

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-First Legislature

OF THE

STATE OF MAINE.

1903.

SENATE.

Thursday, February 5, 1903.

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

Prayer by the Rev. Mr. Canham of Hallowell.

Journal of the previous session read and approved.

Papers from the House disposed of in concurrence.

Bill, An Act relating to the franchise, rights and privileges of the Milbridge and Cherryfield Electric Railroad Company. This bill came from the House having been referred to the committee on railroads, telegraphs and expresses. On motion by Mr. Wilson of Washington the bill was tabled for printing pending reference in concurrence.

Bill, An Act to amend Chapter 204 of the private and special laws of 1883 establishing a municipal court in Westbrook. This bill came from the House referred to the committee on Legal Affairs. On motion by Mr. Burns of Cumberland, the bill was tabled for printing pending reference in concurrence.

Bill, An Act for the taxation of stock in corporations. This bill came from the House reported by the committee on taxation that it ought not to pass. Report accepted in concurrence. Mr. Staples of Knox moved that the bill lie upon the table.

Mr. GARDNER of Penobscot: I would urge upon the Senator from Knox that he make an early assignment of the bill.

Mr. STAPLES of Knox: I will amend my motion by adding: "and that it be assigned for Wednesday next."

The motion as amended, prevailed, and the bill was tabled, and Wednesday next assigned for its consideration.

Bill, An Act to amend Chapter 258 of the public laws of 1893 as amended by Chapter 130 of the public laws of 1895 relating to taxation of savings banks, came from the House reported by the committee on taxation, and that it ought to pass. On motion by Mr. Staples of Knox the bill was tabled, and assigned for next Tuesday, pending the acceptance of the report in concurrence.

Read and Assigned.

An Act relating to the Bar Harbor Electric Light Company.

An Act to enlarge the powers of the Berwick, Eliot and York Street Railway.

An Act to confer additional powers upon the Lincoln County Street Railway. On motion by Mr. Maddocks of Lincoln this act was amended by adding Amendment A, as follows Amend House Document No. 25 by striking out in the sixth line thereof the word "Damariscotta." Amendment accepted and bill as amended read and assigned.

An Act to fix the salary of the judge of probate for Hancock county.

An Act to legalize the acts of St. Francis Plantation in the county of Aroostook.

An Act to correct an error in Chapter 79 of the Public Acts of 1899 and to amend Section 2 of Chapter 60 of the Revised Statutes.

The following communication was received from the Secretary of State:

Augusta, Feb. 4, 1903.

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

I have the honor to herewith transmit communication from the National Livestock Association.

Very respectfully,

Your obedient servant,

(Signed) BYRON BOYD,
Secretary of State.

which was referred to the committee on judiciary.

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

Judiciary.

By Mr. Bryant of Somerset, Bill, An Act to amend Chapter 43 of the Public Laws of 1891 relating to the practice of dentistry.

By Mr. Philbrook of Oxford, Bill, An Act additional to the acts which constitute the charter of the trustees of Hebron Academy.

By Mr. Guernsey of Piscataquis, Bill, An Act to incorporate the Brunswick and Williamsburg Water Company.

Education.

By Mr. Libby of Kennebec, Bill, An Act to amend Chapter 89 of the public laws of 1899, relating to the schooling of children in unorganized townships.

By Mr. Buck of Hancock, Resolve in favor of Castine State Normal School, with statement of facts.

Inland Fisheries and Game.

By Mr. Morse of Waldo, Bill, An Act for the protection of deer in the counties of Kennebec, Knox and Waldo.

By Mr. Buck of Hancock, Remonstrance of A. H. Whitmore and others against the screening of Alamoosic Lake in the town of Orland.

Public Charities and State Beneficiaries.

By Mr. Stetson of Penobscot, Resolve in favor of the Bangor Children's Home, with statement of facts.

By Mr. Manley of Kennebec, Petition for Maine Home and School for feeble minded.

Temperance.

By Mr. Titcomb of York, Remonstrance of E. W. Churchill and 32 others of Acton, against re-submission of the prohibitory amendment.

By Mr. Rankin of York, Remonstrance of N. A. Avery and 20 others of Wells against same.

By Mr. Alden of Kennebec: Remonstrance of Rev. A. Edward Kelsey and 110 others of Winthrop against same.

Also: Remonstrance of F. B. Chandler and 34 others of Wayne against same.

By Mr. Burns of Cumberland: Remonstrance of W. M. McLellan and 39 others of Windham against same.

Also: Remonstrance of the Warren Congregational church, W. G. Mason pastor, and of East End W. C. T. U., Westbrook against same.

Also: Remonstrance of North Yarmouth Congregational church, Rev. J. S. Richards pastor, against same.

Also: Remonstrance of the citizens of Casco against same.

Also: Remonstrance of the citizens of Otisfield against same.

Also: Remonstrance of the citizens of Otisfield against same.

Also: Remonstrance of the First Free Baptist church of Portland against same.

By Mr. Randall of Cumberland: Remonstrance of Rev. John Murray Atwood and 168 others against same.

Also: Remonstrance of Alfred

Woodman and 105 others of Portland against same.

By Mr. Pike of Washington: Remonstrance of J. J. Grant and 33 others of Washington county against same.

By Mr. Clark of Hancock: Remonstrance of S. L. Hanscom and 59 others of Eden against same.

Salaries.

By Mr. Buck of Hancock: Bill, An Act in relation to the salary of the county attorney of the county of Hancock.

Orders.

By Mr. Manley of Kennebec: Ordered, That the use of the Senate chamber be granted to the judiciary committee for this afternoon, Thursday, February 5th. The order was passed.

By Mr. Wing of Androscoggin: Ordered, the House concurring, that the committee on the judiciary inquire into the expediency of amending Section 11 of Chapter 68 of the Revised Statutes, relating to the sale and investment of trust estates and report by bill or otherwise.

Reports of Committees.

Mr. Manley, for the committee on the judiciary on bill, An Act to incorporate the Squirrel Village association, reported same in new draft, under same title and that it ought to pass. Report accepted. Bill tabled for printing under joint rules.

Mr. Wing, for the committee on judiciary, on petition of F. E. Spratt and 38 others, remonstrating against the renewal of the charter of the Maine Water and Electric Power company, reported that the petitioners have leave to withdraw as there is no chartered corporation in Maine having the name aforesaid. Report accepted.

Mr. Hyde for the committee on railroads, telegraphs and expresses, on Bill, An Act to authorize the Bangor and Aroostook Railroad company to extend yard tracks across a way in Houlton, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Wilson, for the committee on railroads, telegraphs and expresses, on Bill, An Act to authorize the State

land agent to convey to the Fish River Railroad company rights of way over public lots owned by the State, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Randall, for the committee on railroads, telegraphs and expresses, on Bill, An Act to ratify certain doings of the Eliot Bridge company reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Wilson, for the committee on railroads, telegraphs and expresses, on Bill, An Act relating to location of the Fish River Railroad company, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Titcomb, for the committee on banks and banking, on Bill, An Act to incorporate the Pepperell Trust company, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

The same Senator, for the same committee, on Bill, An Act to incorporate the International Trust and Banking company, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Passed to be Engrossed.

An Act to amend Section 15 of Chapter 15 of the Revised Statutes of Maine, 1883, relating to burying grounds.

An Act to amend Section 24 of Chapter 102, Public Laws of 1891 as amended by Chapter 267 of the Public Laws of 1893, relating to providing for the printing and distributing ballots at the public expense and regulating the voting for State and city elections.

An Act to grant additional powers to the Portsmouth, Kittery and York Street railway.

An Act to amend Section 17 of Chapter 40 of the Revised Statutes, as amended by Chapter 261 of the Public Laws of 1885, and by Chapter 61 of the Public Laws of 1891, relating to migratory fish.

Orders of the Day.

On motion by Mr. Morse of Waldo, the vote whereby the Senate accepted the report of the committee on pensions

on Resolve in favor of Matthias Cullinan of Belfast, ought not to pass, was reconsidered. The pending question being upon the acceptance of the report, the same Senator moved to amend the report on said resolve by striking out the word "not", so that the same shall read 'ought to pass', and the motion to amend prevailed. The report as amended was accepted and under the rules the resolve was referred to the committee on appropriations and financial affairs.

On motion by Mr. Burleigh of Aroostook, Senate Document No. 35, An Act to incorporate the St. John River Dam company, which was tabled for printing pending reference, was taken from the table, and on further motion by the same Senator the bill was referred in concurrence to the committee on interior waters.

At this point Senator Maddocks of Lincoln, was called to the chair, and presided.

Mr. GARDNER of Penobscot: Mr. President, may I inquire if a motion to adjourn would be in order?

The CHAIR: A motion to adjourn is always in order, as the chair understands.

Mr. GARDNER: Are we waiting for anything in particular?

The CHAIR: The President has stepped out for a moment and asked me to occupy the chair.

Mr. GARDNER: There seems to be a matter of alarm that the President has gone out to secure a seat in the House, and is holding us here.

Mr. MANLEY of Kennebec: Mr. President, There is a matter of debate, I understand, taking place in the House in which the Senator from Knox and myself are interested; and I move that the Senate do now adjourn.

The motion was seconded by the Senator from Knox, Mr. Staples.

The question being put, the motion prevailed; and the Senate was declared adjourned to meet on Friday, the 6th day of February, 1903, at ten o'clock A. M.