

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-First Legislature

OF THE

STATE OF MAINE.

1903.

SENATE.

Tuesday, March 17, 1903.

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

Prayer by the Rev. Mr. Colby of Augusta.

Journal of the previous session read and approved.

Mr. RANKIN of York: Mr. President, I rise to a question of privilege. I see in the Legislative Record of last Friday, on the question of resubmission of the prohibitory amendment that I am recorded as voting yea on the acceptance of the minority report. The record should show that I was paired with Senator Stetson of Penobscot, he voting yea, and I voting nay.

The PRESIDENT: The Secretary informs me that the correction desired by Mr. Rankin, the Senator from York, is in accordance with the official record.

Papers from the House disposed of in concurrence.

An Act to amend Chapter 46 of the Revised Statutes of 1883, relating to duties of treasurers of corporations. This bill having been returned to the Senate from the House in accordance with a vote of the Senate requesting such returns, on motion by Mr. Goodwin of Somerset, under suspension of the rules, the vote whereby the Senate voted to accept the report of the Committee on Judiciary, ought not to pass, was reconsidered, and, on further motion by the same Senator the report and bill were laid upon the table for printing; and, on further motion by the same Senator, Thursday of this week was assigned for special consideration.

Bill. An Act to authorize the town of Brunswick to defray the expense of locating a water supply, received under suspension of the rules in the House and referred to the Committee on Judiciary, was received in the Senate in concurrence. On motion by Mr. Manley of Kennebec, the rules were suspended, and the act took its several readings without reference to a committee, and was passed to be engrossed.

Read and Assigned.

An Act to regulate the taking of bail in criminal proceedings.

An Act to amend Section 35 of Chapter 99 of the Revised Statutes relating to the powers of bail commissioners.

An Act relating to the powers of the Portland and Rumford Falls Railway.

An Act to authorize Frederic J. Merrill of Damariscotta to construct a tide wheel in the tide waters of Damariscotta river.

An Act to establish a school board for the city of Brewer. On motion by Mr. Gardner of Patten, this bill took its second reading, under suspension of the rules, and was passed to be engrossed.

An Act to amend Chapter 286 of the Public Laws of 1901 relating to the taxation of interest-bearing deposits in trust and banking companies.

An Act to prevent the throwing of sawdust and other mill waste into all tributaries of Seven Tree pond and Crawford pond in Union and Warren.

An Act creating a close time on the tributaries to Indian, South and Twitchell ponds, and on Indian pond, in Greenwood, and the tributaries to Bryant pond in Woodstock, in the county of Oxford.

An Act to incorporate the Rangeley Trust Company of Rangeley, Maine.

An Act to amend an act entitled "An Act to regulate the admission to practice of attorneys, solicitors and counselors, to provide for a board of examiners, and to repeal conflicting acts," approved March 17, 1899.

An Act to extend the charter of the Bluehill and Bucksport Electric Railroad Company.

Resolve providing for the Topographic and Geological survey for the years 1903 and 1904 and for extending its work to include hydrography.

An Act to amend Chapter 101, Public Laws of 1887, relating to paupers.

An Act to incorporate the Village Cemetery Association of Searsport, Waldo county, Maine.

An Act relating to suits in equity to quiet title.

An Act to amend Section 5 of Chapter 137 of the Revised Statutes as amended by Section 1 of Chapter 295

of the Public Laws of 1893, relating to insane criminals.

An Act to authorize extensions of the Bangor and Aroostook railroad, in Aroostook, Piscataquis and Penobscot counties. On motion by Mr. Burleigh of Aroostook, this bill took its second reading under suspension of the rules and was passed to be engrossed.

An Act to authorize the Aroostook Valley Railroad Company to purchase or lease the property and franchises of the Presque Isle Electric Light Company.

An Act to authorize the Boston Excelsior Company to locate piers and booms in the Sebec river. On motion by Mr. Guernsey of Piscataquis, this bill took its second reading under suspension of the rules, and was passed to be engrossed.

An Act relative to the Aroostook Valley Railroad Company.

An Act authorizing Samuel D. Warren and others to erect and maintain piers and booms in the Kennebec river.

An Act to incorporate the Cherryfield and Milbridge Street Railway.

An Act to prohibit ice fishing in Number Nine Lake, situated in Township 9, Range 3, in the county of Aroostook.

An Act to extend the charter of the Maine Water and Electric Power Company.

An Act for the protection of deer in the counties of Kennebec, Knox, Waldo and Lincoln.

An Act to prevent the throwing of sawdust and other refuse matter into Half Moon Stream or Sandy stream or any of the tributaries to Unity pond, in the county of Waldo. On motion by Mr. Morse, this bill took its second reading under suspension of the rules, and was passed to be engrossed.

An Act to prohibit all ice fishing in First or Billings pond, in Bluehill, county of Hancock.

The following bills were received under suspension of the rules:

Inland Fisheries and Game.

By Mr. Staples of Cumberland: Bill, An Act to correct clerical errors, and make plain the meaning of, and amend

Chapter 30 of the Revised Statutes, as amended by Chapter 227 and Chapter 278 of the Public Laws of 1901, and Chapter 326 of the Private and Special Laws of 1901 and acts reported from the Committee on Inland Fisheries and Game, relating to inland fisheries and game; who moved its reference to the Committee on Inland Fisheries and Game. On motion by Mr. Clark of Hancock this bill was tabled for printing, pending its reference to a committee.

By Mr. Wing of Androscoggin: Resolve for screening lakes.

Orders.

On motion by Mr. Wilson of Washington, it was, Ordered, that the Governor be requested to return to the Senate, bill entitled, An Act to amend the charter of the Baskahegan Dam Company.

Mr. GOODWIN of Somerset: Mr. President. I would like to ask the Senator if that is agreeable to the wishes of his colleague, Senator Buck?

Mr. WILSON of Washington: It is.

Reports of Committees.

Mr. Wilson for the Committee on Education, on Bill, An Act to abolish the office of superintendent of school committee, reported same ought not to pass. On motion by Mr. Staples of Knox, recommended to the Committee on Education.

Mr. Buck, for the Committee on Sea and Shore Fisheries, on Bill, An Act to amend Section 172 of the Private and Special Laws of 1899, relating to lobster traps in Pigeon Hill bay, reported same in new draft, under same title, and that it ought to pass. Report accepted. Bill tabled for printing, under the joint rules.

Mr. Currier, for the Committee on Claims, on Resolve in favor of the town of East Livermore, reported same in new draft, under same title and that it ought to pass. Report accepted. Under rule 18 referred to the Committee on Appropriations and Financial Affairs.

Passed to be Engrossed.

An Act to establish a school board for the city of Brewer.

An Act to amend Section 21 of Chapter 116 of the Revised Statutes, and Chapter 225 of the Public Laws of 1893, relating to the office of register of deeds (House amendment A adopted in concurrence).

An Act to protect the waters of Lake Auburn. This bill passed to be engrossed in the Senate, was returned from the House with House amendment A adopted by the House. On motion by Mr. Goodwin of Somerset, laid on the table.

An Act to authorize the town of Brunswick to defray the expense of locating a water supply.

An Act to authorize extensions of the Bangor and Aroostook Railroad, in Aroostook, Piscataquis and Penobscot counties.

An Act to authorize the Boston Excelsior Company to locate piers and booms in the Sebec river.

An Act to prevent the throwing of sawdust and other refuse matter into Half Moon stream or Sandy stream or any of the tributaries to Unity pond, in the county of Waldo.

An Act to prevent the spread of contagious diseases among animals. On motion by Mr. Dudley of Aroostook, recommitted to the committee on agriculture.

An Act to incorporate the Fish River Improvement Company.

An Act to authorize Edward J. Mayo and his assigns to maintain a wharf in Sebec lake.

An Act to amend Chapter 3, Section 59, paragraph 12 of the Revised Statutes relating to dealers in old junk.

Resolve in favor of the Madawaska Training School.

An Act to amend Chapter 143 of the Private and Special Laws of 1887, entitled An Act to incorporate the Cumberland Illuminating Company.

An Act in relation to the discharge of debtors in cases now pending in insolvency courts.

An Act to amend Chapter 86 of the Revised Statutes relating to trustee process.

An Act to renew and extend the charter of the Boothbay Harbor Banking Company.

An Act to provide for the preservation of town records of births, marriages and deaths previous to the

year 1902. Pending the acceptance of the report of the committee on bills in second reading, on motion by Mr. Guernsey of Piscataquis, referred to the committee on appropriations and financial affairs.

An Act to establish a municipal court in the city of Eastport.

An Act to enlarge the powers of the Carrabasset Stock Farm.

Resolve in favor of the Maine School for the Deaf.

Passed to be Enacted.

An Act to amend Chapter 46 of the Public Laws of 1899, establishing a naval reserve as a part of the National Guard of the State of Maine.

An Act to regulate the practice of embalming and the transportation of the bodies of persons who have died of infectious diseases.

An Act to amend the charter of the Sanford Light and Water Company and to consolidate with the Springvale Aqueduct Company and the Butler Spring Water Company.

An Act to incorporate the Hancock Water, Light and Power Company.

An Act to extend the charter of the Strong Water Company.

An Act relating to the Fryeburg Electric Light Company.

An Act to incorporate the Van Buren Sewerage Company.

An Act to incorporate the Libby Meadow Brook Dam Company.

An Act to incorporate the Round Pond Improvement Company.

Finally Passed.

Resolve making appropriation for Penobscot Tribe of Indians.

Bill, An Act to amend the charter of the Baskahegan Dam Company having been returned to the Senate in accordance with its request, on motion by Mr. Wilson of Washington, the vote whereby the bill was passed to be enacted was reconsidered and the bill was laid on the table.

Orders of the Day.

Mr. GOODWIN of Somerset: Mr. President, the committee of conference on the part of the Senate, on Senate Document No. 168 have attended to their duties; and have agreed with the conferees on the part of the

House; and I will say that the bill was misunderstood by the Senators at the time, and that it is proper that it should be recommitted to the Committee on Banks and Banking; and therefore, I move that the Senate recede, and concur with the House in the reference to the Committee on Banks and Banking.

The PRESIDENT: The papers should have accompanied the report.

Mr. GOODWIN: I supposed they had been handed to the Secretary. I think the chairman on the part of the committee on the part of the House may have them.

The CHAIR: No motion would be in order in relation to that until the papers accompanying them are before the Senate.

On motion by Mr. Dudley of Aroostook, the Senate adjourned to meet on Wednesday, March 18, 1903, at ten o'clock A. M.

HOUSE.

Tuesday, March 17, 1903.

Prayer by Rev. Mr. Canham of Hallowell.

Papers from the Senate disposed of in concurrence.

Bill, An Act to extend the charter of the Bluehill Trust and Banking Company, was on March 12, recommitted in the House to the committee on banks and banking. It now comes from the Senate, that body nonconcurring and calling for a committee of conference.

On motion of Mr. Dudley of Augusta, the House insisted and joined a committee of conference.

The speaker joined on the part of the House Messrs. Dudley of Augusta, Barker of Bangor and Smith of Madison.

Senate Bills on First Reading.

(Mr. Pettengill of Rumford Falls, in the chair).

An Act in aid of soldiers of the Aroostook war.

An Act to amend Chapter 89 of the Public Laws of 1899, amendatory of Chapter 116 of the Public Laws of 1895 as amended by Chapter 286 of the Public Laws of 1887 in Chapter 206 of the Public Laws of 1901, entitled An Act to provide for the schooling of children in unorganized townships.

An Act authorizing the town of Fort Fairfield to make a loan.

An Act relating to the jurisdiction of the Municipal Court of the city of Auburn.

An Act relating to the taxation of mortgages.

On motion of Mr. Putnam of Houlton, this bill was tabled pending the acceptance of the report of the committee, and Friday of this week assigned for its consideration.

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

Judiciary.

By Mr. Smith of Presque Isle: Bill, An Act relating to the defense of actions brought against administrators or executors.

Also: Bill, An Act relating to bonds given by collectors of taxes.