

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventieth Legislature

OF THE

STATE OF MAINE.



1901.

SENATE.

Augusta, Jan. 30. 1901.

Senate met according to adjournment and was called to order by the President.

Prayer by Rev. Mr. Plummer of Hallowell.

Journal read and approved.

Papers from the House disposed of in concurrence.

On motion by Mr. Virgin of Cumberland—Bill, An act to prohibit the obstruction of the Songo and Clute rivers in the town of Naples in the county of Cumberland, which came from the House referred to the committee on interior waters, was laid on the table to be printed pending its reference to the committee.

Petitions of L. R. Hall of Andover and 33 others for a bounty on bears; of R. S. Taylor of Mexico and 53 others for same; and of J. O. Goodwin of Upton and 32 others for same, came from the House referred to the committee on inland fisheries and game.

Mr. NOBLE of Franklin: Mr. President, In relation to these petitions for a bounty on bears, I will say: Last week a petition came into the House from Oxford county and was referred very properly to the committee on agriculture. The petitioners ask for re-enactment of the former law providing for a bounty on bears. As I understand it, the matter was reconsidered in the House, yesterday morning, and was referred to another committee. I introduced, yesterday, in the Senate, several petitions from residents of Franklin county, praying for a bounty upon bears. Those petitions were referred to the committee on agriculture, very properly. I say very properly, because the committee on agriculture represent the only interest that should be consulted in this matter. Franklin county is one of the great sporting counties of this State, and one of the most beautiful counties in this State, and one which offers every protection to sportsmen. We believe in the propagation and preservation of fish and game; but we have other interests, the farming interests of that county demand that

something be done to prevent the depredations upon their flocks and herds by bears. Now, this may seem a laughing matter to the representatives of our cities and thickly populated portions of the State; but it is no laughing matter to the people of Franklin county, Oxford county and Somerset county. The farming interests all along the border take a deep interest in this matter.

I do not believe that the protection of bears should be considered. I do not believe there are many sportsmen, or any to speak of, who come to the State of Maine simply to hunt bears. I believe we should look out for our agricultural interests represented in these petitions, and for that reason I moved their reference to the committee on agriculture. Mr. President, I move you that we insist on that reference and do not concur with the House in the reference to any other committee.

The question being put on the motion to insist and to non-concur prevailed, and the several petitions were referred to the committee on agriculture.

READ AND ASSIGNED.

Bill, an act to incorporate the trustees of the Leavitt Institute in the town of Turner.

Bill, an act relating to the charter of the Wiscasset and Quebec Railroad.

Bill, an act to extend the charter of the Franklin, Somerset & Kennebec Railway Co.

Bill, an act to extend the charter of the Waterville & Wiscasset Railroad Co.

Bill, an act to incorporate the Wiscasset, Waterville & Farmington Railroad Co.

Bill, an act to extend the charter of the Waldo Street Railway Co.

Bill, an act to amend the charter of the Lewiston Trust and Safe Deposit Co.

Bill, an act to change in part the town line between the towns of Mexico and Rumford in the county of Oxford.

Resolve in favor of the town of Verona.

On motion by Mr. Noble of Franklin, the House having non-concurred with

the Senate in its reference to the committee on agriculture, and having referred to the committee on inland fisheries and game, the Senate insisted on reference to the committee on agriculture of the following:

Petition of James Morrison and 24 others, citizens of Franklin county, for a bounty on bears, together with a statement of facts.

Also petition of G. L. Kempton and 49 others for the same.

Also petition of D. M. Smith and 9 others for same.

The President announced as a committee on the part of the Senate to take into consideration the subject of apportioning the State into districts for the choice of members of Congress Messrs. Vickery of Kennebec, White of Androscoggin, and Burleigh of Aroostook.

A communication was received from the secretary of State transmitting the reports of the State Board of Health for the year 1900; and on motion by Mr. White of Androscoggin, the same was referred to the committee on the judiciary.

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

JUDICIARY.

By Mr. Staples of Knox—Petition of Knox county bar to establish the duties and salary of the reporter of decisions, and to provide for the printing and distribution of reports by the State.

By Mr. Weeks of Somerset—Bill, an act to establish a municipal court in the town of Fairfield.

By Mr. Whitehouse of Sagadahoc—Petition of Rev. J. T. Crosby and 239 others, in favor of women's suffrage.

By Mr. Virgin of Cumberland—Bill, an act to create the Cumberland Trust Company.

By Mr. White of Androscoggin—Bill, an act to authorize telephone, telegraph, electric light, heat or power companies to place their wires under the surface of public ways.

By Mr. Burleigh of Aroostook—Petition for equal suffrage without regard to sex.

LEGAL AFFAIRS.

By Mr. Plummer of Penobscot—Resolve in favor of G. C. Ryan.

FINANCIAL AFFAIRS.

By Mr. Virgin of Cumberland—Statement of facts accompanying resolve for Maine School for the Deaf.

COMMERCE.

By Mr. Wilson of Washington—Bill, an act to authorize Warren Sawyer to build a wharf in tide waters in Milbridge, county of Washington.

BANKS AND BANKING.

By Mr. Fernald of Androscoggin—Bill, an act to amend and extend the charter of the Mechanic Falls Banking and Trust Company.

INTERIOR WATERS.

By Mr. Burleigh of Aroostook—Bill, an act for building of a dam, and maintaining power in the Madawaska River in Stockton plantation, Aroostook county.

By Mr. Jones of Penobscot—Bill, an act to incorporate the Sandy Stream Dam and Improvement Company.

Also, bill, an act to incorporate the Matagamon Manufacturing Company. Also, bill, an act to extend the charter of the Winn Water and Power Company.

Also, bill, an act to amend Chapter 419 of the Private and Special Laws of 1897, as amended by Chapter 155 of the Private and Special Laws of 1899, relating to the Penobscot East Branch Log Driving Association.

Also, remonstrance of the Passadumkeag Boom Company against bill, an act to incorporate the West Branch Driving and Reservoir Dam Company.

INLAND FISHERIES AND GAME.

By Mr. Jones of Penobscot—Petition of T. U. Coe and others asking to amend the law relating to sporting camps.

Mr. Mr. Morrison of York—Remonstrance of Edward W. Dyer and 44 others of Saco, against the prevention of shooting geese, coot, megameese, whistlers and old squaws and other birds.

By Mr. Whitehouse of Sagadahoc—Remonstrance of C. B. Furber and 70 others of Bath, against the prevention of shooting geese, coot, megameese, whistlers, old squaws and other birds.

CLAIMS.

By Mr. Pierce of Waldo—Petition of Matthias A. Cullnan of Belfast, to be reimbursed for expense incurred in care for soldier of Civil War.

TEMPERANCE.

By Mr. Burleigh of Aroostook—Remonstrance against the resubmission of the prohibitory law.

TAXATION.

By Mr. Prince of Oxford—Petition of H. D. Irish and 54 others, citizens of Oxford county, for equalization of taxation, as set forth in what is known as the Granger bill.

By Mr. Alden of Kennebec—Petition of L. C. Herrick and 14 others in favor of equalization of taxation.

By Mr. Fernald of Androscoggin—Petition of A. C. Day and 175 others in favor of equalization of taxation.

By Mr. McFadden of Lincoln—Bill, an act to repeal Chapter 86, Public Laws of 1895, relative to the taxation of vessel property.

SALARIES.

By Mr. Whitehouse of Sagadahoc—Bill, an act to amend Chapter 104 of the Public Laws of 1899.

TABLED FOR PRINTING.

Mr. Burleigh of Aroostook, presented bill, an act in relation to the salaries of justices of the supreme judicial court, and moved its reference to the committee on judiciary, which was passed. The same senator subsequently moved to reconsider the motion to refer the same to the committee on judiciary and further moved that the bill be referred to the committee on salaries, which several motions prevailed.

On motion by Mr. Plummer of Penobscot, the said bill was laid upon the table to be printed pending its reference.

Mr. VIRGIN of Cumberland, presented bill, an act in relation to filing of papers in cases argued before the law court, and said:

Mr. President—I have here an act which was left with me, yesterday, with the request that it be referred to the committee on judiciary, which I might explain before its reference. It provides that in each case argued before the law court,

counsel shall file with the clerk of the district in which the same is heard, three copies of their respective briefs, if printed; and the clerk, at the expense of his county, shall cause the same to be bound in three equal volumes properly paged and indexed and deposited in the respective county law libraries of Augusta, Bangor and Portland. This is accompanied by a vote of approval by the Cumberland County Bar Association; and I wish to say to the Senate that the object of this bill is to provide the means of preserving briefs of counsel in cases argued before the law court, and that it would be of great assistance to counsel in preparing briefs in similar cases, and would save a large amount of research. The expense to the county will be very small, as the number of volumes will be limited during each session; and it only provides for binding a copy of the brief in three counties, and the books, when bound will be deposited in the law library of those counties, namely, in the counties in which the law courts are held.

On motion by Mr. Staples of Knox, the foregoing act was tabled for printing, pending its reference to the committee.

ORDERS.

By Mr. Burleigh of Aroostook—Ordered, that, the House concurring, when the Senate and House adjourn, they adjourn to meet, tomorrow morning, at 8 o'clock.

Mr. BURLEIGH—I wish to state, with reference to this order, that the committee on the University of Maine wishes to announce that the committee will visit the University at Orono, tomorrow, and that a special train will leave at 9 o'clock; and all members of the Senate and House are cordially invited to accompany the committee. A similar order was passed two years ago, I understand.

REPORTS OF COMMITTEES.

Mr. Virgin for the committee on the judiciary, to which was referred bill entitled an act to amend an act creating the Fryeburg Village Fair Corporation, reported same in a new draft under title of an act to amend Section 2 of Chapter 176 of the Private and Special Laws of 1887, entitled an act creating the Fryeburg Village Fair Corporation.

The bill was laid on the table to be printed under the joint rules.

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.