

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

**Seventy-First Legislature**

OF THE

STATE OF MAINE.

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1903.

# Legislative Record.

## SEVENTY-FIRST LEGISLATURE.

### SENATE.

Augusta, Wednesday, Jan. 7, 1903.

Pursuant to the provisions of the constitution and the laws of the State of Maine, the senators-elect to the Seventy-first Legislature convened in the Senate chamber and were called to order by Kendall M. Dunbar, secretary of the Senate of 1901.

Prayer was offered by the Rev. Mr. Hope of Augusta.

The following communication was read by the secretary:

Office of Secretary of State.

State of Maine

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 Seventy-first Legislature, as appears by the reports of the Governor and Council, under dates of October 29 and December 31, 1902.

#### First Senatorial District.

George E. Morrison, Saco; Freeman E. Rankin, Wells; Oliver C. Titcomb, Acton.

#### Second Senatorial District.

Harry R. Virgin, Portland; Thurston S. Burns, Westbrook; Winburn M. Staples, Bridgton; Charles H. Randall, Portland.

#### Third Senatorial District.

John M. Philbrook, Bethel.

#### Fourth Senatorial District.

George C. Wing, Auburn; Walter E. Plummer, Lisbon.

#### Fifth Senatorial District.

George M. Currier, Farmington.

#### Sixth Senatorial District.

John S. Hyde, Bath.

#### Seventh Senatorial District.

Rutillus Alden, Winthrop; C. C. Libby, Pittston; Joseph H. Manley, Augusta.

#### Eighth Senatorial District.

Edmund C. Bryant, Pittsfield; Forrest Goodwin, Skowhegan.

#### Ninth Senatorial District.

Frank E. Guernsey, Dover.

#### Tenth Senatorial District.

Isaiah K. Stetson, Bangor; Halbert P. Gardner, Patten; Amos W. Knowlton, Newburgh.

#### Eleventh Senatorial District.

Luther Maddocks, Boothbay Harbor.

#### Twelfth Senatorial District.

L. M. Staples, Washington.

#### Thirteenth Senatorial District.

Lucius C. Morse, Liberty.

#### Fourteenth Senatorial District.

Albert R. Buck, Orland; Edward S. Clark, Eden.

#### Fifteenth Senatorial District.

Emerson K. Wilson, Cherryfield; Bion M. Pike, Lubec.

#### Sixteenth Senatorial District.

Albert A. Burleigh, Houlton; J. W. Dudley, Castle Hill Pl.; Howard Pierce, Ft. Kent.

In testimony whereof, I have caused the seal of the State to be hereunto affixed at Augusta, this 7th day of January, A. D., nineteen hundred and three, and of the independence of the United States of America the one hundred and twenty-seventh.

(Signed)

BYRON BOYD.

Secretary of State.

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

Messrs. Alden, Bryant, Buck, Burleigh, Burns, Clark, Currier, Dudley, Gardner, Goodwin, Guernsey, Hyde, Knowlton, Libby, Maddocks, Manley, Morrison, Morse, Philbrook, Pierce, Pike, Plummer, Randall, Rankin, Staples of Cumberland, Staples of Knox, Stetson, Titcomb, Virgin, Wilson, Wing. (31) and a quorum of the senators-elect was present.

On motion by Mr. Burns of Cumberland, that senator was charged with a message to the Governor and Council, informing them that a quorum of the Senators-elect of the Seventy-first

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. Burns 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 of Mr. Wilson of Washington, that senators and Messrs. Manley of Kennebec, and Gardner of Penobscot, were appointed a committee to receive, sort and count votes for President of the Senate. The committee performed its duty and reported that Harry R. Virgin had received the total number of votes cast, 29, whereupon he was declared duly elected as President of the Senate for the years 1903-1904.

Mr. Virgin was conducted to the chair by Senators Staples of Cumberland, and Staples of Knox, and thereupon addressed the Senate as follows: Fellow Senators:

I am deeply sensible of the distinction you have conferred upon me in electing me President of the Senate, and I assure you the unanimity of your action is highly gratifying.

I am not unmindful of the high honors that attend the office but, on the contrary, I fully appreciate them. When I used to frequent this chamber thirty-seven years ago, boy-like, I wished some day that I might succeed my father who then occupied this chair. Today, by your kindness, that ambition is gratified; and I wish to tender to you my thanks for that and for the other results of your action.

When I think of the distinguished men who have preceded me in this office I have some misgivings that I may not be able to maintain the high

standard that they have established, but, relying upon your co-operation and craving your indulgence, I shall endeavor upon all occasions, and in every legitimate way to forward the objects for which we are here assembled. We are here to serve not merely the several constituencies, the counties that severally elected us, but the whole State, and the eyes of the entire people of the State are upon us. There will be many matters of public importance, as well as of private interest, come before us; and I bespeak for each that careful and pains-taking consideration that will enable us to do the things that ought to be done and refrain from doing what ought not to be done.

The very prosperous condition of the treasury will invite many calls for the public money, and while we should practice rigid economy, we should not be parsimonious, but should make such wise appropriations of the public funds, with due regard to the public welfare that the highest efficiency of all our public and all our charitable institutions may be maintained according to the ends for which they were founded and in keeping with the demands of the times.

One of the most important, if not the most important matter that will come before us will be the revision of the Statutes, for which provision was made by a preceding Legislature, and the work of the commissioner who was then appointed is completed, and his report will be made to us. I think it will be agreed by all that the laws enacted at this session should be incorporated in the final revision, and that a resolve to that end should be introduced and passed as speedily as possible.

The indications point to the fact that this will be a session of about the average length; and, while we all desire to have a speedy adjournment, we should make haste slowly, so that when the final farewell is said, and the gavel falls for the last time, we can go to our homes with satisfaction, and content with the thought that our duties as legislators have been well and properly performed.

Again thanking you for your kind-

ness, the Chair now awaits the pleasure of the Senate. (Prolonged applause.)

On motion by Mr. Morrison of York, the Chair appointed that senator and Messrs. Maddocks of Lincoln, and Pierce of Aroostook, a committee to receive, sort and count votes for secretary of the Senate. The committee performed its duty and reported that Kendall M. Dunbar had received the whole number of votes cast, 29, whereupon he was declared duly elected secretary of the Senate for the years 1903-1904.

On motion by Mr. Buck of Hancock, that senator was appointed by the President to conduct the secretary-elect 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.

Mr. Buck subsequently reported that he had attended to the duty assigned him, and that Kendall M. Dunbar had, before the Governor and Council, taken and subscribed the necessary oaths to qualify him to enter upon the discharge of his official duties, whereupon, Mr. Dunbar entered upon the discharge of said duties.

On motion by Mr. Dudley of Aroostook, that Senator with Messrs. Clark of Hancock, and Morse of Waldo, were appointed a committee to receive, sort and count votes for assistant secretary of the Senate.

On the vote being taken F. C. Farrington of Augusta, was found to have received the whole number of votes cast, 29 and was declared duly elected as assistant secretary of the Senate.

Mr. Farrington subsequently appeared and took and subscribed the oaths of office before Abel D. Russell, Esq., authorized by *dedimus* protestament.

On motion by Mr. Alden of Kennebec, that senator, with Messrs. Currier of Franklin, and Plummer of Androscoggin, 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, 29 and was thereupon declared duly elected messenger of the Senate.

On motion by Mr. Libby of Kennebec, that senator and Messrs. Burleigh of Aroostook, and Knowlton of Penobscot, were appointed a committee to receive, sort and count votes for assistant mes-

senger, and the vote being taken they reported that J. F. Ashford had received the whole number of votes cast, 29, and he was declared duly elected assistant messenger of the Senate.

On motion by Mr. Bryant of Somerset, that senator with Messrs. Morse of Waldo, and Pike of Washington, were appointed a committee to receive, sort and count votes for folder, and the vote being taken it was found that W. G. Fuller had received the whole number of votes cast, 29, and he was thereupon declared duly elected folder of the Senate.

On motion by Mr. Hyde of Sagadahoc, that senator, with Mrs. Philbrook of Oxford, and Stetson of Penobscot, were appointed a committee to receive, sort and count votes for assistant folder of the Senate, and the vote being taken it was found that John J. Dearborn had received the whole number of votes cast, 29, and he was thereupon declared duly elected assistant folder of the Senate.

On motion by Mr. Rankin of York, that senator with Messrs. Guernsey of Piscataquis, and Wing of Androscoggin, were appointed a committee to receive, sort and count votes for doorkeeper, and the vote being taken, Stephen G. Lord was found to have received the whole number of votes cast, 29, and he was thereupon declared duly elected doorkeeper of the Senate.

On motion by Mr. Manley of Kennebec,

Ordered: That a postmaster and mail carrier be appointed by the President of the Senate, for the use of the Senate, with the compensation fixed at the same amount as that paid to the postmaster and mail carrier at the last Legislature.

The President appointed Thomas A. Anderson of Hartland, as postmaster and mail carrier.

On motion by Mr. Buck of Hancock, Ordered: That the President of the Senate be authorized to appoint two pages for the Senate.

The President appointed S. C. W. Simpson of Portland, and Albert W. Buck of Orland, as pages for the Senate.

On motion by Mr. Titcomb of York, Ordered: That the secretary of the Senate be authorized to procure the ser-

vices of a typewriter-operator during the present session of the Legislature.

A message was received from the House by Mr. Eaton of Calais, conveying the information that the House had organized by the election of O. F. Fellows as Speaker, W. S. Cotton as clerk and E. M. Thompson as assistant clerk.

On motion by Mr. Randall 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. Goodwin of Somerset, that senator was charged with a message to the Governor and Council informing them that the Senate is duly organized by the choice of Hon. Harry R. Virgin of Cumberland, as President; Kendall M. Dunbar as secretary, and Frank G. Farrington as assistant secretary.

Mr. Goodwin subsequently reported that he had discharged the duty imposed upon him.

On motion by Mr. Manley of Kennebec, that senator was charged with a message to the House of Representatives informing them that the Senate is duly organized by the choice of Hon. Harry R. Virgin as President; Kendall M. Dunbar as secretary, and Frank G. Farrington as assistant secretary.

Mr. Manley subsequently reported that he had discharged the duty imposed upon him.

On motion by Mr. Alden of Kennebec, it was

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

On motion by Mr. Guernsey of Piscataquis, it was

Ordered: That the secretary of the Senate prepare and have printed 150 diagrams of the Senate chamber for the use of the Senate.

On motion by Mr. Wilson of Washington, 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 1903-1904 shall be referred for examination and report.

The President thereupon appointed

as such committee the following named senators:

Messrs. Wilson of Washington, Bryant of Somerset, Rankin of York, Dudley of Aroostook, Maddocks of Lincoln, Currier of Franklin, Plummer of Androscoggin.

On motion by Mr. Morrison of York, 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 1903 and 1904 be referred to a joint select committee of seven on the part of the Senate, with such as the House may join.

The President appointed as such committee on the part of the Senate, Messrs. Morrison of York, Buck of Hancock, Libby of Kennebec, Philbrook of Oxford, Stetson of Penobscot, Hyde of Sagadahoc, and Pike of Washington.

On motion by Mr. Burleigh of Aroostook, it was

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

On motion by Mr. Wing of Androscoggin, it was

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

On motion by Mr. Staples of Cumberland, it was

Ordered: That the rules and orders of 1901 be the rules and orders of the Senate until otherwise ordered.

On motion by Mr. Manley of Kennebec, 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, our copies of Freeman's Supplement, one copy each of the Holy Bible, Webster's International and Worcester's Unabridged and Standard Dictionaries, Lippincott's Pronouncing Gazetteer, Reed's Rules, Cushing's Law and Practice of Legislative Assemblies and Century Atlas.

On motion by Mr. Bryant of Somerset, it was

Ordered: That the secretary of State be directed to provide each member and officer of the Senate with a copy of the Acts and Resolves of 1901.

On motion by Mr. Buck of Hancock, it was

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

On motion by Mr. Goodwin of Somerset, it was

Ordered: The House concurring, that the joint rules and orders of 1901-1902, as amended March 22, 1901, be adopted as the joint rules and orders of this Legislature until otherwise ordered.

On motion by Mr. Staples of Knox, it was

Ordered: That the secretary of the Senate be authorized to furnish wrappers and postage stamps for each senator and officer of the Senate, not to exceed ten dollars each, for the purpose of distributing the various reports of the departments of State and such other documents as they may desire to distribute to the citizens of the State.

The following communication was received from the secretary of State:

Office of Secretary of State.

Augusta, January 7, 1903.

To the President of the Senate:

I have the honor to transmit the official returns of votes for senators to the 71st Legislature, given in on the eighth day of September, and December 22nd, 1902, last, in the several cities, town and plantations of the State.

Very respectfully,

Your obedient servant,

BYRON BOYD,

Secretary of State.

and the same was referred to the committee on senatorial vote.

The following communication was received from the secretary of State:

Office of the Secretary of State,

Augusta, January 7th, 1903.

To the President of the Senate:

I have the honor to transmit herewith the official returns of votes for Governor given in on the 8th day of Septem-

ber last, in the several towns, cities and plantations of the State.

Very respectfully,

Your obedient servant,

BYRON BOYD,

Secretary of State.

and the same was referred to the committee on gubernatorial vote.

On motion by Mr. Hyde of Sagadahoc, it was

Voted that the Senate now stand adjourned until tomorrow morning at ten o'clock.

Adjourned.