

# MAINE STATE LEGISLATURE

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# LEGISLATIVE RECORD

OF THE

# Seventieth Legislature

OF THE

# STATE OF MAINE.

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1901.

**HOUSE.**

Thursday, Jan. 24.

Prayer by Rev. Mr. Plummer of Lowell.

Papers from the Senate disposed of in concurrence.

The following petitions, bills, etc., were presented and referred:

**JUDICIARY.**

By Mr. Knowlton of Farmington—Remonstrance of C. Fenderson and 16 others, citizens of Wilton in Franklin County, against extending the jurisdiction of the Rumford Falls Municipal Court of the town of Rumford in the county of Oxford, over any part of the territory of said county of Franklin.

By Mr. Hill of Belfast—Bill, An act concerning veterinary surgeons.

By Mr. Randall of Portland—Bill, An act to reorganize the fire department of the city of Portland.

Also bill, An act conferring additional powers upon the Portland Gas Light Company.

By Mr. Carleton of Winthrop—Bill, An act relating to actions for libel.

By Mr. Chase of Portland—Bill, An act to amend the charter of the city of Portland.

By Mr. Hix of Rockland—Bill, An act to authorize the city of Rockland to control the brooks and streams therein to prevent pollution of same and to better protect public health.

**LEGAL AFFAIRS.**

By Mr. Little of Monmouth—Bill, An act to make valid the doings of the annual March town meeting of Monmouth, 1900.

By Mr. Haskell of Windham—Bill, An act relating to the sale of real estate for taxes.

**EDUCATION.**

By Mr. Ballard of Fryeburg—Petition of the trustees of Fryeburg Academy for an appropriation for said academy.

Also petition of E. E. Hastings and 60 others asking that State aid to academies be continued.

Also resolve in favor of Fryeburg Academy with statement of facts.

By Mr. Dillingham of St. Albans—Resolve in favor of Hartland Academy with statement of facts.

**MERCANTILE AFFAIRS AND INSURANCE.**

By Mr. Farnsworth of Pembroke—Bill, An act additional to chapter 49 of the Revised Statutes.

**BANKS AND BANKING.**

By Mr. Dudley of Augusta—Bill, An act to incorporate the New England Trust Company of Maine.

**MILITARY AFFAIRS.**

By Mr. Knowlton of Farmington—Resolve in favor of Charles H. Burbank.

**WAYS AND BRIDGES.**

By Mr. Farnsworth of Pembroke—Petition of John S. Bridges and 40 others asking for aid in constructing bridge in the town of Meddybemps.

By Mr. Sprague of Easton—Petition of Geo. H. Smith and 113 others for bridge across the Aroostook river at Washburn.

Also petition of James Mahany and 61 others in regard to roads.

**INLAND FISHERIES AND GAME.**

By Mr. Farnsworth of Beddington—Petition of Frank C. Nash and 31 others, citizens of the town of Cherryfield, asking that the law enacted in 1899, permitting September hunting, be repealed.

By Mr. Webb of Portland—Bill, An act relating to the close time for game birds and to prohibit the sale of woodcock.

By Mr. Hill of Belfast—Resolve in favor of William J. Matthews of Searsport.

**COUNTIES.**

By Mr. Knowles of Farmington—Remonstrances of Luther Hutchinson and 33 others against the setting off from the county of Franklin, to the county of Oxford, any territory; of James Morrison and 22 others, citizens of Franklin county, town of Madrid and vicinity; of S. G. Haley and 33 others, citizens of Phillips in the county of Franklin; of Geo. D. Clark and 30 others, residents of New Vineyard in Franklin county; of E. M. Gile and 16 others, residents of Franklin county—all against the same.

**TOWNS.**

By Mr. Brackett of Phillips—Petition of James S. Merchant and 14 others for the repeal of the organization of Perkins Plantation.

**INDIAN AFFAIRS.**

By Mr. Carr of Oldtown—Petition of Mitchell Attian and 53 others, members of the Penobscot tribe of Indians, asking for an increase in appropriation for police.

Also petition of Mitchell Attian and 50 others, members of Penobscot tribe of Indians, asking for an appropriation for building an engine and watch house.

Also petition of Mitchell Attian and 47 others, members of the Penobscot tribe of Indians, asking for exemption from guide license fee.

Also resolve making appropriation for the Penobscot tribe of Indians, with accompanying petition.

**TAXATION.**

By Mr. Farnsworth of Pembroke—Bill, An act to amend section 69 of the Revised Statutes as amended by chapter 56 of the Public Laws of 1895 relating to the taxation of lands not liable to be assessed in any town.

**ORDERS.**

On motion by Webb of Portland, Ordered, The Senate concurring, that the sum of \$20 be allowed the joint committee on legislative apportionment for expenses of a stenographer.

On motion by Mr. Parkhurst of Bangor,

Ordered, That 300 extra copies of bill, An act to incorporate the West Branch Driving and Reservoir Dam Company, be printed for the use of the House.

Mr. SWETT of Kittery: Mr. Speaker, I move a suspension of the rules and that this resolve be given an immediate passage: "Resolve relating to the removal of Henderson's Point in Piscataqua river."

I will explain why I desire this. There is a bill pending before Congress in regard to appropriations for rivers and harbors. At the Kittery navy yard, we have a dry dock, which is under construction, 700 feet long, which is costing over a million

dollars. We have one of the best harbors in the United States. There is in that harbor a point which is called Henderson's Point. It projects out into the narrows of our channel some 300 feet, and we want to get a portion of the river and harbor appropriation, if that bill passes, to relieve this objective point. The tide waters strike in on the side, pass over the narrows and make a very strong current. Our large shipping, our naval, our merchant vessels, have to be very careful in making that point in order that they may not strike on the other side on account of the current. Now, then, if this objective point is taken off, we have a perfect channel. Any ship in the world can enter our waters, run an anchor in our harbor at low water and be perfectly safe, whereas now they pass around this point making 65 degrees, in and out. Taking this point off it makes a clear channel to our dry dock. This dock is not only for the government alone but it is for the interests of this State, and I may say for the interest of the world. Foreign nations may at some time have some of their vessels stranded and have to utilize our dry dock for repairs.

Now the object of this resolution is to urge upon our representatives and senators in Congress the passage of an appropriation for Kittery navy yard for the purpose of relieving this objective point. The State of Maine has its manufactures, its railroads, its sea coast, its inland fisheries and hunting, and if we get this bill through Congress for this appropriation there will be no State in the Union which will excel the State of Maine in its industries. We have got the best harbor, we will have one of the best dry docks that the world can show. When you vote upon this matter I hope you will make it unanimous. It is not costing the State of Maine anything, it is simply urging our legislators at Washington to use their influence in favor of this act and this appropriation. I move that this resolve be passed to be engrossed under a suspension of the rules.

The SPEAKER: The Chair desires to inform the gentleman that there is now upon the Speaker's desk the same resolve which has been passed by the Senate, and if the gentleman will withdraw his resolve and make his motion on the one that comes from the Senate, he will facilitate his purpose. They are precisely alike.

Mr. SWETT: Then I will withdraw my motion and move a concurrence with the Senate.

The Senate resolve then received its two several readings and was passed to be engrossed under a suspension of the rules.

#### REPORTS OF COMMITTEES.

Mr. Libby, from the committee on legal affairs, on bill, an act in relation to supplying the municipal court of the city of Biddeford, with dockets and blanks, reported that the same be referred to the York county delegation.

Mr. Fuller, from the committee on banks and banking, on petition of C. M. Sawyer and 29 others, praying for the passage of a law regarding uniformity of negotiable instruments, reported that the petition be referred to the committee on judiciary.

Mr. Fuller, from the committee on banks and banking, on bill an act to amend chapter 258 of the Public Laws of 1893, as amended by Chapter 130 of the Public Laws of 1895, relating to the taxation of savings banks, reported a recommendation that a reduction of one-fourth of one per cent. in the rate of taxation be granted, but as the whole matter of taxation is being considered by the committee on taxation the committee would recommend that the matter be referred to that committee.

Mr. Parkhurst, from the committee on judiciary, reported ought not to pass on bill, an act to amend Section 60 of Chapter 27 of the Revised Statutes, as amended by Chapter 317 of the Public Laws of 1897, relating to intoxicating liquors.

Mr. Carleton, from same committee, reported ought not to pass on bill, an act additional to Chapter 64 of the Revised Statutes, relating to executors and administrators.

Mr. Vogell, from the committee on towns, reported leave to withdraw on

petition of Joseph L. Robinson and others, with accompanying act, to divide the town of Windham in the county of Cumberland, and to fix the names of the respective portions.

Mr. Harris, from committee on judiciary, reported ought to pass on bill, an act to incorporate Leavitt institute in the town of Turner. Printed under joint rule.

Mr. Bird, from the committee on railroads, telegraph and expresses, reported ought to pass on bill an act to extend the charter of the Waldo Street Railway Company. Printed under joint rule.

Mr. Deering, from same committee, reported ought to pass on bill, an act to extend the charter of the Waterville & Wiscasset Railroad Company. Printed under joint rule.

Mr. Deering, from same committee, reported ought to pass on bill, an act to extend the charter of the Franklin, Somerset & Kennebec Railway Company. Printed under joint rule.

Mr. Deering, from same committee, reported ought to pass on bill, an act to incorporate the Wiscasset, Waterville & Farmington Railway Company. Printed under joint rule.

Mr. Little, from same committee, reported ought to pass on bill, an act relating to the charter of the Wiscasset & Quebec Railroad. Printed under joint rule.

Mr. Fuller, from the committee on banks and banking, reported ought to pass on bill, an act to amend the charter of the Lewiston Trust Company. Printed under joint rule.

Mr. Walls, from the committee on military affairs, reported ought to pass on resolve providing for the preservation of regimental rolls in the adjutant general's office. Printed under joint rule.

Mr. Walls, from same committee, reported ought to pass on resolve in relation to extra pay for Maine volunteers in the war with Spain. Printed under joint rule.

Mr. Gammon, from the committee on towns, reported ought to pass on bill, an act to change in part the town line between the towns of Mexico and Rumford in Oxford county. Printed under joint rule.

Mr. Haskell, from same committee, reported ought to pass on resolve in favor of the town of Verona. Printed under joint rule.

#### READ AND ASSIGNED.

An act, to amend an act, entitled an act to provide for printing and distributing ballots at the public expense and to regulate voting for State and city elections.

An act to amend and extend the charter of the Agamenticus Water Company.

An act to amend Section 104, Chapter 11 of the Revised Statutes of Maine.

Resolve providing for the payment to the town of Bethel the amount deducted from said town's proportion of the school fund for the year 1900 on account of an imperfect school return.

#### PASSED TO BE ENGROSSED.

Resolve for the purpose of operating fish hatcheries and feeding stations for fish and for the proper enforcement of the inland fish and game laws.

#### PASSED TO BE ENACTED.

An act relating to the Franklin Real Estate Company.

#### ORDERS OF THE DAY.

Mr. Virgin, from the joint special committee on resolutions on the death of Queen Victoria, to which was referred an order of the Legislature relating to said resolutions, reported a resolve entitled, "Resolve relating to the death of Queen Victoria."

Mr. BENNETT of Hollis: Today the world sits in mourning and it is fitting that we should note the end of the long and illustrious reign of Victoria by giving words to our sorrow and grief at the death of such a great and noble woman. It marks the end of an epoch in the history of the Saxon race that has been magnificent in achievement, world wide in its influence and has wrought mightily for the advancement of Christian civilization and the uplifting of the human race. To Americans, Victoria departs from her throne, not as a monarch, the mighty sweep of whose sceptre commands the obedience of millions in every clime beneath the sun. For the death of such a one,

there would be no responsive sympathy and no grief in the hearts of the people of free and democratic America. But the queenly grace of her pure and noble life, her loyalty to the highest virtues that adorn the womanly character, her patient endurance in times of suffering and grief, her mild and pacific counsels, her dread of war and love of peace have touched the better sentiments of our nature and endeared her to the hearts of this great people. For we recognized in her a wise and prudent ruler and counselor, a kind and gentle mother, a faithful and loving wife, the best and greatest gift of God to man, and when the glories that hover about the throne she has left, have vanished, yea, when thrones and sceptres have passed away and are known no more on earth, the memory of her righteous and exalted life will shine into the hearts of men with a pure and holy light, teaching them to be true. No woman ever had higher ideals; no one ever lived closer to them. Her life was a triumph, her death an immortality. The Queen dies! Victoria lives! She cannot die, for her

"There is no death, the stars go down  
To rise upon some fairer shore,  
And bright in Heaven's jeweled crown  
They shine forevermore."

Mr. Speaker, I move that the resolve be unanimously adopted in concurrence with the Senate. (Applause.)

The motion was agreed to.

Mr. Bennett moved, as a further mark of respect to the memory of Queen Victoria, that the House adjourn.

The motion was agreed to.