

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

OF THE

**Seventieth Legislature**

OF THE

**STATE OF MAINE.**

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**1901.**

**PASSED TO BE ENGROSSED.**

Bill, 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.

Bill, an act to amend and extend the charter of the Agamenticus Water Co.

Resolve in favor of the town of Bethel.

Bill, an act to amend Section 104 of Chapter 11 of the Revised Statutes of Maine, defining the duties of State superintendents of schools.

An act to authorize the Bangor & Aroostook Railroad Co. to purchase the Bangor & Katahdin Iron Works Railroad.

An act relating to the Compressed Air Co. of Massachusetts.

An act to amend the charter of the Strong Water Co.

**PASSED TO BE ENACTED.**

An act to amend the charter of the Rockland, Thomaston & Camden Street Railway Company.

**FINALLY PASSED.**

Resolves authorizing a temporary loan for the year 1901.

**ORDERS OF THE DAY.**

On motion by Mr. White of Androscoggin, bill, an act relative to actions for libel, was taken from the table and referred to the committee on judiciary.

On motion by Mr. Weeks of Somerset, bill, an act to tax all deposits in the savings banks and trust companies of Maine, was taken from the table and referred to the committee on taxation.

On motion by Mr. Virgin of Cumberland, bill, an act in relation to domestic and foreign corporations within this State, and to provide for a revenue therefrom, was taken from the table and referred to the committee on taxation, in concurrence.

On motion by Mr. Stearns of Oxford, the Senate adjourned.

**HOUSE.**

Wednesday, Jan. 30.

Prayer by Rev. Mr. Farnsworth of the House.

Papers from the Senate disposed of in concurrence.

Three petitions for bounty on bears came from the Senate referred to the Committee on Agriculture.

On motion by Mr. Carleton of Winthrop the House non-concurred with the Senate in its reference, and on further motion by the same gentleman the petitions were referred to the Committee on Inland Fisheries and Game.

The following Senate order was received:

Ordered, the House concurring, that the State treasurer furnish to the Senate and House of Representatives as soon as possible a full list containing the names of all owners of wild lands in this State, the approximate number of acres owned by each and the amount of taxes assessed thereon; also the amount of taxes paid by owners for the last year.

On motion by Mr. Pettengill of Rumford the order was laid on the table.

The following Senate order was received:

Ordered, the House concurring, that a committee of three on the part of the Senate with such as the House may join, be appointed to take into consideration the subject of apportioning the State into districts for the choice of members of Congress, and report by bill or otherwise.

The Speaker joined on the part of the House Messrs. Allen of Sanford, Page of Skowhegan, Thompson of Bristol, Boyd of Linneus, Stevens of Bluehill, Loud of Plymouth and McNamara of Thomaston.

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

**JUDICIARY.**

By Mr. Maddocks of Boothbay Harbor—Petition of the Lincoln County Bar Association for the establishment of a municipal court in the county of Lincoln.

By Mr. Staples of York—Petition to incorporate York Beach Village Corporation.

By Mr. Knowlton of Farmington—Petition of Mrs. George C. Purington and 94 others of Farmington and vicinity asking for the right of full and equal suffrage for women.

By Mr. Cushman of Sherman—Petition for equal suffrage without regard to sex.

By Mr. Fuller of Auburn—Petition in favor of women's suffrage by David F. French of Auburn and 110 others.

By Mr. White of East Machias—Petition of citizens of Trescott for change in relation to the April term of the S. J. C. in Washington county.

By Mr. Pike of Lubec—Petition of citizens of Lubec for same.

By Mr. Hinkley of Jonesport—Petition of citizens of Jonesport for same; of citizens of Machiasport for same.

By Mr. White of East Machias—Petitions of citizens of East Machias for same; of citizens of Marshfield for same; of citizens of Whiting for same.

By Mr. Shaw of Bath—Petition of F. J. Matthews and 84 others of Bath for repeal of provisions of Revised Statutes, chapter 27, relating to licenses of innholders and victuallers.

By Mr. Skidmore of Liberty—Petition of Thomas Gaimon and 64 others of Waldo county in favor of bill prohibiting the use of trading stamps.

By Mr. Knowlton of Farmington—Remonstrance of J. C. Tarbox and 114 others, citizens of 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 Franklin county.

By Mr. Carleton of Winthrop—Bill, An act additional to an act to incorporate the Union Gas and Electric Company.

By Mr. Webb of Portland—Bill, An act additional to chapter 51 of the Revised Statutes in relation to railroads.

By Mr. Shaw of Bath—Bill, An act to amend section 5 of chapter 100 of the Public Laws of 1891.

By Mr. Staples of York—Bill, An act to incorporate the York Beach Village Corporation.

By Mr. Maddocks of Boothbay Harbor—Bill, An act to establish the Lincoln Municipal Court.

By Mr. Dillingham of St. Albans—Bill, an act to authorize the Linn Woolen Company to make, generate, sell, distribute and supply gas and electricity.

By Mr. Littlehale of Union—Bill an act to grant a charter to the Union Telephone Company.

By Mr. Hinkley of Jonesport—Bill, an act to incorporate Jonesport Light and Water Company.

By Mr. Kelley of Lewiston—Bill, an act to repeal section 1 of chapter 288 of the Private and Special Laws of 1880, entitled an act to prevent making impure the waters of Androscoggin river within the cities of Lewiston and Auburn.

By Mr. Swett of Kittery—Bill, an act relating to hawkers and peddlers.

#### LEGAL AFFAIRS.

By Mr. Hutchings of Brewer—Petition of the city council of the city of Brewer praying that the Bangor Gas Light Company may be authorized to supply the city of Brewer with gas.

By Mr. Moulton of South Portland—Petition of E. I. Benner and 31 others for an amendment to the charter of the city of South Portland.

By Mr. Libby of Poland—Bill, an act to amend section 2 of chapter 94 of the Revised Statutes, as amended by chapter 74 of Public Laws of 1890, relating to forcible entry and detainer.

By Mr. Moulton of South Portland—Bill, an act amendatory of section 20 of chapter 242 of the Special Laws of 1895 entitled an act to incorporate the city of South Portland.

By Mr. Hutchings of Brewer—Bill, an act to amend and extend the charter of the Bangor Gas Light Company.

By Mr. Sutherland of Biddeford—Bill, an act to amend section 8 of chapter 24 of the Revised Statutes as amended by chapter 326 of the Public Laws of 1897, relating to soldiers and sailors.

By Mr. Littlehale of Union—Bill, an act authorizing the sale of the property of the Methodist Episcopal church of the town of Union.

By Mr. Pattangall of Machias—Bill, an act to amend section 49 of chapter 42 of the Public Laws of 1899 relating to the duties and powers of game wardens.

By Mr. Foster of Oakland—Bill, an act to prevent offering special inducements for traveling on the Lord's day.

By Mr. Bennett of Hollis—Bill, an act to secure the preservation of the testimony given in trials for murder, etc.

By Mr. Fay of Dexter—Bill, an act for the detection of criminals.

By Mr. Peabody of Princeton—Bill, an act defining the qualification of judges of municipal and police courts.

By Mr. White of East Machias—Bill, an act to incorporate East Machias Light and Water Co.

By Mr. Kelley of Lewiston—Bill, an act to repeal section 1 of chapter 288 of the Private and Special Laws of 1880, entitled an act to prevent making impure the waters of Androscoggin river within the cities of Lewiston and Auburn.

#### FINANCIAL AFFAIRS.

By Mr. Coffin of Freeport—Resolve in favor of the Freeport Park Association with statement of facts.

By Mr. Webb of Portland—Bill, an act to provide for a board of Pan-American managers.

#### EDUCATION.

By Mr. Fellows of Bucksport—Resolve providing for the payment to the town of Bucksport, the amount deducted from said town's proportion of the school fund for the year 1899 on account of improper school return.

By Mr. Smith of Waterboro—Resolve in favor of Limerick Academy.

By Mr. Fellows of Bucksport—Resolve in favor of the East Maine Conference Seminary.

By Mr. Gilmore of Turner—Resolve in favor of Leavitt Institute.

#### RAILROADS, TELEGRAPHS AND EXPRESSES.

By Mr. Walker of Starks—Petition of Skowhegan and Norridgewock Railway and Power Company for authority to extend its road into the town of Smithfield.

By Mr. Stevens of Bluehill—Bill, an act to extend the charter of the Bluehill and Bucksport Electric Railroad Company.

By Mr. Dudley of Augusta—Bill, an act in relation to disorderly conduct and evasion of fares on street railroads, steamboats and ferries.

By Mr. Webb of Portland—Bill, an act to merge the Knox and Lincoln Railway in the Maine Central Railway Company.

Also bill, an act to authorize the And-

roscooggin Railroad Company to convey its interest in the Androscoggin Railroad to the Maine Central Railroad Company.

By Mr. Dudley of Augusta—Bill, an act to authorize the Augusta, Hallowell and Gardiner Railroad Company to sell or lease its property and franchises.

#### BANKS AND BANKING.

By Mr. Maddocks of Boothbay Harbor—Bill, an act to renew and extend the charter of the Boothbay Harbor Banking Company.

By Mr. Moulton of South Portland—Bill, an act to incorporate the South Portland savings bank.

#### AGRICULTURE.

By Mr. Cook of Vassalboro—Bill, an act to amend section 5 of chapter 58 of the Revised Statutes, as amended by chapter 125 of the Public Laws of 1887, providing for the election of the secretary of the board of agriculture.

#### MILITARY AFFAIRS.

By Mr. Hix of Rockland—Resolve in favor of the city of Rockland, with statement of facts.

#### INTERIOR WATERS.

By Mr. Harvey of Atkinson—Petition of H. J. Bailey of Howland, praying for an amendment to chapter 130 of the Private Laws of 1866 entitled an act to incorporate the Sebec Dam Company.

By Mr. Greene of Madison—Petition of Joseph C. Viles and James W. Perkins, for an act to erect and maintain dams, piers and booms in Sandy stream and its tributaries in Highland and Lexington plantations in Somerset county, and in Gilman pond and stream in said county.

Also bill, an act to erect and maintain dams, piers and booms in Sandy stream and its tributaries in Highland and Lexington plantations in Somerset county, and in Gilman pond and stream in said county.

By Mr. Jackson of Monson—Bill, an act to create a lien for driving logs and lumber under contract with the owner or any other person.

By Mr. Scammon of Franklin—Bill, an act to incorporate the Tunk Pond Water Power Company.

#### WAYS AND BRIDGES.

By Mr. White of East Machias—Petitions of citizens of Edmunds that all highway bridges of 50 feet or more in length and approaches to the same be

built and maintained by the State, and that said bridges be of iron or steel; of citizens of East Machias; of citizens of Dennysville—all for same.

By Mr. Cushman of Sherman—Petitions of C. A. Wren and 45 others for change in the law for repairing highways; of William G. Hersey and 20 others for same.

By Mr. Harvey of Atkinson—Petition of J. P. Dow and 16 others in regard to highways.

By Mr. Boyd of Linneus—Resolve in favor of bridge across Mattawankeag river in the town of Bancroft.

By Mr. Pattangall of Machias—Resolve in favor of the town of Edmunds.

By Mr. Tornquist of New Sweden—Resolve in favor of aid in building a highway bridge across the Aroostook river at Washburn.

#### INLAND FISHERIES AND GAME.

By Mr. Carleton of Winthrop—Petition of L. C. Williams and 12 others, residents of Somerset county, praying for laws regulating fishing in Rowell and Smith ponds and their tributaries located in said county.

Also petition of L. F. Hastings and 7 others, residents of Bethel, praying for laws to regulate fishing in Songo pond.

Also petition of the Unity Fish and Game Protective Association to close Sandy stream and tributaries and the tributaries of Unity pond in the town of Unity, for a term of years.

By Mr. Sanborn of Webster—Petition of J. W. Maxwell and 90 others for an act to regulate fishing in Sabattus pond in Androscoggin county.

By Mr. Gooding of Yarmouth—Remonstrance of S. H. Coombs and 35 others, against the prevention of shooting geese, coots, etc., near salt water.

By Mr. Hinkley of Jonesport—Remonstrance of R. G. Smith and 69 others of Jonesport, relating to shooting of sea birds for food purposes.

By Mr. Littlehale of Union—Bill, an act to prevent fishing in Crawford's pond and its tributaries.

By Mr. Hinney of Jonesport—Bill, an act to amend chapter 15, laws of 1895, relating to herring fisheries in Machias bay.

By Mr. Bradford of Eastport—Remonstrance of D. W. Frost and 23 others against any law prohibiting the shooting or killing of gulls; of Peter N. Dana,

governor of Passamaquoddy tribe of Indians, and 30 others against same.

#### SHORE FISHERIES.

By Mr. Shaw of Bath—Petitions of John W. Ballou and 11 others to so amend the statute laws of the State as to regulate the taking of clams from the flats in the town of West Bath on the shores of New Meadows river; of Z. H. Truefant and 11 others; of Frank A. Small and 24 others; of C. M. Snow and 9 others—all for same.

By Mr. Hinkley of Jonesport—Petition of Geo. W. Smith and 54 others in relation to the act to regulate the herring fisheries in the town of Jonesport; of Daniel C. Beal and 25 others for same.

Also petition of I. M. Bangs and 165 others for amendment to law relating to herring fisheries in Machias bay.

By Mr. Farnsworth of Beddington—Remonstrance of G. A. Hopkins and 39 others against changing the present law regulating the herring fisheries of Narraguagus bay.

By Mr. Pike of Lubec—Remonstrance of B. B. Hamilton and 52 others, against the enactment of any change in the present law relating to the catching of lobsters.

#### COUNTIES.

By Mr. Knowlton of Farmington—Remonstrance of C. T. Coburn and 121 others, citizens of Franklin county, against the setting off from the county of Franklin, to the county of Oxford, any territory.

#### CLAIMS.

By Mr. Peabody of Princeton—Petition asking that the town of Brookton be reimbursed on account of excessive State taxes.

#### PENSIONS.

By Mr. Carson of Mt. Vernon—Resolve in favor of Howard Whittier for increase in State pension.

#### TEMPERANCE.

By Mr. Sprague of Easton—Remonstrance of Fred E. Smith of Easton and 43 others against resubmission.

By Mr. Cushman of Sherman—Remonstrance of Mrs. R. D. Warren and 15 others against same.

#### TAXATION.

By Mr. Morin of Embden—Petition of Eugene Danforth and 24 others of Anson and vicinity praying for a more equitable tax law.

By Mr. Sprague of Easton—Petition of W. H. Rackliff and 100 others to equalize taxation.

By Mr. Little of Monmouth—Petition of E. A. Prescott and 115 others praying that the grange bill for equalization of taxes be enacted into law.

By Mr. Page of Skowhegan—Bill an act to abate taxes on township number 4, range 5, west of the Kennebec river in Somerset county.

#### KNOX COUNTY DELEGATION

By Mr. Walls of Vinalhaven—Petition of D. N. Mortland and 17 others, members of Knox county bar, to establish the salary of the clerk of courts for said county.

Also bill, an act to establish the salary of the clerk of courts for Knox county.

On motion by Mr. Putnam the rules were suspended and that gentleman presented the following petition, and moved its reference to the committee on inland fisheries and game.

Petition of George I. Trickey and 23 others in favor of repealing the law permitting hunting in September.

The motion was agreed to.

On motion by Mr. Foster of Oakland, the vote was reconsidered whereby the bill, relating to the observance of the Lord's day, was referred to the committee on legal affairs, and on further motion by the same gentleman it was referred to the committee on judiciary.

On motion by Mr. Randall of Portland the rules were suspended and that gentleman introduced the following resolve and moved its reference to the committee on military affairs:

Resolve in favor of the city of Portland for reimbursement for money expended on account of war with Spain.

#### ORDERS.

On motion of Mr. Harvey of Atkinson,

Ordered, that the committee on ways and bridges inquire into the expediency of enacting a law whereby all large bridges shall be built and maintained by counties.

On motion of Mr. Andrews of Rockport,

Ordered, that the use of this hall be given the committee on judiciary for a public hearing on bill entitled an act to provide the town of Camden with pure water, at 2 o'clock P. M. on Feb. 20, 1901.

#### REPORTS OF COMMITTEES.

Mr. Chase from the judiciary committee reported ought not to pass on bill, an act to amend section 63, chapter 77, Revised Statutes, relating to the jurisdiction of the superior court for the county of Cumberland.

Mr. Chase from same committee reported ought to pass on bill, an act additional to chapter 333 of the Private and Special Laws of 1897 relating to the United Gas and Electric Company. Printed under joint rule.

Mr. Thompson from the committee on agriculture reported leave to withdraw on petition of Frank A. Bishop and others praying that a bounty be placed on crows.

Mr. Fellows from the committee on legal affairs reported ought to pass on bill an act to amend chapter 134 of the Private and Special Laws of 1895, relating to the charter of the Wiscasset Water Company. Printed under joint rule.

Mr. Wilson from the committee on inland fisheries and game on petition reported a bill entitled an act to prohibit ice fishing in Sabbath Day Lake, situated in New Gloucester, Cumberland county. Printed under joint rule.

#### READ AND ASSIGNED.

An act to open Lambert Lake, Washington county, to ice fishing.

An act to prohibit ice fishing in Bunganot pond situated in Alfred and Lyman, York county.

An act to amend Section 6 of Chapter 267 of the Public Laws of 1893, entitled an act to provide for the printing and distributing of ballot at the public expense, and to regulate voting for State and city elections.

Resolve in favor of roads in the Indian township, Washington county.

#### PASSED TO BE ENGROSSED.

Resolves in relation to extra pay of Maine volunteers in the war with Spain.

An act to build a bridge across the bar between Mt. Desert island Bar island, in the county of Hancock.

An act to amend Section 47 of Chapter 77 of the Revised Statutes in relation to the terms of the supreme judicial court in the county of Oxford.

An act to prohibit ice fishing in Androscoggin pond situated partly or wholly in Kennebec county.

An act to regulate fishing in Branch and Meadow brooks in Thomaston and Rockland.

An act to regulate fishing in Wilson river in Piscataquis county.

An act to authorize the construction of a wharf into the tide waters of Piscataqua river at Kittery.

An act authorizing the construction of a wharf into the tide waters of Penobscot river in Verona, Me.

An act to authorize the construction of a wharf into the tide waters of the Penobscot river in Bucksport.

An act authorizing the construction of a wharf into the tide waters of the Penobscot river in Verona, Me.

An act authorizing the construction of a wharf into the tide waters of the Penobscot river in Bucksport.

An act to authorize the city of Lewiston to issue its bonds to the amount of \$185,000 to pay its bonds now outstanding and maturing in the year 1901.

An act to amend Chapter 295 of the Private and Special Laws of 1895 entitled an act to incorporate the Yarmouth Water Company.

#### ORDERS OF THE DAY.

On motion by Mr. Beal of Bangor, bill, an act to incorporate the Bath Driving and Reservoir Dam Company, and on further motion by the same gentleman it was referred to the committee on interior waters.

On motion by Mr. Carleton of Winthrop, the report of the committee on military affairs relating to regimental rolls was taken from the table, and on further motion by the same gentleman the resolve received its second reading and was passed to be engrossed.

On motion by Mr. Powers of Fort Fairfield, an order relating to the publication of the Maine Reports was taken from the table, and on further motion by the same gentleman it received a passage.

On motion by Mr. Bennett of Hollis, the vote was reconsidered whereby resolve relating to the preservation of regimental rolls was passed to be engrossed, and upon further motion by the same gentleman it was laid upon the table.

On motion by Mr. Merritt of Columbia, Adjourned.