

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventieth Legislature

OF THE

STATE OF MAINE.

1901.

Upon motion by Mr. Hodsdon of Cumberland, it was

Ordered, the House concurring, that the superintendent of public buildings be directed to prepare room 122, now used as a storeroom, for the use of newspaper reporters.

Upon motion by Mr. Fernald of Androscoggin, it was

Ordered, that the sum of \$30 and the usual mileage be paid to Silas O. Clason for services during the organization of this Legislature.

Paper from the House, bill, an act to authorize the Board of Trade of Portland to establish a committee on inspection of produce at the port of Portland, was passed to be enacted in concurrence.

The order relating to adjournment passed by the Senate was returned from the House concurred in by that branch.

On motion by Mr. McFadden of Lincoln, the Senate adjourned.

HOUSE.

Thursday, Jan. 3.

Prayer by Rev. Mr. Dunnack of Augusta.

Mr. Kaler of Scarborough, announced the attendance of Mr. Clark, representative-elect from Gray, and was charged with the duty of conducting him before the Governor and Council to take the necessary oath of office.

Subsequently Mr. Kaler reported that he had discharged the duty assigned him, and thereupon Mr. Clark appeared and took his seat.

Mr. Powers of Fort Fairfield, announced the attendance of Mr. Daigle, representative-elect from Madawaska, and was charged with the duty of conducting him before the Governor and Council to take the necessary oaths of office.

Subsequently Mr. Powers reported that he had discharged the duty assigned him, and thereupon Mr. Daigle appeared and took his seat.

On motion of Mr. Hutchins of Brewer, Ordered, That the sum of \$40 and usual mileage be allowed and paid Walter I. Neal for services rendered by him at this session as mail carrier.

On motion of Mr. Vogel of Castine, Ordered, That the sum of \$30 and usual mileage be allowed and paid John D. Buck for services rendered by him at this session as page.

Mr. Carleton of Winthrop, presented the remonstrance of Harvey D. Eaton of Waterville, against the claim of Cyrus W. Davis to a seat in the House of Representatives.

The remonstrance was laid on the table pending the appointment of committees.

On motion of Mr. Burrill of Ellsworth,

Ordered, That the secretary of State be directed to furnish each member and officer of the House with postage stamps to the same amount furnished to the members and officers of the 69th Legislature.

On motion of Mr. Hill of Belfast,

Ordered, That the sum of \$40 and usual mileage be allowed and paid to Lawrence N. Simmonds for services rendered by him at this session as assistant mail carrier.

Papers from the Senate passed in concurrence.

The Speaker joined to the Senate committee to wait upon the Hon. John F. Hill and inform him that he had been duly elected Governor of the State of Maine for the current political years of 1901 and 1902, Messrs. Randall of Portland, Dudley of Augusta, Pattangall of Machias, Briggs of Harrison, Harvey of Atkinson, Page of Skowhegan, and Davis of Waterville.

Mr. Randall subsequently reported that the committee had discharged the duty assigned it and that the Governor-elect was pleased to say that he accepted the office to which he had been elected and would attend at such place and time as it might please the Legislature to designate for the purpose of taking the oaths required by the Constitution to enable him to enter upon the discharge of his official duties.

A communication was received from the Senate, through its secretary, proposing a joint convention of the two branches of the Legislature forthwith in the hall of the House of Representatives for the purpose of administering to Hon. John F. Hill, Governor-elect, the oaths required by the Constitution to enable him to enter upon the discharge of his official duties.

On motion of Mr. Fellows of Bucksport, the clerk conveyed a message to the Senate signifying the concurrence of the House in the proposition for a convention.

Thereupon the Senate came in and a convention was formed.

In Convention.

On motion of Senator Whitehouse, Messrs. Whitehouse of Sagadahoc, Prince of York, Webb of Portland, Brackett of Phillips, Spofford of Deer Isle, and Hutchins of Brewer, were appointed a committee to wait upon the Hon. John F. Hill, Governor-elect, and inform him that the two branches of the Legislature were in convention assembled in Representatives' hall, 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 communications as he might be pleased to make.

Senator Whitehouse subsequently reported that the committee had discharged the duty assigned it and that the Governor-elect was pleased to say that he was ready to take the necessary oaths of office and would forthwith attend upon the convention.

Thereupon the Governor-elect came in, attended by the Council and heads of departments, and took and subscribed the oaths necessary to qualify him to enter upon the discharge of his official duties.

The Governor then communicated with the convention by address. (See other columns.)

The Governor and suite then retired. The purposes for which the convention was called having been accomplished, it was dissolved and the Senate retired.

In House.

The Speaker announced the joint standing committees of the Legislature as follows:

The Committees.

JUDICIARY—Senators White, Weeks and Virgin; Representatives Harris of Auburn, Spofford of Deer Isle, Chase of Portland, Webb of Portland, Powers of Fort Fairfield, Carleton of Winthrop, Parkhurst of Bangor.

LEGAL AFFAIRS—Senators Plummer, Noble, Staples of Knox; Representatives Hutchins of Brewer, Libby of Mechanic Falls, Pattangall of Machias, Fellows of Bucksport, Allen of Sanford, Allan of Portland, Putnam of Houlton.

FINANCIAL AFFAIRS—Senators Burns, Rankin and Bryant; Representatives Beal of Bangor, Hyde of Bath, Hix of Rockland, Pettingill of Rumford, Page of Skowhegan, Bodwell of Hallowell, Moulton of South Portland.

FEDERAL RELATIONS—Senators Jones, Alden and Dudley; Representatives Pike of Lubec, Meade of Bridgton, Weatherby of Lincoln, Tuft of Kingfield, White of Naples, Andrews of Rockport, Jackson of Monson.

EDUCATION—Senators Plummer, Libby and Wilson; Representatives Walker of Starks, Walls of Vinalhaven, Gilmore of Turner, Meade of Bridgton, Bennett of Hollis, Cook of Vassalboro, Briggs of Hudson.

RAILROADS—Senators Jones, Murchie and Whitehouse; Representatives Bird of Rockland, Beal of Bangor, Randall of Portland, Mayo of Foxcroft, Kaler of Scarborough, Little of Lewiston, Deering of Saco.

COMMERCE—Senators Libby, Burleigh and Adams; Representatives Hyde of Bath, Plummer of Portland, Swett of

Kittery, Hill of Exeter, Ross of Lincolnville, Dodge of Brooklin, Adams of Lagrange.

MERCANTILE AFFAIRS AND INSURANCE—Senators Whitehouse, Burns and Stearns; Representatives Fuller of Auburn, Knowlton of Farmington, Burrill of Ellsworth, Hodgkins of Lamoine, Coffin of Freeport, Thomas of Hampton, Davis of Waterville.

BANKS AND BANKING—Senators Adams, Titcomb and Noble; Representatives Fuller of Kennebunk, Dudley of Augusta, Fay of Dexter, Brewster of Lisbon, Haskell of Lewiston, Weymouth of Biddeford, Eaton of Calais.

MANUFACTURES—Senators Titcomb, Staples of Cumberland, and Libby; Representatives Dobson of Pittsfield, Sabourin of Lewiston, Coffin of Freeport, Dillingham of St. Albans, Fay of Dexter, Cordwell of Westbrook, Walter of Waldoboro.

AGRICULTURE—Senators Alden, Dudley and Stearns; Representatives Thompson of China, Boothby of Leeds, Cushman of Sherman, Hoxie of Fairfield, Leathers of Hermon, Hammond of Paris, Harvey of Atkinson.

MILITARY AFFAIRS—Senators Macfarlane, Vickery and Morrison; Representatives Walls of Vinalhaven, Moulton of Bowdoinham, Sprague of Easton, Kneeland of Searsport, Gammon of Jay, Swett of Kittery, Crosby of Littleton.

INTERIOR WATERS—Senators Murchie, Jones and Macfarlane; Representatives Carr of Old Town, Peabody of Princeton, Farrell of Van Buren, Lawrence of Gardiner, Shaw of Bath, Green of Madison, Porter of Bangor.

STATE LANDS AND STATE ROADS—Senators Dudley, Burns, Staples of Knox; Representatives Laliberte of Fort Kent, Dillingham of St. Albans, Moulton of South Portland, Adams of Lagrange, Irving of Caribou, Eaton of Calais, Staples of York.

WAYS AND BRIDGES—Senators Bryant, Burleigh and McFadden; Representatives Thornton of Ashland, Lowe of Portland, Ballard of Fryeburg, Pratt of Veazie, Morin of Embden, Carson of Mt. Vernon, Daigle of Madawaska.

INLAND FISHERIES AND GAME—Senators Vickery, Noble and Burleigh; Representatives Wilson of Brunswick, Brackett of Phillips, Jones of Springfield, Jackson of Monson, Little of Monmouth, Cushman of Sherman, Noyes of Berwick.

SHORE FISHERIES—Senators Pierce, Buck and Wilson; Representatives Sargent of Portland, Maddox of Boothbay Harbor, Powers of Pittston, Scammon of Franklin, Bradford of Eastport, Thompson of Bristol, Pike of Lubec.

COUNTIES—Senators Weeks, Pierce, Staples of Cumberland; Representatives Maddox of Boothbay Harbor, Hill of Belfast, Morin of Embden, Jackson of Jefferson, Andrews of Norway, Knowlton of Farmington, Williams of Sangerville.

TOWNS—Senators Morrison, Libby and Hodsdon; Representatives Hammond of Paris, McDougall of Boothbay, Vogel of Castine, Sturgis of Standish, Gammon of Jay, Haskell of Windham, Hinckley of Jonesport.

INDIAN AFFAIRS—Senators Staples of Cumberland, Prince and Plummer; Representatives Peabody of Princeton, Carr of Old Town, Tornquist of New Sweden, Scammon of Franklin, Williams of Sangerville, Jones of Springfield, Hinckley of Jonesport.

CLAIMS—Senators Noble, McFadden, Macfarlane; Representatives Hill of Belfast, Thompson of Bristol, Vogel of Castine, Kelley of Lewiston, Thornton of Ashton, Cain of Clinton, Skidmore of Liberty.

PENSIONS—Senators McFadden, Plummer and Hodgdon; Representatives Carleton of Winthrop, Kneeland of Searsport, Moulton of Bowdoinham, Hurd of North Berwick, Russ of Woodstock, Cramer of Washington, Haskell of Lewiston.

INSANE HOSPITAL—Senators Prince, Fernald and Adams; Representatives Dearborn of Parsonsfield, Purinton of Gorham, Porter of Bangor, Merritt of Columbia, Lowe of Portland, Sanborn of Webster, Libby of South Berwick.

REFORM SCHOOL—Senators Fernald, Pierce and Bryant; Representatives Bennett of Hollis, Hill of Belfast, Lowrd of Plymouth, Putnam of Dixfield, Burrill of Ellsworth, Jackson of Jefferson, Clark of Gray.

STATE PRISON—Senators Buck, Stearns and Burns; Representatives Sutherland of Biddeford, Briggs of Harrison, Frederick of Winterport, Andrews of Norway, Foster of Oakland, Shaw of Bath, White of East Machias.

PUBLIC BUILDINGS AND GROUNDS—Senators Vickery, Fernald and Titcomb; Representatives Putnam of Dixfield, Farnsworth of Pembroke, Phoenix of Alfred, Carson of Mt. Vernon, Irving of Caribou, Hurd of North Berwick, Plummer of Portland.

LIBRARY—Senators Wilson, Weeks and White; Representatives Foster of Oakland, Dunn of Orono, Cordwell of Westbrook, Fuller of Auburn, Scammon of Franklin, Weymouth of Biddeford, Sutherland of Biddeford.

UNIVERSITY OF MAINE—Senators Burleigh, Prince and Alden; Representatives Dunn of Orono, Boyd of Linneus, Farnsworth of Beddington, Stevens of Bluehill, Little of Monmouth, Smith of Waterboro, Libby of Burnham.

MINES AND MINING—Senators Staples of Knox, Morrison and Murchie; Representatives Dodge of Brooklin, Libby of South Berwick, Minot of Phippsburg, Sabourin of Lewiston, Hoxie of Fairfield, Cook of Vassalboro, Tornquist of New Sweden.

LABOR—Senators Rankin, Macfarlane and Pierce; Representatives McDougall of Boothbay, Sturgis of Standish, Lawrence of Gardiner, Greene of Madison,

Mayo of Foxcroft, Kaler of Scarborough, Ballard of Fryeburg.

TEMPERANCE—Senators Stearns, Dudley and Titcomb; Representatives Kelley of Lewiston, Fuller of Kennebunk, Sprague of Easton, Tufts of Kingsfield, Phoenix of Alfred, Ross of Lincolnville, Cain of Clinton.

TAXATION—Senators Hodsdon, Fernald and McFadden; Representatives Gardner of Patten, Bodwell of Hallowell, Pettingill of Rumford, Trickey of Cumberland, Allen of Sanford, Pattangall of Machias, Farnsworth of Pembroke.

Joint Select Committees.

GOVERNOR'S MESSAGE—Senators Virgin, Weeks and Vickery; Representatives Plummer of Portland, Fellows of Bucksport, Bird of Rockland, Phoenix of Alfred, Andrews of Norway, Parkhurst of Bangor, Eaton of Calais.

MAINE STATE YEAR BOOK—Senators Wilson, Rankin and Buck; Representatives Smith of Waterboro, Lowd of Plymouth, Merritt of Columbia, Laliberte of Fort Kent, Allan of Portland, Somes of Eden, Hix of Rockland.

Joint Special Committees.

LEGISLATIVE APPORTIONMENT—Senators Virgin, Prince, White, Whitehouse, Buck, Macfarlane and Dudley; Representatives Webb of Portland, Pettingill of Rumford, Minot of Phippsburg, Parkhurst of Bangor, Andrews of Rockport, Harris of Auburn, Williams of Sangerville, Brackett of Phillips, Dobson of Pittsfield, Somes of Eden, Irving of Caribou, White of East Machias, McDougall of Boothbay, Hill of Belfast, Dudley of Augusta, Noyes of Berwick.

COUNCILLOR APPORTIONMENT—Senators Bryant, Jones, Vickery, Morrison, Staples of Cumberland, Murchie and Pierce; Representatives Libby of Mechanic Falls, Fellows of Bucksport, Plummer of Portland, Bird of Rockland, Gammon of Jay, Page of Skowhegan, Harvey of Atkinson, Andrews of Norway, Shaw of Bath, Pratt of Veazie, Thornton of Ashton, Farnsworth of Pembroke, Jackson of Jefferson, Libby of Burnham, Little of Monmouth, Dearborn of Parsonsfield.

Standing Committees of the Senate.

BILLS IN THE SECOND READING—Senators Titcomb, Fernald, Whitehouse, Vickery, Hodsdon, Rankin, Staples of Cumberland, Libby, Stearns, Jones, Wilson, Prince.

ENGROSSED BILLS—Senators Bryant, Pierce, Murchie, Morrison, McFadden, Plummer, Buck, Noble, Dudley, Macfarlane, Staples of Knox, Alden.

SENATORIAL VOTE—Senators Plummer, McFadden, Rankin, Stearns, Noble, Murchie, Staples of Knox.

Standing Committees of the House.

WAYS AND MEANS—Representatives Dudley of Augusta, Davis of Waterville,

Dobson of Pittsfield, Minot of Phippsburg, Boyd of Linneus, Little of Lewiston, Frederick of Winterport.

LEAVE OF ABSENCE—Representatives Wilson of Brunswick, Crosby of Littleton, Russ of Woodstock, Leathers of Hermon, Boothby of Leeds, Thomas of Hampden, McNamara of Thomaston.

RULES AND BUSINESS OF THE HOUSE—Representatives Chase of Portland, Parkhurst of Bangor, Gardner of Patten, the Speaker.

BILLS IN THE THIRD READING—Representatives Gilmore of Turner, Young of St. George, Briggs of Harrison, Stevens of Bluehill, Little of Monmouth, Walter of Waldoboro, Skidmore of Liberty.

ENGROSSED BILLS—Representatives Sargent of Portland, Thompson of China, Brewster of Lisbon, Farnsworth of Beddington, Staples of York, Hill of Exeter, Gooding of Yarmouth.

ELECTIONS—Representatives Dunn of Orono, Putnam of Holden, Haskell of Windham, Weatherbee of Lincoln, Walker of Starks, White of Naples, Littlehale of Union.

On motion of Mr. Carleton of Winthrop, the remonstrance of Harvey D. Eaton against the claim of Cyrus W. Davis to a seat in the House, was taken from the table, on further motion by the same gentleman the remonstrance was referred to the committee on elections.

Mr. Webb of Portland, presented a bill, an act to authorize the Board of Trade of Portland to establish a committee on inspection of produce and inspectors of produce at the port of Portland, and moved a suspension of the rules and that the bill receive its three readings at the present time.

The motion was agreed to, the bill was read three times and was passed to be engrossed.

Bills, petitions, etc., presented and referred:

Railroads, Telegraphs and Expresses.

An act to incorporate the Wiscasset, Waterville and Farmington Railroad Company.

An act to extend the charter of the Franklin and Somerset Railway Company.

An act to extend the charter of the Waterville and Wiscasset Railway Company.

Education.

Resolve in favor of Gould Academy of Bethel, Me., with statement of facts.

Judiciary.

An act to amend the charter of the Livermore Falls Light and Power Company.

Petition of the members of the Oxford county bar asking for a change in the time of holding its terms of courts and for the abolishment of its May term, with accompanying bill.

Interior Waters.

Petition for the improvement of Pleasant River in the towns of Mason and Bethel.

By Mr. Carleton of Winthrop,

Ordered, That the committee on the judiciary be ordered to inquire into the necessity of amending the Revised Statutes so as to provide an adequate penalty for kidnapping, and report by bill or otherwise.

The Speaker joined, on the part of the House, to the Senate committee to consider the Governor's message and report a reference of its several subjects to appropriate committees, Messrs. Plummer of Portland, Fellows of Bucksport, Bird of Rockland, Phoenix of Alfred, Andrews of Norway, Parkhurst of Bangor, and Eaton of Calais.

A communication was received from the Senate proposing a joint convention of the two branches of the Legislature forthwith in Representatives' hall, for the purpose of electing a secretary of State, State treasurer, attorney general, State assessor, State printer, State binder and seven Executive Councillors.

On motion of Mr. Hickey of Rockland, the House concurred in the proposition and the clerk was charged with and conveyed a message to the Senate to that effect.

Thereupon the Senate came in and a convention was formed.

In Convention.

On motion of Senator Jones, Messrs. Jones of Penobscot, Libby of Kennebec, Wells of Vinalhoven, Bennett of Hollis, Mead of Bridgton, Farrell of Van Buren and Clark of Gray, were appointed a committee to receive, sort and count votes for a secretary of State.

Having attended to the duty assigned it, Senator Jones from the committee, reported:

Whole number of votes,	142
Necessary for a choice,	72
Byron Boyd had	125
Thomas J. Goodwin had	18

The report was accepted and Hon. Byron Boyd was declared duly elected secretary of State for the current political years of 1901 and 1902.

On motion of Senator Adams, Messrs. Adams of Penobscot, Alden of Kennebec, Beal of Bangor, Moulton of Bowdoinham, Hodgkins of Lamoine, Ballard of Fryeburg, and Adams of LaGrange, were appointed a committee to receive, sort and count votes for a State treasurer.

Having attended to the duty assigned it, Senator Adams from the committee, reported:

Whole number of votes,	135
Necessary for a choice,	68
Oramandal Smith had	118
Charles R. Tupper had	17

The report was accepted and Hon. Oramandal Smith was declared duly elected State treasurer for the current political years of 1901 and 1902.

On motion of Senator White, Messrs. White of Androscoggin, Noble of Franklin, Chase of Portland, Haskell of Windham, Brewster of Lisbon, Putnam of Houlton, and Foster of Oakland, were appointed a committee to receive, sort and count votes for attorney general.

Having attended to the duty assigned it, Senator White, from the committee, reported:

Whole number of votes,	138
Necessary for a choice,	70
George M. Seiders had	122
Melville P. Frank had	16

The report was accepted and Hon. George M. Seiders was declared duly elected attorney general for the current political years of 1901 and 1902.

On motion of Senator Burns, Messrs. Burns of Cumberland, Bryant of Somerset, Pratt of Veazie, Walker of Starks, Hill of Belfast, Dearborn of Parsonfield, and Dunn of Orono, were appointed a committee to receive, sort and count votes for State assessor.

Having attended to the duty assigned it, Senator Burns, from the committee, reported:

Whole number of votes,	121
Necessary for a choice,	62
F. M. Simpson had	121

The report was accepted and Hon. F. M. Simpson was declared duly elected State assessor for six years.

On motion of Senator Hodsdon, Messrs. Hodsdon of Cumberland, Rankin of York, Fuller of Kennebunk, Shaw of Bath, Fuller of Auburn, Irving of Caribou, and Trickey of Cumberland, were appointed a committee to receive, sort and count votes for State printer.

Having attended to the duty assigned it, Senator Hodsdon, from the committee, reported:

Whole number of votes,	119
Necessary for a choice,	60
Clarence B. Burleigh had	102
Fred W. Plaisted had	17

The report was accepted and Hon. Clarence B. Burleigh was declared duly elected State printer for the current political years of 1901 and 1902.

On motion of Senator Fernald, Messrs. Fernald of Androscoggin, Morrison of York, Coffin of Freeport, Sabourin of Lewiston, Crosby of Littleton, Sanborn of Webster and McNamara of Thomaston, were appointed a committee to receive, sort and count votes for a State binder.

Having attended to the duty assigned it, Senator Fernald, from the committee, reported:

Whole number of votes,	100
Necessary for a choice,	51
H. E. Smith had	89
W. W. Kelley had	11

The report was accepted and Hon. H. E. Smith was declared duly elected State binder for the current political years of 1901 and 1902.

On motion of Senator Pierce, Messrs. Pierce of Waldo, Staples of Cumberland, Libby of Poland, Allen of Sanford, Hill of Exeter, Powers of Fort Fairfield, and Purinton of Gorham, were appointed a committee to receive, sort and count votes for seven Executive Councillors.

Having attended to the duty assigned it, Senator Pierce, from the committee, reported:

Whole number of votes,	110
Necessary for a choice,	55
Charles H. Prescott had	97
Charles Sumner Cook had	97
M. C. Wedgewood had	97
Wm. T. Haines had	97
Edward E. Chase had	97
Henry W. Mayo had	97
Don A. H. Powers had	97

The report was accepted, and the above named gentlemen were declared duly elected Executive Councillors for the current political years of 1901 and 1902.

On motion of Senator Murchie of Washington, the secretary of the convention was directed to inform Hon. Byron Boyd of his election as secretary of State, Hon. Oramandal Smith of his election as State treasurer, Hon. George M. Seiders of his election as attorney general, Hon. F. M. Simpson of his election as State assessor, Hon. C. B. Burleigh of his election as State printer, Hon. H. E. Smith of his election as State binder, and the Hons. Charles H. Prescott, Charles Sumner Cook, M. C. Wedgewood, Wm. T. Haines, Edward E. Chase, Henry W. Mayo, Don A. H. Powers, of their election as Executive Councillors.

The secretary subsequently reported that he had discharged the duty assigned to him.

On motion of Senator Whitehouse of Sagadahoc, that gentleman was directed to inform the Councillors-elect that the two branches of the Legislature were assembled in Representatives' hall ready to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Senator Whitehouse subsequently reported that he had performed the duty assigned him, and that the Councillors were pleased to say that they would attend upon the convention for the purpose indicated.

Thereupon the Councillors came in and took and subscribed the oaths necessary to qualify them to enter upon the discharge of their official duties.

On motion of Senator Wilson of Washington, the secretary of the con-

vention was charged with and conveyed a message to the Governor informing him of the election of the various State officers.

The object of the convention having been accomplished, the Senate retired.

In the House.

PASSED TO BE ENACTED.

An act to authorize the Board of Trade of Portland to establish a committee on inspection of produce and inspectors of produce at the port of Portland.

A Senate order was received.

Ordered, The House concurring, that when the Senate and House adjourn they adjourn to meet on Tuesday, Jan. 8, at 4 o'clock P. M.

The order received a passage in concurrence.

On motion of Mr. Pettingill of Rumford,

Adjourned.