

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventieth Legislature

OF THE

STATE OF MAINE.

1901.

HOUSE.

Friday, Feb. 22.

Prayer by Rev. Mr. Degen of Augusta.

The **SPEAKER**: The chair appoints Mr. Davis of Waterville a member of the committee on ways and means, and a member of the committee on mercantile affairs and insurance, to fill vacancies on those committees.

Papers from the Senate disposed of in concurrence.

The following Senate bills and resolves were read and assigned:

Resolve in favor of the permanent employment of a cataloguer for the Maine State library.

An act to provide for the retirement of commissioned officers of the militia or the National Guard of the State of Maine.

An act prohibiting the taking of shell fish from the shores and flats of Little Whaleboat island in the town of Harpswell.

An act to amend Chapter 104 of the Public Laws of 1899, relating to the salary of the judge of the municipal court of Bath.

On motion of Mr. Minott of Phippsburg, the rules were suspended, the bill received its three several readings and was passed to be engrossed in concurrence.

An act relating to academies came from the Senate amended by Senate Amendment E.

On motion of Mr. Gilmore of Turner, the vote was reconsidered whereby the bill was passed to be engrossed, Senate Amendment E was adopted and the bill was passed to be engrossed as amended.

An act to provide temporarily for the storage of water in the West Branch of the Penobscot river.

On motion of Mr. Beal of Bangor the rules were suspended, the bill received its three several readings and was passed to be engrossed.

A communication was received from C. E. Atwood, inspector of mines, workshops and factories, transmitting an itemized account of expenses connected with his office, in compliance with the Plummer order.

On motion of Mr. Plummer of Portland, the communication was referred to the committee on salaries.

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

JUDICIARY.

By Mr. Allan of Portland—Remonstrance of Granville H. Cloyes and others against the passage of the bill to reorganize the Portland fire department; of J. and E. R. Barbour; of H. S. Melcher Co. and 25 others—all against same.

By Mr. Vogell of Castine—Bill, an act to amend section 63 of chapter 3 of the Revised Statutes, as amended by chapter 334 of the Public Laws of 1885, relating to fish weirs and wharves.

By Mr. Spofford of Deer Isle—Bill, an act relating to and amendatory of chapter 376 of the Special Laws of 1889, entitled An act to incorporate the Crystal Ice Company. (Received under a suspension of the rules.)

LEGAL AFFAIRS.

By Mr. Kelley of Lewiston—Bill, an act to regulate the acceptance of sureties in criminal recognizances.

By Mr. Eaton of Calais—Bill, an act to authorize Geo. H. Hunt to erect and maintain a wharf into the tide waters of the St. Croix river in the town of Robbinston.

EDUCATION.

By Mr. Walker of Starks—Bill, an act to amend section 28 and 35 of chapter 11 of the Revised Statutes, relating to the free high school year.

INTERIOR WATERS.

By Mr. Eaton of Calais—Bill, an act to extend the charter of the St. Croix Water Power Company.

TAXATION.

By Mr. Farnsworth of Pembroke—Petition of C. C. Weston and 12 others of Foxcroft in favor of an increase tax on corporations of the State; of P. W. Farnham and 64 others of Lock's Mills; of L. C. Packard and 16 others of Rockport; of Jos. Tibbits and 28 others of Corinna; of C. H. Reed and 20 others of Gardiner; of Samuel A. Hill and 19 others of Buxton; of Cyrus S. Witham and 8 others of Cumberland county—all for same.

TEMPERANCE.

By Mr. Allan of Portland—Remonstrance of James L. Rackliffe and 23 others, residents of Portland, against resubmission. (Received under a suspension of the rules).

CUMBERLAND COUNTY DELEGATION.

By Mr. Purinton of Gorham—Petition of D. M. Rand and 92 others of Gorham in favor of an open time on deer in Cumberland county during the month of October.

PENOBSCOT COUNTY DELEGATION.

By Mr. Briggs of Hudson—Remonstrance of Geo. H. Smith and 47 others of Corinth against proposition to build a court house in Penobscot county; of F. E. Harvey and 51 others; of H. W. Peakes and 87 others of Charleston—all against same.

ORDERS.

On motion of Mr. Chase of Portland, Ordered, That the clerk of the House prepare and cause to be printed under his supervision 800 copies of the journal of the House for the current session.

On motion of the same gentleman, Ordered, The Senate concurring, that the State treasurer be requested to furnish for the use of the Legislature a statement of the appropriations already made and of those now pending.

Mr. Spofford, from the committee on judiciary, reported ought not to pass on bill, an act concerning veterinary surgeons.

Same gentleman from same committee, reported same on bill, an act to define the powers of trial justices.

Mr. Carleton, from same committee, reported same on bill, an act to amend Section 3 of Chapter 100 of the Public Laws of 1891, relating to forest fires.

Mr. Libby, from the committee on legal affairs, reported ought not to pass on 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 the Androscoggin river within the cities of Lewiston and Auburn.

Mr. Allen, from same committee, reported same on bill, an act to authorize the laying out of a way across the

tide waters of Piscataqua river in Kittery.

Same gentleman from same committee, reported same on bill, an act to amend Chapter 32, Section 4, of the Public Laws of 1899, relating to the repairs of highways.

Mr. Wilson, from the committee on inland fisheries and game, on petition of Fred G. Heald and others relative to taking white perch from Hayden lake in Madison, reported that same be referred to the commissioners of inland fisheries and game, as the subject matter of the petition properly comes under their jurisdiction, by the general law.

Same gentleman from same committee, reported same on petition of M. S. Gordon and others of Vienna and Mt. Vernon, for an act to close the brooks tributary to Flying pond for trout fishing.

Same gentleman from same committee, reported same on petition of M. L. French and others of The Forks, that Mosquito stream, a tributary to Moxie pond, be closed to fishing to low water mark.

Mr. Jones from same committee, reported same on petition of H. M. Stanley and others for a law permitting ice fishing in Berry and Dexter ponds, in Winthrop and Wayne, Kennebec county.

Mr. Little from same committee, reported same on bill an act to prohibit fishing through the ice on Mirror lake, so called, in the town of Newfield.

Mr. Jones from same committee, reported leave to withdraw on petition of LeRoy B. Nason and others for the enactment of a law to prevent the throwing of sawdust and other refuse into the waters of Sebago lake, Cumberland county.

Same gentleman from same committee, reported same on petition of H. M. Stanley and others for the enactment of a law permitting the taking of bait for winter and summer fishing from Jock stream, in Monmouth, Litchfield and Wales, Kennebec county.

Mr. Noyes, from same committee, reported same on petition of A. C. Greenleaf and others for a law permitting the taking of suckers and chevins from Clearwater pond, situated in Farming-

ton and Industry, Franklin, county.

Same gentleman from same committee, reported same on petition of J. C. Spinney and others of Industry, for a law to permit the taking of chevins and suckers from Clearwater pond, Franklin county.

Mr. Brackett, from same committee, reported legislation inexpedient on bill an act to amend Section 18 of Chapter 42 of the Public Laws of 1899 relating to the close time on deer.

Mr. Wilson, from same committee, reported same on order to inquire into the expediency of allowing fishing through the ice under certain restrictions, in the waters of Ellis and McGrath ponds, so called, in Oakland.

Mr. Jackson, from same committee, reported same on order to inquire into the expediency of amending Section 11 of Chapter 42 of the Public Laws of 1899, so that the open season for rough grouse, commonly called partridge, shall be from the first day of October to the first day of December.

Mr. Powers, from the committee on the judiciary, reported ought to pass on bill, an act to authorize the Maine and New Hampshire Granite Company to maintain a tramway across the county road in the town of Jay.

Mr. Allan, from the committee on legal affairs, reported ought to pass on bill, an act amendatory to Section 20 of Chapter 242 of the Special Laws of 1895, entitled an act to incorporate the city of South Portland.

Same gentleman from same committee, on bill, an act to amend Chapter 91 of the Revised Statutes relating to liens, reported ought to pass in new draft bill, an act additional to Chapter 91 of the Revised Statutes relating to liens on wharves and piers.

Mr. Allen from same committee, reported ought to pass in new draft under same title bill an act to authorize the town of York to supply light for public uses.

Mr. Libby from same committee, reported ought to pass in new draft under same title bill, an act to amend an act to incorporate Madison Village Corporation.

Same gentleman from same committee, reported ought to pass on bill, an act to amend Section 2 of

Chapter 406 of the Private and Special Laws of the year 1850, entitled an act creating the Norway Village Corporation.

Mr. Fellows from same committee, reported same on bill, an act to extend the charter of the Bluehill Water Company.

Mr. Bodwell from the committee on financial affairs, reported ought to pass in new draft under same title resolve in favor of the Augusta City Hospital.

Mr. Hix from same committee, reported ought to pass in new draft under same title bill, an act to provide for a board of pan-American managers, of the Pan-American Exposition of 1901, and to defray the expenses thereof.

Mr. Kaler from the committee on railroads, telegraphs and expresses, reported ought to pass in new draft under same title bill, an act to incorporate the Pownal and Yarmouth Railroad Company.

Mr. Fuller from the committee on banks and banking, reported ought to pass on bill, an act to amend Chapter 123 of the Public Laws of 1899, entitled, an act in relation to foreign banking associations and corporations.

Mr. Weymouth from same committee, on report of the bank examiner and the recommendations contained therein, reported ought to pass bill, an act relating to trust and banking companies.

Mr. Lawrence from the committee on interior waters, reported ought to pass in new draft under same title bill, an act to authorize Manley Morrison to erect and maintain booms and piers in the Sebasticook river.

Mr. Brackett from the committee on inland fisheries and game, on petition reported bill, An act to close a portion of Sandy river and certain of its tributaries against fishing.

Mr. Jackson, from same committee, on petition reported bill, an act to close Sandy stream and tributaries, and the tributaries of Unity pond in the town of Unity.

Mr. Wilson, from same committee, on petition reported bill, an act to close

the tributaries of Duck pond in Cumberland county.

Mr. Brackett, from same committee, reported ought to pass on bill, an act to prevent ice fishing in Little Sebago pond in the towns of Gray and Windham.

Same gentleman, from same committee, on bill, an act to amend Section 29 of Chapter 42 of the Public Laws of 1899, known as the fish and game laws, reported ought to pass in new draft an act to amend Section 29 of Chapter 30 of the Revised Statutes as amended by Chapter 42 of the Public Laws of 1898, known as the fish and game laws.

Same gentleman, from same committee, reported ought to pass on bill, an act to regulate fishing in Sabattus pond, in Androscoggin county.

Mr. Cushman, from same committee, reported same on bill, an act to prevent the throwing of sawdust and other mill waste into streams lying wholly, or in part in the towns of Naples and Raymond.

Mr. Jackson, from same committee, reported ought to pass on resolve providing for the screening of Sebago lake.

Mr. Wilson, from same committee, reported same on resolve in favor of William J. Mathews of Searsport, Maine.

Mr. Pike, from the committee on Shore fisheries, reported ought to pass in new draft under same title bill, an act to protect lobsters in the waters adjacent to the shores of the towns of Lubec and Trescott.

Mr. Carleton, from the committee on pensions, reported ought to pass in new draft under same title resolve in favor of Nancy Mayberry of Gray.

Mr. Andrews, from the Oxford county delegation, reported ought to pass on bill, an act to fix the salary of the judge and register of probate, for the county of Oxford.

The reports were accepted, and bills and resolves ordered printed under joint rules.

Mr. Cushman, from the committee on inland fisheries and game, on bill, an act to amend Section 21 of Chapter 42 of the Public Laws of 1899, relating to close time on deer in Androscoggin county, reporting ought to pass in new

draft bill, an act to regulate the taking of deer in Androscoggin county.

Pending acceptance the report was table on motion of Libby of Poland.

READ AND ASSIGNED.

Bill, an act additional to and amendatory of Chapter 625 of the Private and Special Acts of 1893, entitled, an act to establish a board of police of the city of Biddeford, as amended by Chapter 60 of the Private and Special Acts of 1895, entitled an act to amend an act entitled an act to establish a board of police of the city of Biddeford, approved March 28, 1893.

Bill, an act to authorize the construction of a foot bridge over tide waters in Boothbay Harbor.

Bill, an act amendatory of Chapter 33 of the Public Laws of 1899, and Section 6 of Chapter 287 of the Public Laws of 1893, relating to the better protection of sheep.

Bill, an act to grant a charter to the Union Telephone Company.

Bill, an act to establish the Hancock County Railway Company.

Bill, an act to amend the charter of the Northport Grove Camp Meeting Association. House Document No. 189.

Was read once and tabled on motion of Mr. Parkhurst of Bangor.

Resolve in favor of the Maine Insane Hospital.

Resolve in favor of King's Daughters Home of Bangor.

Were severally read once and tomorrow assigned for second reading.

Resolve in favor of Cyrenus B. Downs of Winterport, in the county of Waldo.

Was read once and tabled on motion of Mr. Carleton of Winthrop.

Subsequently on motion of same gentleman, taken from the tabled and tomorrow assigned for second reading.

Resolve in favor of the University of Maine for a central steam heating and power plant.

Was read once, tabled, and Thursday next assigned for its consideration on motion of Mr. Chase of Portland.

PASSED TO BE ENGROSSED.

Bill, an act to amend the charter of the city of Portland.

Resolve in favor of Melinda B. Davis, admx.

FINALLY PASSED.

Resolve in favor of the Central Maine General Hospital.

Resolve in favor of the Maine School for the Deaf.

ORDERS OF THE DAY.

On motion of Mr. Plummer of Portland, bill, an act to provide for returns of telegraph and telephone companies to the State.

Was taken from the table.

On motion of same gentleman, the vote whereby the bill was, February 15, referred to the committee on legal affairs, was reconsidered, and the bill referred in concurrence to the committee on taxation.

On motion of Mr. Fellows of Bucksport, bill, an act for the arrest and apprehension of criminals.

Was taken from the table, read a second time and tomorrow assigned for second reading.

On motion of Mr. Walker of Starks, Adjourned.