
- Resolve in favor of the Female Orphan Asylum of Portland.
- Resolve in favor of Sprague & Son.
- Resolve in favor of the Maine General Hospital.
- Resolve making appropriation for the Military Asylum at Bath.
- Resolve in favor of Ira L. McFarland and Charles C. Cousins of Eden.
- Resolve in favor of the Joint Standing Committee on Education.
- Resolve in favor of the Joint Standing Committee on Education.
- Resolve in favor of the Joint Standing Committee on Agriculture.
- Resolve concerning the State Library.

Resolve in favor of the Dexter Savings Bank.

Resolve in favor of the Joint Special Committee on Loss of the State Seal and Public Documents.

Resolve making appropriation for the propagation of fish.

Resolve in relation to school exercises and examinations.

Resolve memorializing the General Assembly of the State of New York to so amend the Hell Gate pilot laws as to remove compulsory pilotage.

Resolve in favor of William Stewart of Topsfield.

Resolve in favor of the State Prison.

Resolve providing for an amendment to the Constitution, changing the term of offices of Senators and Representatives.

Resolve in favor of the State Library.

Resolve declaratory of certain amendments to the Constitution of Maine.

Resolve in favor of Edmund D. Wiggin.

Resolve for the payment of bills for advertising and newspapers for the Legislature, Council and Departments.

Resolve in favor of William J. Wright.

Resolve concerning the printing of the reports and testimony of the Joint Select Committee to investigate alleged irregularities and changes of election returns, and the illegal expenditures of public moneys.

Resolve concerning the Joint Select Committee of Investigation into alleged irregularities, changes and suppression of the election returns.

Resolve in favor of the teachers of the Normal School at Gorham.

Resolve concerning the report of the Committee to investigate the charges of attempted bribery of Members of the House of Representatives.

Resolve on pay roll of the Senate.

Resolve on pay roll of the House of Representatives.

Mr. CORNISH of Kennebec offered the following :

Resolved, That the thanks of the Senate be extended to Charles W. Tilden, Secretary of the Senate, and George E. Brackett, Assistant Secretary, for the able and impartial manner in which they have discharged the duties of their respective offices.

The resolution received a unanimous passage.

Mr. THOMPSON of Knox, arose and said :

Mr. SECRETARY—Notwithstanding the political differences that must of necessity exist in all elective assemblies, I am happy to say, that in the present session of the Senate, no personal friendships have been broken, and now that we are about to separate, the pleasure of meeting is saddened by the thought of parting without the expectation of all ever meeting again within any chamber this side of the dark river, for we are in a world of change and death. Having a former acquaintance with a majority of Senators here, I have felt somewhat at home, and this also adds to the sorrow that mingles with the last farewell. But, Senators, our work as legislators for this session is done, and we are soon to separate, submitting our work to the approval or condemnation of the people, who are the best and final judges of the actions of men. But if our actions here have been unwise in matters of legislation, if we have not met the expectation of our constituents, whose servants we are, we must plead the imperfections of humanity in our behalf, and ask in the language of the poet :

“ Who shall sweep away the errors,
Crowding on us from the past,
Who shall clear the mists and shadows
That the future overcast ?

Soon, we busy, toiling millions,
Will have ended all the strife,
And the myriads crowding on us
Must take up the task of life.”

But if we as legislators are met at every step in our work with questions of doubt and uncertainty as to our course here, how much more difficult must be the task of him who presides over the deliberations and discussions of this body on all the varied and complex questions that necessarily and instantaneously arise, and who holds in his hand the sceptre of impartiality and wields it alike to all, suppressing personal preferences on all questions, in order that the will of the majority may prevail. The position of presiding officer of this body is one of grave responsibility, and appreciating the services of our honorable President, I ask leave to submit a resolution, and request that a rising vote be taken on the same.

Mr. THOMPSON then offered the following resolution :

Resolved, That the cordial thanks of the Senate are due, and are hereby tendered to Hon. Joseph A. Locke, for the able, courteous

and impartial manner in which he has discharged the duties of the presiding officer of this body, during the session now about to close, and that we shall hold in grateful remembrance the kind and gentlemanly bearing he has manifested in his intercourse with the members, both socially and officially.

Mr. DEARBORN of York, said :

Mr. SECRETARY—I heartily concur with the sentiments expressed in the resolution presented by the honorable Senator from Knox. Although we have anxiously awaited the time when our duties here would cease, and we would again be permitted to return to our homes and pursue our private avocations, yet the attendant gladness does not preclude the heartfelt sorrow and regret that arise as we approach the hour of parting. And I wish to say to one and all, from President to page, not forgetting or excluding the gentlemanly and affable reporters, who have labored so untiringly to glean from our rambling talk some thoughts worthy of report or record, that the best wishes of my heart and warmest sympathies of my nature have been and are still called out towards you, and will also follow you clear through the meandering journey of life. If any expression deliberately made, or word hastily spoken, or act unbecoming or unworthy the position I have occupied be chargeable, I simply ask that favorable construction in your minds upon such as I in turn would most gladly accord to you did the occasion exist. And I assure you, each and all, that should the “pale boatman” for a time pass me by, and select some other of those who have here assembled, to first accompany him across the “dark waters,” the knowledge thereof will cause me the sigh of regret and tear of sympathy, and make me to feel and know that another strong link in friendship’s chain has been sundered.

Mr. BERRY of Kennebec, said :

Mr. SECRETARY—I can most heartily and sincerely endorse the sentiments of the resolution offered by the Senator from Knox.

That our President has presided with ability, courtesy and impartiality will be admitted by every Senator, and that we shall hold him in grateful remembrance is, I doubt not, the feeling of all.

It was my good fortune to become acquainted with our President nearly twenty years ago, and as friendship and business relations

sprang up between us, I found him to be a gentleman of high moral character and strict integrity. My relations with him during this session have been of the most agreeable and pleasant character, and the many courtesies I have received at his hand will be remembered and cherished by me through life.

To the members of this Senate I wish to say, at this parting hour, that I have been highly gratified with the courteous and gentlemanly treatment I have daily received at your hands. We have differed upon measures, and differed politically, but I think we all part friends. We may never all meet again, until in that future world of which we know nothing, yet hope so much, I trust we may meet at the right hand of the Father of all.

Mr. Secretary, I think no one will say that I exceed the bounds of propriety on this occasion if I refer to the anomalous situation in which we were placed on the day appointed for the organization of this Legislature, and how by virtue of the pre-eminent strength of our republican institutions, and the law-abiding character of the masses of our people, civil discord was avoided.

On the first Wednesday of January the excitement, which had been gathering throughout our State, in every city, hamlet and town, culminated in the organization of what has been called the Fusion Legislature. I will not detail the scenes of that occasion nor refer to the subsequent acts of either party. It was certainly one of the most remarkable scenes through which men are wont to pass. The feeling was one of intense anxiety and alarm. Men said that if this counting-out scheme succeeds, elections are a farce, and popular government a failure. I confess to an indulgence in those fearful apprehensions, and I wondered whether the great Washington had lived in vain, whether Lincoln's noble life and martyr's death was for naught. I feared the old Ship of State would founder, and go to pieces in the storm which seemed to be bursting upon her. But thank Heaven these fears were dispelled, and the old Ship of State has sailed grandly through the storm, safely past the breakers into the broad ocean of peace. And now,

“Sail on, O, Ship of State!
Sail on, O Union, strong and great!
Humanity with all its fears
With all the hopes of future years
Is hanging breathless on thy fate!
We know what Master laid thy keel,
What workman wrought thy ribs of steel,

Who made each mast, and sail, and rope,
 What anvils rang, what hammer beat
 In what a forge and what a heat,
 Were shaped the anchors of thy hope,
 Fear not each sudden sound and shock,
 'Tis of the wave and not the rock!
 'Tis but the flapping of the sail,
 And not a rent made by the gale!
 In spite of rock and tempest roar,
 In spite of false lights on the shore,
 Sail on, nor fear to breast the seas,
 Our hearts, our hopes are all with thee!
 Our hearts, our hopes, our prayers, our tears,
 Our faith triumphant o'er our fears
 Are all with Thee—are all with Thee."

Mr. DINGLEY of Androscoggin, said :

Mr. SECRETARY—I most heartily concur in the sentiments expressed in the resolution. The position of President of the Senate is one of responsibility ; to perform the duties acceptably requires skill, ability and patience. Our presiding officer possesses these qualities ; he has discharged the duties to the acceptance of all. Our duties for the session are ended ; whether what we have done will meet the approval of our constituents remains to be seen. It is of the greatest importance to us to feel that our own conscience approves what we have done.

Parting among friends is always sad, but still more sad would it be if we parted otherwise than as friends. Our debates may have been earnest, but they have not been acrimonious. I know of no Senator who will carry away any unkind feelings toward another. Happy is it that we can thus part.

I return to you, Mr. President, to you, Mr. Secretary, and to all of the officers of the Senate, my grateful acknowledgments for your kindness, and I extend to you all, Senators, the hand of friendship, and wish you a safe return to your homes.

Mr. PATTEN of Penobscot, said :

SENATORS AT THIS BOARD—Permit me to say that the association with you for the past few weeks has been of a pleasurable nature, and be assured that I, as one of your number, retire from this chamber with the kindest feelings towards you all. It will be with pleasure that I shall ever speak of your worth as citizens and legislators, for the good of the State. Though we may have often differed in opinion upon measures before us, still I can truly say

that I impute that difference to an honest difference of opinion, all aiming at the common good of the State. And in parting, let me again say that I shall carry your names in memory's keeping down the declivity of life, ever to speak of you in all the walks of life, as men worthy of the respect and honor of your constituency that sent you here. May you all return to your homes in safety, and receive the encomiums of praise you so richly deserve. In parting, gentlemen, permit me to give you all a hearty good-bye.

Mr. ELLIS of Waldo, said :

Mr. PRESIDENT—The time for separation draws near, that time which brings the better part of our natures to the front, the time when all bitterness and party feelings are forgotten, and we meet on a common level, with none but the most kindly feelings for all. I cannot leave the Senate without expressing my heartfelt thanks to the President and all the officers of this body for their gentlemanly bearing and kindness toward me, and I shall ever entertain the most kindly feelings toward every member and officer of this body.

Mr. BRADFORD of Washington, said :

Mr. SECRETARY—Before giving the final shake of hands, I must speak heart sentiments. We came here strangers, generally, to each other, taken from our several vocations, to perform duties that will be scrutinized. Have we been honest? Let no Senator point the finger, but each and every one return home, rejoicing with conscious pride, placing ourselves again to the task of doing good within our several home spheres. I part with you, Senators, hoping that destiny may call us individually together, knowing that only a higher chamber can convene us collectively.

Mr. President, I met you a stranger ; we part, assuring you that good judgment, manliness and kind-heartedness have added one to the many whose praises I love to speak.

The resolution offered by Mr. THOMPSON was unanimously adopted, the vote being taken by rising.

Mr. LOCKE, President of the Senate, responded as follows :

SENATORS—The Fifty-ninth Legislature of Maine is drawing to a close. Its acts and deliberations will soon be remembered among the things of the past, and the pages of the Journal of this Senate

will be the only record of our doings here, except as they live in memory. This will ever remain a memorable Legislature. The stirring scenes attending its organization are indelibly impressed upon our minds. The fierce conflict of opinions that then raged, not only here in Augusta, but throughout this State and the Union, will never be forgotten.

Republicanism was on trial. It was not simply a struggle to ascertain which of two political parties should win; but whether our government, as constituted, was established and founded upon a firm basis, viz: the will of the people; whether it could stand the test of the refiner's fire, and come out of the crucible purer than when put in. Many of our strongest and most enlightened men, of different parties, have doubted whether our government could stand the strain of strong, antagonistic party feeling, and whether or not the time was far hence when our form of government must yield, and another take its place.

Its first trial came when Fort Sumpter was fired upon, and the Southern Senators and Representatives withdrew from the halls of Congress. The result of that trial was decisive, and then we felt that our government was on a sure basis. Little did the people of this country and this State then think that its second trial would be in sober New England, and in the State of Maine. But it has come, and from a cause least expected. Thanks to the good common sense of our people, that irrespective of party affiliations, the questions of the day were decided and acquiesced in without a conflict of arms. The trial was not for this State alone, but for every State in the Union, and we have reason to congratulate ourselves, as legislators and as a people, that it has passed. That it may be, yea will be, the last time in which our government shall be put to such a test, I believe is the sincere wish of each of us.

SENATORS: This has been a long, laborious session. Many questions of great importance to the interests and welfare of the State have come before you, and it is with pleasure I bear witness to the ability and fidelity of each Senator in the discharge of his duties, and to the patience and diligence with which you have investigated all matters referred to you.

I congratulate you upon the harmony which has characterized your deliberations, and that good feeling which has prevailed in the Senate since the organization of this Legislature. True, in the heat

of debate, party feeling has sometimes cropped out, which was to be expected, but it has been instantly repressed, each Senator striving, as I believe, not to wound the feelings of another. I thank you sincerely for the sentiments contained in the resolution adopted, and expressed in the remarks you have made. I thank you, each, for the kindness and uniform courtesy I have received at your hands. It was in your power to have made the duties of the office with which you have honored me, very difficult, and at times perplexing; but instead, you have assisted me in every way possible,—have quietly determined among yourselves many questions which might have bothered me, and thus have made the duties of the office a pleasure rather than a burden.

Our work is done, and as we separate and go to our several homes, we leave behind us a record, which will show that we have been faithful to the trust reposed in us. I shall ever hold a kind remembrance of each and every member of this Senate, and I trust we may keep alive this acquaintance, and cherish the friendships here formed. In parting, I bid you “God speed,” and perform my last official duty, in declaring this Senate adjourned without day.

CHARLES W. TILDEN, *Secretary.*

I certify, that the foregoing is a true record of the proceedings of the Senate of the Fifty-Ninth Legislature.

ATTEST :

CHARLES W. TILDEN, *Secretary.*

SENATE ORDER OF PROCEEDINGS AND DEBATES.

After the reading of the journal, the following shall be the order of business :

1st. House papers not acted on ; and if accompanied by a bill or resolve, the first reading of such bill or resolve.

2d. Messages and documents from the executive and heads of departments.

3d. The reception and reference of petitions, and such other papers, except bills and resolves, as require action by a committee.

4th. The report of committees, and if accompanied by a bill or resolve, the first reading of such bill or resolve. Bills, resolves, etc., offered by senators, and their reference or first reading.

5th. Bills and resolves reported by the committee on bills in the second reading.

6th. Bills on their passage to be enacted, and resolves on their final passage.

When a question is under debate no motion shall be received but,

1st. To adjourn.

2d. To lay on the table.

3d. To postpone to a day certain.

4th. To commit.

5th. To amend.

6th. To postpone indefinitely.

Which several motions shall have precedence in the order in which they stand arranged.

Questions of concurrence or otherwise with the house shall have precedence of each other in the following order :

1st. To recede.

2d. To concur.

3d. To insist.

4th. To adhere.

A motion to adjourn shall always be first in order, and shall be decided without debate.

The name of the senator presenting petitions, memorials and remonstrances, should be endorsed on the back thereof, *near the bottom*, with the place of his residence.

The senator presenting an *order*, should put his name thereto on the inside, at the bottom of the page, on the left, with the place of his residence.

RULES OF THE SENATE.

CONTENTS.

- RULE 1. President to take the chair at time of calling to order—secretary to preside in his absence.
- “ 2. Journal to be read—president to ascertain whether quorum is present before such reading.
- “ 3. President to address senate, and senators address president, while speaking—senators to stand while speaking.
- “ 4. Members to be styled *senators* while speaking.
- “ 5. President may call a senator to the chair during brief absence.
- “ 6. President shall rise to put a question—declare all votes.
- “ 7. Motion to adjourn always in order.
- “ 8. Order of precedence in motions.
- “ 9. Motions to be in writing if desired—right to withdraw.
- “ 10. Right to the floor—senator to speak but once to same question.
- “ 11. Different subject, under color of amendment, out of order—amendment ingrafting general provision of law upon private bill, out of order.
- “ 12. Amendment of amendments—reconsideration of vote—special time assigned.
- “ 13. Precedence of motion to reconsider.
- “ 14. Questions of order.
- “ 15. Division of question.
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RULES.

1. The president shall take the chair at the time to which the senate stands adjourned; but in case of his absence at such time, the secretary shall preside until a president *pro tempore* be chosen.

2. At the first session of each day, on the appearance of a quorum, the journal of the preceding day shall be read; and the president shall ascertain whether a quorum is present before such reading.

3. When the president speaks he shall address the senate; when a senator speaks he shall stand in his place and address the president.

4. The president, when he speaks to any member of the senate, and the members, when referring to each other in debate, shall use in their addresses the title of *senator*, and by way of distinction name the county in which he resides.

5. The president shall have the right to name a senator to perform the duties of the chair during his absence; but the substitution shall not extend beyond an adjournment.

6. The president shall rise to put a question, and shall declare all votes, but if any senator doubt the vote, all those voting in the affirmative, when called upon by the president, shall rise and stand until they are counted, and also those in the negative, in like manner, to make the vote certain.

7. The president shall consider a motion to adjourn as always first in order, and it shall be decided without debate.

8. When a question is under debate, no motion shall be received but to adjourn, to reconsider, to lay on the table, to postpone to a day certain, to commit, to amend, or to postpone indefinitely; which several motions shall have precedence in the order in which they stand arranged.

9. A motion shall be reduced to writing, if desired by the president or any senator, and shall then be deemed to be in possession of the senate, to be disposed of by the senate; but the mover may withdraw it at any time before a decision, or any amendment be made to it.

10. No senator shall address the senate until recognized by the president, nor more than once to the exclusion of any other senator, without leave of the senate, if objection is made, unless he be the mover of the matter under debate, and not then more than three times without leave.

11. No motion or proposition on a subject different from that under consideration, shall be admitted under color of amendment; nor shall an amendment proposing to ingraft a general provision of law upon a private bill, be in order; nor any amendment beyond the second degree.

12. An amendment proposed may be amended before it is adopted, but not afterwards, unless the vote adopting it be first reconsidered, and no senator shall be competent to move any reconsideration unless he voted with the majority and upon the same or a succeeding day; and a motion to reconsider any vote shall not be laid upon the table unless a time shall be specially assigned for its consideration.

13. A motion to reconsider shall take precedence of all other questions except a motion to adjourn; but if made while another question is pending, it shall not be put until the other question is disposed of, but simply entered.

14. Questions of order shall be decided by the president without debate; but if an appeal is taken, the same may be debated like other questions, and the decision thereon shall be entered upon the journal.

15. A question containing two or more propositions capable of division, shall be divided whenever desired by any member.

16. In filling up blanks, the largest sum and longest time shall be put first.

17. Every paper shall be once read at the table before any senator shall be obliged to vote on it, but when the reading of a paper is called for, that has been before read to the senate, if any senator object, the question shall be determined by the senate.

18. All bills and resolves in the second reading shall be com-

mitted to the committee on bills in the second reading, to be by them examined, corrected, and so reported to the senate.

19. Upon the second reading of a bill or resolve, after the same shall be read through, and before the question is put on its passage, it shall be read and considered by paragraphs, at the request of any member of the senate; and no bill or resolve shall have a second reading unless a time (not less than one hour after the first reading) be assigned therefor.

20. No bill or resolve shall pass to be engrossed without being twice read; and all bills and resolves, immediately after the same shall have been engrossed, shall be committed to the committee on engrossed bills, whose duty shall be to examine the same, and to see that the same have been truly engrossed; and before any bill shall pass to be enacted, or any resolve be finally passed, it shall be reported by the committee for the examination of engrossed bills to be truly and strictly engrossed, and the title thereof be read by the president.

21. No resolve of any kind, or order making any grant of money, lands, or other public property, shall be passed without being read on two several days; the time for the second reading shall be assigned by the senate.

22. After the reading of the journal, the following shall be the order of business :

1st, House papers not acted on; and if accompanied by a bill or resolve, the first reading of such bill or resolve.

2d, Messages and documents from the executive and heads of departments.

3d, The reception and reference of petitions and such other papers, except bills and resolves, as require action by a committee.

4th, Reports of committees, and if accompanied by a bill or resolve, the first reading of such bill or resolve. Bills, resolves, etc., offered by senators, and their reference or first reading.

5th, Bills and resolves reported by the committee on bills in the second reading.

6th, Bills on their passage to be enacted, and resolves on their final passage.

It shall be the duty of the secretary to number bills and resolves in the order in which they shall be reported by said committee, and enter them upon the calendar in such order. They shall be taken

up for their second reading and passage to be engrossed, or other disposition, in the order in which they stand upon the calendar. When a bill or resolve, after it is put on the calendar, is laid on the table, and no time assigned for its further consideration, it shall go to the foot of the calendar as it then stands. Papers from the house, concerning which there has been a disagreeing vote of the two houses, shall be disposed of before commencing with the calendar. This rule shall not apply to or interfere with motions to reconsider, or special assignments or other privileged questions.

23. When the yeas and nays are taken, the names of the senators shall be called alphabetically.

24. After a question is put to vote, no senator shall speak on it. Every senator who may be present shall vote unless excused by the senate, or excluded by interest.

25. The unfinished business, in which the senate was engaged at the time of the last adjournment, shall have precedence in the orders of the day.

26. No engrossed bill or resolve shall be sent to the house without notice thereof being given to the senate by the president.

27. Every member who shall present a petition, shall place his name thereon and a brief statement of its subject.

28. All confidential communications made by the governor to the senate, shall be by the members thereof kept inviolably sacred until the senate shall by their resolution take off the injunction of secrecy.

29. No rule shall be dispensed with, except by the consent of two-thirds of the members present.

30. Any member of the senate may exchange seats on consulting the president and obtaining his permission.

31. No member shall absent himself from the senate without leave, unless there be a quorum left present.

32. All committees shall be nominated by the president (unless when it may be determined that the election shall be by ballot,) and appointed by the senate.

33. The following standing committees shall be appointed at the commencement of the session, viz :

STANDING COMMITTEES OF THE SENATE.

On bills in the second reading.

On engrossed bills.

To consist of twelve members each. Any one of the first, and any two of the second, shall constitute a quorum.

34. No member of the senate shall act as counsel for any party before any committee of the legislature.

35. All messages from the senate to the house, and to the governor, or governor and council, shall be carried by the secretary, unless the senate shall direct some other mode of transmission, and all papers shall be transmitted to the governor and council and the house by the secretary or his assistant.

36. The senate may at any time, upon motion, by a vote of a majority of the members present, resolve itself in a committee of the whole for the purpose of considering any subject named in the motion ; and a chairman shall be appointed by the president. If a message is announced while the senate is in such committee, the president shall resume the chair for the purpose of receiving it ; immediately after which the committee shall proceed, until dissolved in the usual manner.

37. The rules of parliamentary practice comprised in Cushing's Manual, and Cushing's Law and Practice of Legislative Assemblies, shall govern the senate in all cases to which they are applicable, and in which they are not inconsistent with the standing rules of the senate, or the joint rules of the two houses.

JOINT RULES OF THE TWO HOUSES.

CONTENTS.

- RULE 1.** Name of joint standing committees.
- “ 2. Joint select committees, three and seven.
- “ 3. Joint committees to be entered on the journal of each house.
- “ 4. Manner of presenting reports.
- “ 5. Orders relating to statutes to state the subject matter thereof.
- “ 6. Titles to bills and resolves.
- “ 7. Forms of bills and resolves.
- “ 8. Notice to be given by one branch to the other of disagreeing action—bills and resolves to be presented to the governor for approval.
- “ 9. Indorsement of papers to be by secretary—final passage to be indorsed by presiding officers.
- “ 10. Bills or resolves of public nature to be printed.
- “ 11. Number of copies of printed documents—proportion to each house.
- “ 12. Business which may be done in convention.
- “ 13. Committees of conference—reports thereof.
- “ 14. Measures finally acted on not to be revived, except on three days' notice.
- “ 15. Messages how announced.
- “ 16. Suspension of rules.
- “ 17. Not to vote where their private rights, distinct from their public interests, are concerned.

JOINT RULES.

1. The following joint standing committees shall be appointed at the commencement of the session, viz :

On the judiciary,
On legal affairs,
On financial affairs,
On federal relations.
On education,
On railroads,
On commerce,
On mercantile affairs and insurance,
On banks and banking,
On manufactures,
On agriculture,
On military affairs,
On interior waters,
On state lands and state roads,
On ways and bridges,
On fisheries and game,
On counties,
On towns,
On indian affairs,
On claims,
On pensions,
On insane hospital,
On reform school,
On state prison,
On public buildings,
On library,
On state college of agriculture and mechanic arts.

And each of said committees shall consist of three on the part of the senate, and seven on the part of the house, with leave to report by bill or otherwise.

2. Joint select committees shall consist of three on the part of the senate, and seven on the part of the house, unless the order creating the same shall provide a different number.

3. Whenever a select committee shall be appointed by either house, and be joined by the other, it shall be the duty of the sec-

retary of the senate, or the clerk of the house, as the case may be, to transmit, one to the other, the names of the members so joined, in order that they may be entered upon the journal of each house.

4. In presenting a report upon any matter referred to a committee, such report shall set forth the subject referred, and the substance shall also be briefly endorsed on the back of the same.

5. Orders directing inquiry in relation to an existing statute shall state the subject matter of such statute—also the chapter and section to which the inquiry is directed.

6. The titles of all bills and resolves shall state, briefly, the subject matter of the same.

7. The enacting clause of every bill shall follow its title, in these words, viz :

“Be it enacted by the Senate and House of Representatives, in Legislature assembled, as follows :”

All bills and resolves reported by any joint committee shall be written in a fair legible hand, on not less than a sheet of paper. And in all bills having more than one section, the sections shall be consecutively numbered, beginning with “Section 1.”

Mistakes in bills and resolves, merely clerical, may be corrected upon suggestion, without a motion to amend.

8. When a bill, resolve, or order, which shall have passed one house, is rejected in the other, notice thereof shall be given to the house in which the same shall have passed, by the secretary or clerk, as the case may be. And every bill that shall have passed both houses to be enacted, and all resolutions having the force of law, that shall have finally passed both houses, shall be presented by the secretary of the senate to the governor for his approval; and the secretary of the senate shall enter on the journal of the senate the day on which such bills or resolutions are so presented to the governor.

9. All endorsements on papers, while on their passage between the two houses, shall be under the signature of the secretary of the senate or the clerk of the house, respectively; but after the final passage of bills and resolves, they shall be signed by the presiding officer of each house.

10. Every bill or resolve of a public nature, and every bill or resolve appropriating money, or disposing of state lands or other state property, reported in either house by a committee, or laid

upon the table by leave, shall be printed and distributed in both houses, before having its first reading. The printed copies shall show by what committee the bill or resolve was reported, or by what member laid upon the table.

11. Whenever any document shall be printed for the use of the legislature, the number of copies shall be three hundred and fifty, unless otherwise ordered. The copies printed shall be delivered to the messengers of the two houses in the proportion of one-fourth for the use of the senate and three-fourths for the use of the house, after reserving seventy-five copies for the departments and for binding.

12. No business shall be transacted in convention of the two houses, unless by unanimous consent, except such as may be agreed upon before the convention is formed.

13. Committees of conference shall consist of three members on the part of each house representing its vote, and their report, if agreed to by a majority of each committee, shall be made to the branch asking the conference, and may be either accepted or rejected; but no other action shall be had, except through another committee of conference.

14. When any measure shall be finally rejected, it shall not be revived except by reconsideration; and no measure containing the same subject matter, shall be introduced during the session, unless three days' notice is given to the house of which the mover is a member.

15. Whenever a message shall be sent from the senate to the house, it shall be announced at the door by the messenger of the senate, and shall be communicated respectfully to the chair by the bearer of it. In like manner messages from the house shall be communicated to the senate—the messenger of the house announcing them at the door of the senate.

16. No joint rule or order shall be suspended without the consent of two-thirds of the members present in each house.

17. No member shall be permitted to vote on any question in either branch of the legislature, nor in committee, whose private right, distinct from public interest, is immediately involved.

RULES OF THE HOUSE.

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OF THE DUTIES AND POWERS OF THE SPEAKER.

- RULE 1. To take the chair and call to order—on appearance of a quorum to cause the journal of the preceding day to be read—to announce business—to receive and submit all motions—to preserve order—to receive and announce messages—to authenticate bills and resolves—to name committees—to name member to take the chair in committee of the whole.
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- “ 8. List of standing committees.
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- “ 12. Member first rising entitled to the floor.
- “ 13. Not to be interrupted while speaking.

RULE 14. Not to speak more than twice.

“ 15. Not to speak out of seat.

“ 16. Not to act as counsel for any party.

“ 17. Not to interrupt another while speaking, or sit or stand covered during the session.

“ 18. To deliver to clerk or committee on pay roll a statement of travel.

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“ 46. Petitions, presentation and endorsement thereof.

“ 47. Bills and resolves to be examined by committee on bills in third reading.

“ 48. Resolves appropriating land and money to have their second reading on Wednesday of the week following.

“ 49. Engrossed bills and resolves.

“ 50. Grants of land, money or public property to be accompanied by statement of facts—must be read on two several days.

“ 51. Bills and resolves of public nature not to be received unless reported by a committee, without leave—such bills or resolves to be laid over one day.

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“ 57. No rule to be dispensed with without consent of two-thirds of members present.

“ 58. No rule to be altered or repealed or new rule to be adopted without one day's notice.

RULES.

DUTIES AND POWERS OF THE SPEAKER.

1. It shall be the duty of the speaker to take the chair at the hour to which the house shall have adjourned, call the members to order, and after the appearance of a quorum, cause the journal of the preceding day to be read ;

To announce the business before the house in the order in which it is to be acted upon ;

To receive and submit to vote all motions and propositions regularly moved or that necessarily arise in the course of proceedings, and announce the result ;

To restrain the members, when engaged in debate, within the rules of order, and to enforce, on all occasions, the observance of order and decorum among the members ;

To decide all questions of order, subject to an appeal to the house ;

To receive all messages and other communications and announce them to the house ;

To authenticate by his signature bills that have passed to be enacted and resolves finally passed ;

To name the members who are to serve on committees, unless the house otherwise direct ;

To appoint the member who shall take the chair when the house has determined to go into committee of the whole ;

And to name a member to perform his duties during his absence for a time not exceeding the remainder of the day.

2. The speaker may address the house on points of order, in preference to other members ; and may vote in all cases.

DUTIES OF THE CLERK.

3. The clerk shall keep a journal of what is done by the house ; read papers when required by the house or speaker ; call the roll alphabetically, and note the answers of members, when the house orders or when a question is taken by yeas and nays ; notify committees of their appointment and of the business referred to them ; authenticate by his signature all the orders and proceedings of the house not authenticated by the speaker ; have charge of all the documents and papers of every kind confided to the care of the house ; bear all messages and transmit all papers from the house to the governor or to the senate, unless the house shall otherwise order ; make up the pay-roll of the members ; and in the absence of the speaker at the hour for meeting, shall preside until speaker *pro tem.* be chosen ; and at the close of the session shall file in an orderly manner all papers and documents in possession of the house, passed upon or received during the session ; and at the commencement of the next legislature, shall preside until the election of speaker ; and record the doings of the house until a new clerk shall be chosen and qualified ; and in the absence of the clerk, the assistant clerk shall be clerk *pro tempore*, with power to appoint an assistant.

CHAPLAINS.

4. Every morning, the house on assembling, shall join with the chaplains in religious service.

5. The chaplains may change duties with each other or with the chaplains of the senate.

MONITORS.

6. One monitor shall be appointed by the speaker for each division of the house, whose duty shall be to see to the observance of the rules of the house, and on demand of the speaker, to return the number of votes and members in his division.

7. If any member shall transgress any of the rules of the house, and persist therein, after being notified thereof by any monitor, it shall be the duty of such monitor to give information thereof to the house.

COMMITTEES.

8. The following standing committees shall be appointed at the commencement of the session, whose duty shall be to consider all subjects referred to them and report thereon :

On ways and means,
On leave of absence,
On change of names,
On bills in the third reading,
On engrossed bills,
On elections,

To consist of seven members each.

On county estimates,

To consist of one member from each county.

On business of the house,

To consist of three members.

9. In all elections by ballot, of committees of the house, the persons having the highest number of votes shall act as chairman. In case two or more persons receive the same number of votes, the committee by a majority of their number shall elect a chairman.

RIGHTS AND DUTIES OF MEMBERS.

10. The seat which a member draws at the commencement of the session, shall be his during the session, unless he shall have leave of the speaker to change it.

11. No member shall sit at the desk of the speaker or clerk, except by the permission of the speaker.

12. When two or more members rise at the same time, the speaker shall name the person to speak ; but in all cases the member who shall rise first and address the chair, shall speak first.

13. No member shall interrupt another while speaking, except to call to order, or correct a mistake.

14. No member shall speak more than twice to the same question, without first asking leave of the house.

15. No member shall speak out of his place without leave from the chair, nor without first rising and addressing the speaker ; and he shall sit down as soon as he has done speaking.

16. No member shall act as counsel for any party, before a joint committee of the legislature, or a committee of this house.

17. No member shall be allowed to stand up to the interruption of another, while any member is speaking, or pass unnecessarily between the speaker of the house and the person speaking; or stand in an alley, or sit or stand covered, during the session of the house.

18. Every member shall make out and deliver to the clerk or to the committee on pay-roll, a statement of the number of miles usually travelled in going from his residence to the seat of government.

19. Every member who shall neglect to give his attendance to the house for more than six days after the session commences, shall, on making his appearance therein, be held to render the reason for such neglect; and in case the reason assigned shall be deemed by the house sufficient, such member shall be entitled to receive pay for his travel, and not otherwise; and no member shall be absent more than two days without leave of the house; and no member shall have such leave, unless it be reported by the committee on leave of absence; and no leave of absence shall avail any member who retains his seat more than five days from the time the same was obtained.

20. Any member having obtained leave of absence, and having in his possession any papers relating to the business before the house, shall leave the same with the clerk.

21. When any member shall be guilty of a breach of any of the rules and orders of the house, and the house has determined he has so transgressed, he shall not be allowed to vote or speak, unless by way of excuse for the same, until he has made satisfaction.

22. Every member who shall be in the house when a question is put, where he is not excluded by interest, shall give his vote, unless the house, for special reason shall excuse him, and when the yeas and nays are ordered, no member shall leave his seat until the vote is declared. In all elections by the house, or in joint ballot of the two houses, no member shall leave his seat, after voting, before a return of the house is had.

23. When the galleries shall be ordered to be cleared or shut, the matter which may occasion such order, shall be kept secret by each member, until the house shall order such injunction of secrecy to be taken off.

24. No person not a member or officer of the house, except members of the senate, its secretary and assistants, the governor

and council, state treasurer, secretary of state, land agent, adjutant general, judges of the supreme judicial court, chaplains of the senate, and reporters of the proceedings and debates of the house, shall be admitted within the representatives' hall unless invited by some member of the house.

PROCEEDINGS AND DEBATES.

25. After the reading of the journal, the following shall be the order of business :

1st. Senate papers, and first reading of accompanying bills and resolves.

2d. Messages and documents from the executive and heads of departments.

3d. Reception of petitions, bills and resolves requiring reference to any committee.

4th. Orders.

5th. Reports of committees and first reading of bills or resolves.

6th. Bills and resolves reported by committee on bills in the third reading, and on their passage to be engrossed.

7th. Bills on their passage to be enacted.

8th. Orders of the day.

The speaker shall announce each item of business in its turn, and no paper shall be taken up out of its regular order, except by the unanimous consent of the house. The orders of the day shall take precedence of all other business at the expiration of the morning hour.

26. It shall be the duty of the clerk to make up daily a calendar of bills, resolves and other papers, assigned for that day's consideration, and also a calendar of bills and resolves which have had their first reading, and showing the disposition that has been made of each.

27. The unfinished business in which the house was engaged at the time of the last adjournment, shall have preference in the orders of the day, and shall continue to be among the orders of the day for each succeeding day until disposed of, and no motion or other business shall be received, without special leave of the house until the former is disposed of.

28. When a question is under debate no motion shall be received but—

1st. To adjourn ;

- 2d. To lay on the table ;
- 3d. For the previous question ;
- 4th. To commit ;
- 5th. To postpone to a day certain ;
- 6th. To amend ;
- 7th. To postpone indefinitely ;

Which several motions shall have precedence in the order in which they are arranged.

Questions of concurrence or otherwise with the senate shall have precedence of each other in the following order :

- 1st. To recede.
- 2d. To concur.
- 3d. To insist.
- 4th. To adhere.

29. A motion to adjourn shall always be first in order, and shall be decided without debate.

30. A vote to lay a proposition on the table shall not preclude the further consideration of it on the same day.

31. When motion for the previous question is made, the consent of one-third of the members present shall be necessary to authorize the speaker to entertain it. No debate shall be allowed until the matter of consent is determined. The previous question shall be submitted in the following words: *Shall the main question be put now?* No member shall speak more than five minutes on the motion for the previous question, and while that question is pending a motion to lay on the table shall be decided without debate. A call for the yeas and nays, or for division of a question, shall be in order after the main question has been ordered to be put. After the adoption of the previous question, the vote shall be taken forthwith upon amendments, and then upon the main question.

32. Propositions to amend by striking out and inserting dates, numbers and sums, are not divisible ; but all propositions, otherwise divisible, shall be divided at the request of any ten members. A motion to strike out being lost, shall neither preclude amendments, nor a motion to strike out and insert.

33. In filling blanks and assigning times for the consideration of business, the largest sum and longest time shall be put first.

34. When a proposition consists of several paragraphs or sections, amendment of one of them shall not preclude amendment of a prior paragraph or section.

35. No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

36. After a motion or order is stated or read by the speaker, and seconded, it shall be regarded as in the possession of the house, and shall be disposed of by vote of the house. But any motion or order may be withdrawn by the mover at any time before a decision or amendment, except a motion to reconsider, which shall not be withdrawn except by consent of the house.

37. Every motion shall be reduced to writing, if required by the speaker or by any member.

38. No member shall be permitted to lay a motion in writing on the table, until he shall have read the same in his place.

39. When a vote having been declared by the speaker, is doubted, the members for and against the question, when called on by the speaker, shall rise and stand till they are counted, and the vote made certain without further debate. But a call for the yeas and nays shall be in order at any time before such a vote is made certain and declared.

40. When a motion has once been made and carried in the affirmative or negative, it shall not be in order for any member who voted in the minority to move a reconsideration thereof; but any member who voted with the majority, or in the negative on a tie vote, may move to reconsider on the same or succeeding day. A motion to reconsider shall not be postponed nor laid on the table without a time certain assigned for its further consideration. When a motion for reconsideration has been decided, the vote shall not be reconsidered. A motion to reconsider shall not be in order more than once on the same question.

41. When a member shall move, or give notice of his intention to move, a reconsideration of any vote, the papers to which the motion relates shall remain in possession of the clerk until the question of reconsideration shall have been decided, or the right to move such a question is lost.

42. In all elections by ballot, of the house, a time shall be assigned for such election, at least one day previous thereto.

43. When a reading of a paper is called for which has been before read to the house, and the same is objected to by any member, the question of reading shall be determined by a vote of the house.

44. Every question of order, which shall be decided on appeal shall be entered on the journal of the house, with the decision thereon.

45. A proposition to require the opinion of the judges of the supreme court, as provided by the constitution, shall not be acted upon until the next day after such proposition is made.

46. All petitions, memorials and other papers addressed to the house, shall be presented by the speaker, or by a member in his place, and shall be endorsed with the name of the person presenting it, and the subject matter of the same. They shall be read by the speaker, clerk, or such other person as the speaker may request, and shall be taken up in the order they were first presented, unless the house shall otherwise direct.

47. All bills in their third reading, and resolves in their second reading shall be committed to the standing committee on bills in the third reading, to be by them examined and corrected.

48. All resolves appropriating money or land, shall have their second reading on Wednesday of the week following that of their first reading.

49. All engrossed bills and resolves shall be committed to the standing committee on engrossed bills to be strictly examined; and if found by them to be truly and strictly engrossed, they shall so report to the house, and the question shall be taken without any further reading, unless on motion of any member, a majority of the house shall be in favor of reading the same as engrossed.

50. Every bill or resolve, providing for the grant of money, land, or other public property, which may be laid on the table by leave, and any report of a committee upon any bill or resolve providing for such grant, shall be accompanied by a written statement of facts in each case; and no such bill or resolve shall be considered before such statement is made, or pass without being read on two several days.

51. No new bill or resolve of a public nature shall be received, except it be reported by a committee, unless the house otherwise order; and all bills and resolves not reported by a committee, shall be laid upon the table for one day, before further action thereon.

52. No act or resolve shall be passed affecting the rights of individuals or corporations, without previous notice to such individuals or corporations.

53. No bill shall pass to be engrossed until it shall have had three several readings ; the time for the second and third readings shall be assigned by the house ; but if no objection is made, the second reading may be by the title, and at the time of the first. Every resolve which shall require the approval of the governor, shall have two several readings ; and the second reading shall be subject to the provisions of the third reading of bills.

54. No engrossed bill or resolve shall be sent to the senate, without notice thereof being given to the house by the speaker.

55. When a bill or resolve shall be returned by the governor with his objections, the question shall be stated by the chair, *Shall this bill become a law notwithstanding the objections of the governor?* and the same in substance in case of a resolve ; which question may be postponed to a day within the session, not exceeding one week, or may be committed. But no other question shall apply to bills and resolves originating in either branch.

56. The rules of parliamentary practice comprised in Cushing's Manual, excepting section 51, relating to the reception of petitions, shall govern the house in all cases to which they are applicable, and in which they are not inconsistent with the standing rules and orders of the house, and the joint rules of the senate and house of representatives.

57. No rule or order of the house shall be dispensed with, unless two-thirds of the members present shall consent thereto.

58. No rule or order of the house shall be altered or repealed, nor shall any new standing rule or order be adopted, unless one day's previous notice thereof be given in each case ; and such notice shall be entered on the journal.

MEMORANDA.

1. Orders, motions in writing, and reports of committees, should never be presented on less than half a sheet of paper.
2. When a *report* of a committee is made to either house it should be accompanied by the *order* appointing said committee.
3. Petitions, memorials and remonstrances, from towns in their *corporate capacity*, should be endorsed thus, "*Petition of town of ———*," [stating concisely the subject matter thereof.]
4. Petitions, memorials and remonstrances from individuals, should be endorsed thus, "*Petition of ——— and others, of the town of ———*," [stating concisely the subject matter thereof.]
5. Petitions, memorials and remonstrances from corporations should be endorsed thus, "*Petition of ———*," [naming the corporation and stating concisely the subject matter thereof.]
6. The name of the member presenting petitions, memorials and remonstrances, should be endorsed on the back thereof, *near the bottom*, with the place of his residence.
7. The member presenting an *order* should put his name thereto on the inside, at the bottom of the page, on the left, with the place of his residence.
8. Petitions, memorials and remonstrances, on which *leave to withdraw* was ordered by a former legislature, cannot be recalled from the files with a view of being again referred. The *original*, however, may be taken from the files, and the subject presented *de novo*.
9. Bills and resolves *refused a passage, rejected or postponed indefinitely* by a former legislature, cannot be called from the files with a view of being considered by the present legislature.

10. The heading or caption of *bills* should be as follows :

STATE OF MAINE.

In the year of our Lord one thousand eight hundred and

An act ———

*Be it enacted by the Senate and House of Representatives in
Legislature assembled, as follows :*

11. The caption of *resolves*, as follows :

STATE OF MAINE.

[*Omitting* the year required in bills.]

Resolve ———

12. The caption of *orders*, as follows :

STATE OF MAINE.

IN SENATE, ———, 188 .

[or IN HOUSE OF REPRESENTATIVES, ———, 188 .

Ordered, ———

13. All bills amended by statute, by striking out words from any section or independent clause thereof, or by adding or inserting other words and provisions, should recite the section or clause as it would read after being amended as proposed.



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