

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

8102
Personal



LEGISLATIVE RECORD

OF THE

Seventieth Legislature

OF THE

STATE OF MAINE.

1901.

Legislative Record.

SEVENTIETH LEGISLATURE.

SENATE.

Augusta, Wednesday, Jan. 2d, 1901.

Pursuant to the provisions of the constitution and the laws of the State of Maine, the senators-elect to the Seventieth Legislature convened in the Senate chamber, and were called to order by Kendall M. Dunbar, Secretary of the Senate of 1899.

Prayer was offered by the Rev. Mr. Hayden 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 25 of chapter 2 of the Revised Statutes, I hereby certify that the following are the names and residences of the senators-elect to the Seventieth Legislature, as appears by the report of the Governor and Council, under date of October 30th, 1900, to wit:

FIRST DISTRICT, YORK—Oliver C. Titcomb, Acton; George E. Morrison, Saco; Freeman E. Rankin, Wells.

SECOND DISTRICT, CUMBERLAND—Winburn M. Staples, Bridgton; Harry R. Virgin, Portland; Thurston S. Burns, Westbrook; Joseph Y. Hodsdon, Yarmouth.

THIRD DISTRICT, OXFORD—Charles H. Prince, Buckfield; Joseph F. Stearns, Lovell.

FOURTH DISTRICT, ANDROSCOGGIN—Wallace H. White, Lewiston; Bert M. Fernald, South Portland.

FIFTH DISTRICT, FRANKLIN—Newell P. Noble, Phillips.

SIXTH DISTRICT, SAGADAHOC—Frank C. Whitehouse, Topsham.

SEVENTH DISTRICT, KENNEBEC—Peleg O. Vickery, Augusta; Caleb C. Libby, Pittston; Rutillus Alden, Winthrop.

EIGHTH DISTRICT, SOMERSET—George G. Weeks, Fairfield; Edmund C. Bryant, Pittsfield.

NINTH DISTRICT, PISCATAQUIS—Victor W. Macfarlane, Greenville.

TENTH DISTRICT, PENOBSCOT—James Adams, Bangor; Stanley Plummer, Dexter; Nathaniel M. Jones, Lincoln.

ELEVENTH DISTRICT, LINCOLN—Orrin McFadden, Dresden.

TWELFTH DISTRICT, KNOX—L. M. Staples, Washington.

THIRTEENTH DISTRICT, WALDO—Albert Pierce, Frankfort.

FOURTEENTH DISTRICT, HANCOCK—Hannibal E. Hamlin, Ellsworth; Albert R. Buck, Orland.

FIFTEENTH DISTRICT, WASHINGTON—George A. Murchie, Calais; E. K. Wilson, Cherryfield.

SIXTEENTH DISTRICT, AROOSTOOK—John W. Dudley, Castle Hill Plantation; Albert A. Burleigh, Houlton.

In testimony whereof, I have caused the seal of the State to be hereunto affixed at Augusta, this first day of January, nineteen hundred and one, and of the Independence of the United States of America the one hundred and twenty-fifth.

(Signed) BRYON BOYD,
Secretary of State.

And the roll being called, the following named senators-elect responded to their names:

Messrs. Adams, Alden, Bryant, Burleigh, Burns, Dudley, Fernald, Hamlin, Hodsdon, Jones, Libby, Macfarlane, McFadden, Morrison, Murchie, Noble, Pierce, Plummer, Prince, Kankin, Staples of Cumberland, Staples of Knox, Stearns, Titcomb, Vickery, Virgin, Whitehouse, Wilson, Buck and a quorum of the senators-elect was present.

On motion of Mr. Plummer of Penobscot, that senator-elect was charged with a message to the Governor and Council, informing them that a quorum of the senators-elect to the 70th Legislature is present in the Senate chamber, ready to take and subscribe the oaths of office required by the Constitution to qualify them to enter upon the discharge of their official duties.

Mr. Plummer 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 the 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.

On motion by Mr. White of Androscoggin, that senator and Messrs. Alden of Kennebec, and Buck of Hancock, were appointed a committee to receive, sort and count votes for President of the Senate. The committee performed its duty and reported that Hannibal E. Hamlin had received 27 votes, being the total number of votes cast, whereupon he was declared duly elected as President of the Senate for the years 1901-1902.

Mr. Hamlin was conducted to the chair by Mr. Vickery of Kennebec, and Mr. Pierce of Waldo; and thereupon addressed the Senate as follows:

"Fellow Senators:—I should be lacking in ordinary feeling if I failed to appreciate your kindness in electing me President of the Senate and the full honors which the position brings. I certainly do appreciate your kindness as well as the great honor which you have conferred upon me. The honor seems to me more marked as I recall the distinguished gentlemen who have preceded me and whose record I cannot always expect to equal. My own inexperience in this position is known to you all; and were it not for the fact that I believe you are all my friends and that I can rely upon your leniency, I should hardly venture my acceptance. Trusting, however, that you will believe I shall perform my duties to the best of my ability, and relying upon your kind cooperation and indulgence, I shall assume, with pleasure, the duties of the office.

We are assembled here to legislate for the whole State, and to enact laws equal and just to individuals and corporations, the rich and the poor alike. Let us also not forget at the same time, that we are the servants of the

people, that we hold the interests of the State in trust, and that the people will look to us to see that our duties as trustees are faithfully performed. In the consideration of legislation which apparently will occupy a very large portion of your time at the coming session, I urge you to be guided by principles of sound economy and an earnest desire to equalize the burdens of taxation.

It is difficult to predict how long this session may last. I apprehend it is the wish of you all that we have so speedy an adjournment as may be consistent with the fulfillment of our duties. We must give the matters whatever time may be necessary, but let us not waste time. Let us have full and free discussion, but prompt action. In that way our duties may be well performed within a reasonable time.

Relying upon your wisdom and upon the good judgment which I know you all possess, I hope we shall have an early adjournment; and that when we do adjourn we shall have so conducted ourselves that we shall have kindness and affection for each other, and we shall have the common belief that by our efforts the State has been truly benefited.

Thanking you again, senators, the Chair now awaits the pleasure of the Senate." (Applause.)

On motion of Mr. Whitehouse of Saggadahoc, the Chair appointed that senator, with Messrs. Burleigh of Aroostook, and Staples of Cumberland, a committee to receive, sort and count votes for secretary of the Senate, and the vote being taken, Kendall M. Dunbar received the whole number of votes cast, 28, and was declared duly elected secretary for 1901 and 1902.

On motion by Mr. Virgin of Cumberland, that senator was appointed by the President to conduct the secretary to the Council Chamber for the purpose of taking and subscribing the necessary oaths to qualify him to enter upon the discharge of his official duties.

Having so qualified, Mr. Dunbar entered upon the discharge of his official duties.

On motion by Mr. Adams of Penobscot, that senator, with Messrs. Bryant of Somerset, and Dudley of Aroostook,

were appointed a committee to receive, sort and count votes for assistant secretary of the Senate. On the vote being taken, Walter B. Clark was reported by the committee to have received 29 votes, being all the votes cast, and was declared elected assistant secretary of the Senate. Mr. Clark subsequently took and subscribed to the oaths of office before Abel D. Russell, Esq., authorized by *dedimus protesta-tem*.

On motion of Mr. White of Androscoggin, that senator, with Messrs. Burns of Cumberland, and Libby of Kennebec, were appointed a committee to receive, sort and count votes for messenger; and the vote being taken, Charles H. Lovejoy was found to have received the whole number of votes cast, namely, 26, and was thereupon declared duly elected messenger of the Senate.

On motion of Mr. Hodsdon of Cumberland, that senator, with Messrs. MacFarlane of Piscataquis, and Morrison of York, were appointed a committee to receive, sort and count votes for assistant messenger of the Senate, and a vote being taken, J. F. Ashford was found to have received 26 votes, being all the votes cast, and was declared duly elected assistant messenger of the Senate.

On motion of Mr. Jones of Penobscot, that senator, with Messrs. McFadden of Lincoln, and Murchie of Washington, were appointed a committee to receive, sort and count votes for folder of the Senate, and a vote being taken, A. B. T. Chadbourne was reported by the committee to have received 29 votes, being all the votes cast, and was declared duly elected folder of the Senate.

On motion of Mr. Pierce of Waldo, that senator, with Messrs. Prince of Oxford, and Rankin of York, were appointed a committee to receive, sort and count votes for assistant folder of the Senate; and a vote being taken, W. G. Fuller was found to have received all the votes cast, 23, and was declared duly elected assistant folder of the Senate.

A message was received from the House of Representatives by Mr. Chase

of Portland, conveying the information that the House was organized by the choice of Hon. Joseph H. Manley of Augusta, as Speaker, W. S. Cotton as clerk, and E. M. Thompson as assistant clerk.

On motion of Mr. Buck of Hancock, that senator, with Messrs. Noble of Franklin, and Murchie of Washington, were appointed a committee to receive, sort and count votes for doorkeeper of the Senate, and a vote having been taken, it was found that Stephen D. Lord had received 22 votes, being all the votes cast, and he was duly declared elected doorkeeper of the Senate.

On motion by Mr. Virgin of Cumberland, 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 Hannibal E. Hamlin of Hancock as President, Kendall M. Dunbar as secretary and Walter B. Clark as assistant secretary.

Mr. Virgin subsequently returned and reported that he had discharged the duty imposed upon him.

On motion by Mr. Plummer of Penobscot, it was

Ordered, That a committee of seven be appointed by the President, to whom the returns of votes for senators for the political years of 1901 and 1902 shall be referred for examination and report.

The President thereupon appointed as such committee, Messrs. Plummer of Penobscot, McFadden of Lincoln, Rankin of York, Burns of Cumberland, Noble of Franklin, Murchie of Washington, and Saples of Knox.

On motion of Mr. Fernald of Androscoggin, it was

Ordered, That the returns of votes for Governor given in the several cities, towns and plantations of this State for the political years of 1901 and 1902 be referred to a joint select committee of seven on the part of the Senate, with such as the House may join.

The President thereupon appointed Messrs. Fernald of Androscoggin, Hodsdon of Cumberland, Whitehouse of Sagadahoc, Jones of Penobscot, Hanson of Washington, Prince of Oxford, and Buck of Hancock, as such committee on the part of the Senate.

On motion of Mr. Morrison of York, it was

Ordered, The House concurring, that the joint rules and orders of 1899 be adopted as the rules and orders of this Legislature, until otherwise ordered.

On motion of Mr. Staples of Knox, it was

Ordered, That a postmaster and mail carrier be appointed by the President of the Senate for the use of the Senate, with the same compensation fixed for the postmaster and mail carrier at the last session.

The President appointed as postmaster and mail carrier, Simon A. Holden of Tremont.

On motion by Mr. Stearns of Oxford, it was

Ordered, That the President of the Senate be authorized to appoint two pages for the Senate.

The President appointed Allen Clark of Augusta, and John D. Buck of Orland.

On motion of Mr. Adams of Penobscot, it was

Ordered, That the secretary of the Senate prepare the usual Senate Register, and that 800 copies be printed for the use of the Senate.

On motion of Mr. Vickery of Kennebec, that senator was charged with a message to the Governor and Council, informing the executive department that the Senate is duly organized by the choice of Hon. Hannibal E. Hamlin of Hancock, as President, Kendall M. Dunbar as secretary and Walter B. Clark as assistant secretary.

Mr. Vickery subsequently returned and reported that he had discharged the duty imposed upon him.

On motion of Mr. Whitehouse of Sagadahoc, it was

Ordered, That the secretary of the Senate have printed 150 diagrams of the Senate chamber for the use of the Senate.

On motion by Mr. Fernald of Androscoggin, it was

Ordered, That the secretary of the Senate be directed to furnish to each senator and officer of the Senate one copy of the Kennebec Journal and two other daily papers published in this State, such as each member may select.

On motion of Mr. MacFarlane of Piscataquis, it was

Ordered, That the secretary of the Senate be directed to provide each member and officer of the Senate one copy of the Acts and Resolves of 1899.

On motion of Mr. Rankin of York, it was

Ordered, That the secretary of the Senate be directed to invite the clergymen of Augusta, Hallowell and Gardiner to officiate as chaplains in rotation, during the present session.

On motion by Mr. Staples of Cumberland, it was

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 of the State of Maine, one copy each of Webster's International and Worcester's Unabridged Dictionaries, Lippincott's Pronouncing Gazetteer, and Reed's Rules.

On motion by Mr. Virgin of Cumberland, it was

Ordered, that Edward K. Milliken of Portland, be appointed official reporter of the Senate, with the compensation fixed at the same amount as that of the official reporter at the last session.

On motion by Mr. Virgin of Cumberland, it was

Ordered, the House concurring, that a joint select committee of seven on the part of the Senate, with such as the House may join, be appointed to take into consideration the apportionment of the State for senators and representatives for the present decade, and report by bill as soon as practicable.

The President stated that he would reserve the appointment of such committee.

On motion by Mr. Virgin of Cumberland, it was

Ordered, that a committee of seven on the part of the Senate, with such as the House may join, be appointed for the purpose of making a new arrangement of the councillor districts of the State for the next decade, together with the assignment to each county in said councillor districts.

The President also reserved the appointment of the committee under the foregoing order.

On motion by Mr. McFadden of Lincoln, it was

Ordered, that the rules and orders of 1899 be the rules and orders of the Senate until otherwise ordered.

On motion by Mr. Bryant of Somerset, it was

HOUSE.

Ordered, that the Senate hold one session a day, commencing at 10 o'clock in the forenoon, until otherwise ordered.

The following communications were received from the secretary of State:

To the President of the Senate:

I have the honor to transmit herewith the official returns of the votes cast for senators at the September election, on the 10th day of September, last, in the several cities, towns and plantations of the State.

Very respectfully,

BYRON BOYD,

Secretary of State.

The foregoing, with the senatorial votes, were referred by the President to the committee on senatorial votes.

To the President of the Senate and Speaker of the House:

I have the honor to transmit herewith the official returns and votes for Governor cast at the September election last in the several cities, towns and plantations of the State.

Very respectfully,

BYRON BOYD,

Secretary of State.

Which was read and with the votes for Governor referred to the committee on gubernatorial vote.

The President subsequently announced the members of the committee on gubernatorial vote joined by the House.

On motion by Mr. Macfarlane of Piscataquis, the Senate adjourned.

In Convention of Members-Elect of the House of Representatives.

Augusta, Jan. 2, 1901.

This being the day designated by the constitution of the State for the meeting of the Seventieth Legislature, the members-elect of the House of Representatives assembled in their hall at 10 o'clock A. M., and were called to order by the clerk of the last House.

Prayer by Rev. Mr. Newbert of Augusta.

A communication was received from the Secretary of State transmitting a certified roll of the representatives-elect of the Seventieth Legislature. A call of the roll by the clerk revealed the presence of a quorum, 141 members responding to their names.

On motion of Mr. Parkhurst, Messrs. Parkhurst of Bangor, Cook of Vassalboro, Brackett of Phillips, Brewster of Lisbon, Putnam of Houlton, Eaton of Calais and Kaler of Scarborough, were appointed a committee to wait upon the Governor and inform him of the presence of a quorum of the members-elect of the House of Representatives in Representatives' Hall, and request his attendance to administer to them the oath required by the constitution to enable them to enter upon the discharge of their official duties.

Subsequently Mr. Parkhurst reported that the committee had discharged the duty assigned it, and that his Excellency the Governor was pleased to say that with his Council he would forthwith attend upon the convention for the purpose indicated in the message.

Thereupon the Governor, accompanied by his Council, came in and administered, and the members subscribed, the oaths necessary to qualify them to enter upon the discharge of their official duties.

The Governor and his Council then withdrew.

IN HOUSE OF REPRESENTATIVES.

On motion of Mr. Webb, Messrs. Webb of Portland, Foster of Oakland, Fellows of Bucksport, Irving of Caribou, Tufts of Kingfield, McDougall of Boothbay and White of Naples, were appointed a committee to receive, sort