

# MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

**Seventy-First Legislature**

OF THE

**STATE OF MAINE.**

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1903.

**SENATE.**

Thursday, February 12, 1903.

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

Prayer by the Rev. Mr. Livingston of Augusta.

Journal of the previous session read and approved.

Papers from the House disposed of in concurrence.

On motion by Mr. Goodwin of Somerset, Bill, An Act authorizing the Estes Lumber Company to locate piers and booms in the Kennebec River opposite lands of said company in Solon and Embden, was tabled for printing, pending reference.

At this point Mr. Stetson of Penobscot was called to the chair and presided.

The official bond of Oramandal Smith as State Treasurer was approved by the Senate.

**Read and Assigned.**

An Act to incorporate the Rangeley Water Company.

An Act to amend the charter of the Home for aged men in Portland.

An Act to amend Section 30 of Chapter 450 of the private and special laws of 1893 incorporating the city of Eastport.

An Act to grant additional powers to the Waterville and Oakland Street Railway.

An Act to amend the charter of the Rockland, Thomaston and Camden Street Railway.

An Act to incorporate the Swan Island Telephone and Telegraph Company.

An Act to grant additional powers to the Portland and Brunswick Street Railway.

An Act to authorize the Norway and Paris Street Railway to purchase or lease the property and franchises of the Oxford Light Co.

An Act to amend the charter of the Augusta, Winthrop and Gardiner Railway.

An Act to extend the franchises held by the Wiscasset, Waterville and Farmington Railroad Company.

An Act to amend and extend the charter of the Waldo Street Railway.

An Act to incorporate the Pittsfield trust and banking company.

An Act authorizing and empowering the Springer Lumber Company to erect and maintain piers and booms in the Mattawamkeag river.

An Act to amend Chapter 279 of the private and special laws of 1901, entitled "An Act to incorporate the Mat-tagammon Manufacturing Company.

An Act to amend Chapter 64 of the private and special laws of 1899, as amended by Chapter 472 of the private and special laws of 1901, relating to the Wilson Stream Dam Company.

An Act to extend the charter of the Mattanawcook Manufacturing Company.

An Act to amend Section 10 of Chapter 19 of the Revised Statutes, relating to the law of the road.

An Act to amend Section 84 of Chapter 6 of the Revised Statutes, relating to ways and bridges in unincorporated townships.

An Act to amend Chapter 25 of the private and special laws of 1899, relating to the taking of eels in Bagaduce river, bay and tributaries.

An Act establishing the salary of the County Treasurer of the County of York.

An Act to grant additional powers to the Vickery Realty Company.

Resolve for State pension.

Resolve providing for the preservation of regimental rolls in the Adjutant General's office.

An Act to amend Chapter 100 of the public laws of 1891, entitled "An Act to create a forest commission, and for the protection of forests. On motion by Mr. Clark of Hancock, this bill was laid on the table. Subsequently on motion by the same Senator, the bill was amended by Senate Amendment "A". Strike out the words "said chapter" in the first line of Section One, and insert in lieu thereof, 'Chapter one hundred of the public laws of 1891,' and as amended was read and assigned. Senator Goodwin of Somerset, thereupon suggested that the bill carried an appropriation, raising the salary of the forest commissioner \$200, and that it should go to the committee on appropriations and financial affairs

The PRESIDENT: (in the chair) I think it has been an established procedure to refer all papers carrying an appropriation to the committee on appropriation to the committee on appropriations and financial affairs. It escaped the notice of the chair that this bill carries an appropriation; and, in order that we may be consistent, I will rule that it should go to the committee on appropriations and financial affairs.

Mr. WING of Androscoggin: I move that it lie upon the table.

The PRESIDENT: I rule that motion out of order under the joint rules.

The report having been accepted in concurrence, it must go to the committee on appropriations and financial affairs.

Resolve in favor of the King's Daughters Union of Bangor.

At this point, the President, resumed the chair.

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

#### Judiciary.

By Mr. Randall of Cumberland, Bill, An Act to amend Chapter 86 of the Revised Statutes, relating to trustee process.

By Mr. Guernsey of Piscataquis: Bill, An Act entitled An Act to extend the rights, powers and privileges of the Greenville Water Company.

By Mr. Alden of Kennebec: Bill, An Act to incorporate the Hillside Water Company.

By Mr. Stetson of Penobscot: An Act to extend the time during which the tolls granted to the Bangor Bridge Company shall continue.

#### Legal Affairs.

By Mr. Morse of Waldo: Bill, An Act to incorporate the Liberty Water Company.

#### Education.

By Mr. Burleigh of Aroostook: Resolve in said of St. Joseph's Academy Wallagrass, Maine.

#### Railroads, Telegraphs and Expresses.

By Mr. Burleigh of Aroostook: Bill, An Act to authorize the Bangor and Aroostook Railroad Company, in Aroostook, Piscataquis and Penobscot Counties.

By Mr. Dudley of Aroostook: Bill, An Act relative to the Aroostook Valley Railroad Company.

By Mr. Philbrook, of Oxford: Petition of Fryeburg Electric Light Company.

#### Agriculture.

By Mr. Alden of Kennebec: Petition of Charles T. Pope and J. A. Daggett of Manchester for a law making it a misdemeanor to allow the disease Foul Brood to exist anywhere in this State.

#### Interior Waters.

By Mr. Wilson of Washington: Bill, An Act to incorporate the Narraguagus River Water Company.

By Mr. Gardiner of Penobscot: Remonstrance of Ira B. Gardner and 67 others of Patten against the passage of House Doc. No. 1 entitled An Act to incorporate the West Branch Driving and Reservoir Dam Company.

By Mr. Guernsey of Piscataquis: Remonstrance of W. Knowlton and 250 others against a charter to build dams at the foot of Monson Pond and Spectacle Pond in the town of Monson.

#### Ways and Bridges.

By Mr. Clark of Hancock: Bill, An Act to amend Section 2 of Chapter 20 of the Revised Statutes, relating to ferries.

#### Temperance.

By Mr. Guernsey of Piscataquis: Remonstrance of W. H. Clark and 25 others of Parkman against resubmission.

#### Taxation.

By Mr. Gardner of Penobscot: Bill, An Act relating to the taxation of mortgages.

#### Reports of Committees.

Mr. Wing for the committee on the Judiciary, on Bill, An Act to amend Chapter 485 of the private and special laws of 1901 establishing a municipal court in the town of Skowhegan, reported that same be printed and referred to the Somerset County Delegation. Report accepted.

Mr. Guernsey for the same committee on Bill, An Act to amend Section 41 of Chapter 37 of the Revised Statutes relating to the Supreme Judicial Court,

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 amendatory to Chapter 507 of the private and special laws of 1839, entitled An Act to establish the Dover Municipal Court, as amended by Chapter 96 of the private and special laws of 1899, reported ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Hyde for the committee on Railroads, on Bill, An Act to incorporate the Presque Isle Railroad Company, reported same ought to pass. Bill tabled for printing under the joint rules.

Mr. Wilson, for the same committee, and Bill An Act to amend Section 14 of Chapter 51 of the Revised Statutes relating to width of railroad locations, 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 Kineo Trust Company, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Philbrook for the committee on towns, on Bill, An Act to incorporate the town of Castle Hill in the County of Aroostook, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Stetson for the committee on Mercantile affairs and insurance, on bill, An Act to extend the charter of the Mutual Fire Insurance Company, reported same ought to pass. Report accepted. Bill tabled for printing under the joint rules.

The committee on State lands and state roads, on that portion of the Governor's message relating to state roads, reported bill, An Act to amend Chapter 285 of the public laws of 1901, entitled An Act providing for state roads, and for the improvement thereof, and that it ought to pass. Report accepted. Bill tabled for printing under the joint rules.

Mr. Goodwin, for the committee on the revision of the statutes, on Resolve in relation to the compilation of the fifth revision of the public laws; and appointing a commission therefor, report-

ed ought to pass. Report accepted. Referred to the committee on appropriations and financial affairs.

**Passed to be Engrossed.**

An Act to legalize the doings of the Rumford Falls and Rangeley Lakes Railroad Company.

An Act to legalize the doings of the Portland and Rumford Falls Railway.

An Act to increase the corporate powers of the Newport Light and Power Company.

An Act to authorize the town of Monson to remove the bodies of deceased persons.

An Act to extend the powers of the Katahdin Pulp and Paper Company.

An Act entitled An Act to amend Section 57 of Chapter 38 of the Revised Statutes of Maine relating to the weight of a bushel of beans.

Resolve in favor of Children's Aid Society of Maine.

Resolve providing for a special epidemic or emergency fund.

An Act to extend the charter of the Cumberland Trust Company.

An Act to extend the charter of Camden Trust Company.

An Act to amend Section 35 of Chapter 124 of the Revised Statutes as amended by Chapter 125 of the Public Laws of 1891 relating to transportation of animals.

An Act to amend Chapter 52 of the Public Laws of 1895 relating to the salary of register of probate for the county of Penobscot.

Resolve in favor of Benjamin Smith of Appleton in Knox county.

Resolve in favor of Nellie E. Flanders of Liberty.

**Passed to be Enacted.**

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 the taxation of savings banks.

An Act to amend Section 47 of Chapter 77 of the Revised Statutes relating to the times of holding terms of the Supreme Judicial Court in Knox County.

An Act to establish a street and sewer commission for the city of Bath.

**Orders of the Day.**

On motion by Mr. Dudley of Aroos-

took, the vote whereby the Senate concurred with the House in placing on file the several petitions and remonstrances relating to resubmission hereinafter named, was reconsidered; and on the further motion of the same senator, said following enumerated petitions and remonstrances, were referred to the committee on temperance, namely:

Petition of G. B. Nelson and 14 others in favor of resubmission in New Gloucester.

Petition of Lemuel S. Day and 14 others of New Gloucester, for resubmission.

Resolve of the Kennebunkport Christian Civic League against resubmission.

Remonstrance of Maine State Sunday School Association against resubmission.

Remonstrance of Rev. J. A. Bean and members of the M. E. church of Kennebunkport against resubmission.

Remonstrance of N. S. Mansur and 30 others citizens of Monroe against resubmission.

Remonstrance of Charles H. Carter of Portland, Maine and 42 others against resubmission.

Remonstrance of Rev. J. T. Closson of Lebanon and 49 others against resubmission.

Remonstrance of Rev. A. G. Hill and 45 others of Atkinson against resubmission.

Remonstrance of George A. Mills and 8 others against resubmission.

On motion by Mr. Guernsey of Piscataquis, the Senate adjourned to meet on Friday, February 13, 1903, at ten o'clock A. M.

## HOUSE.

Thursday, Feb. 12, 1903.

Prayer by Rev. Mr. Quimby of Gardiner.

Papers from the Senate disposed of in concurrence.

### Senate Bills on First Reading.

An Act to incorporate the Squirrel Island Village Corporation.

An Act to incorporate the Pepperell Trust Company.

An Act to incorporate the International Trust and Banking Company.

An Act to amend Chapter 145 of the Private and Special Laws of 1895 entitled An Act to incorporate the Winn Water and Power Company.

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

### Judiciary.

By Mr. Allen of Wellington: Petition of L. C. Williams and 26 others of Athens, with bill accompanying, for authority to remove the bodies of deceased persons in the old burying ground in Athens.

By Mr. Pettingill of Rumford: Bill, An Act incorporating the city of Rumford.

Also: Bill, An Act to amend Section 15 of Chapter 132 of the Revised Statutes.

By Mr. Sutherland of Biddeford: Bill, An Act in relation to fees of sheriffs and their deputies.

By Mr. Josselyn of Portland: Bill, An Act relating to the election and term of office of certain members of the board of assessors, board of the overseers of the poor, and female members of the school committee of the city of Portland.

By Mr. Patterson of Industry: Bill, An Act to extend the charter of the Strong Water Company.

By Mr. Potter of Brunswick: Petition and bill to amend act creating Brunswick Municipal Court.

### Legal Affairs.

By Mr. Clarke of Nobleboro: Petition of L. H. Chapman and 91 others of Newcastle and Damariscotta asking that the Damariscotta Gas Light Company be authorized to furnish gas in the towns of Damariscotta and