

# MAINE STATE LEGISLATURE

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**Legislative Record**

of the

**Seventy-Third Legislature**

of the

**State of Maine.**

**1907.**

**SENATE.**

Tuesday February 12, 1907.

Senate called to order by the President.

Prayer by Rev. Mr. Dunnack of Augusta.

Journal of the previous session read and approved.

(Mr. Heselton of Kennebec was at this point called to the chair.)

Papers from the House disposed of in concurrence.

**House Bills Read and Assigned.**

An Act to amend Chapter 107 of the Private and Special Laws of 1905, entitled 'An Act to incorporate the Stockton Springs Water Company.'

An Act to incorporate the Northern Maine General Hospital of Eagle Lake.

An Act to amend Section 60 of Chapter 4 of the Revised Statutes, relating to dangerous dogs.

Resolve in favor of S. T. Kimball, Secretary of the Special Joint Committee on free transportation appointed by the Seventy-second Legislature.

Resolve in favor of the Maine Industrial School for Girls.

Resolve in favor of the Maine General Hospital.

Resolve to provide for the expenses of the Maine Industrial School for Girls.

Resolve in favor Knox County General Hospital.

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

An Act to amend the charter of the Stockton Springs Trust Company.

An Act to amend Section 7 of Chapter 85 of Private and Special Laws of the State of Maine for the year 1903, entitled "An Act to incorporate the Kineo Trust Company."

"An Act to incorporate the Rockport Trust Company."

An Act granting to Arthur S. Mc-Avey the right to establish and maintain a ferry in the harbor of Stockton Springs.

"An Act to regulate fishing in Big Lyford Pond, in the county of Piscataquis."

"An Act to prohibit the throwing of saw dust and other waste material into

Cold River in the county of Oxford or any of its tributories.

An Act to regulate fishing in Sunday River and tributaries in the County of Oxford.

Resolve in favor of a building for the Tubercular Insane.

An Act to amend Section 77 of Chapter 10 of the Revised Statutes relating to the sales of lands for taxes in incorporated places.

(The President here resumed the chair)

The following Petitions, Bills and Resolves were Presented and referred:

**Judiciary.**

By Mr. Deasy of Hancock: Bill, "An Act in relation to Public Landings",

Also: Bill, "An Act relating to the Bluehill Water Company."

Also: Petition of Oscar Wentworth and 60 others of Bar Harbor in favor of the Initiative and Referendum.

**Legal Affairs.**

By Mr. Simpson of York: Bill, An Act to prevent fraud in the sale of eyeglasses."

**Appropriations and Financial Affairs.**

By Mr. Parkhurst of Penobscot: Petitions of Howard L. Jackson M. D. of Eddington and 23 others for Resolve in favor of the Maine State Sanatorium Association.

Also: Petitions of H. M. Estabrook of Orono and 19 others, of L. M. Howes of Burlington and 6 others, of Allen Harris of La Grange and 5 others, of Maurice D. Beane of Passadumkeag and 12 others, of L. M. Bemis and 6 others for same.

By Mr. Wyman of Washington: Petition of H. F. West of Jonesboro and 17 others for same.

By Mr. Deasy of Hancock: Petition of Charles H. Wooster of Hancock and 8 others for same.

By Mr. Hastings of Oxford: Petition of Henry H. Richards of Byron and 15 others for same.

By Mr. Eaton of Washington: Petition of Jno. A. Pope of East Machias and 28 others for same, of Arthur T. Lincoln of Dennysville and 10 others, of N. B. T. Barker, M. D. of Woodland Me., and 9 others, all for same.

By Mr. Theriault of Aroostook: Petition of Pierian Club of Presque Isle urging an appropriation for a State of Maine exhibit at the Jamestown Exposition, and the reproduction of the Home of Longfellow as the Maine State Building.

By Mr. Hastings of Oxford: Petition of the Browning Reading Club of Norway for same.

By Mr. Eaton of Washington: Petition of the Shakespeare Club of Calais for same, also of Walter S. Plummer and 24 others of Harrington for same.

#### Agriculture.

By Mr. Rice of Franklin: Petition of H. T. Kimball of Rangeley and 41 others in favor of Bills relative to license fee and owners of dogs.

#### State Lands and State Roads.

By Mr. Tartre of York: Petition of A. D. Hutchins and 22 others of Biddeford, "An Act to provide for State aid, and for the expenditure of other public moneys, in the permanent improvement of Maine highways or State roads.

Also Petition of O. A. Goldwaite and 16 others of Biddeford for same.

By Mr. Eaton of Washington: Petition of E. Varney and 7 others of Jonesboro for same, of O. S. Tarbox and 54 others of Red Beach, of J. E. Huff and 25 others of Topsfield, of Rufus D. Tabbutt and 16 others of Columbia, of W. J. Johnson and 19 others of Perry, of G. D. Bridgham and 34 others of Whitneyville, of Herbert Phinney and 20 others of Edmunds, of A. Annis and 65 others of Charlotte, of John T. Clark and 76 others of Perry, all for same.

By Mr. Rice of Franklin: Petitions of E. M. Gile and 11 others of Rangeley Plant, of O. A. Badger and 15 others of Phillips, of Nelson Dyer and 50 others of Eustis, of W. Frank Jacobs and 5 others of Rangeley, of Elmer T. Mosher and 68 others of Wilton for same.

By Mr. Ayer of Kennebec: Petition of D. G. Mudgett and 15 others of Albion, C. O. Drake and 13 others of Albion, of A. P. Wing and 32 others of Wayne, for same.

By Mr. Heselton of Kennebec: Peti-

tion of Ben Tenney and 37 others of Hallowell, of Freeman Patten and 21 others of Gardiner, of W. L. B. Chase and 6 others of Augusta, of Blaine Owen and 28 others of Augusta, for same.

#### Fish and Game.

By Mr. Hastings of Oxford: Remonstrance of F. R. Penley and 131 others against the closing of Twitchell and Round Ponds in Greenwood and North Pond in Greenwood and Woodstock to tice fishing.

#### Public Buildings and Public Grounds.

By Mr. Curtis of Cumberland: Petition of ex-alderman K. R. Blasland and 45 others of Westbrook to favorably consider the removal of the permanent seat of Government from Augusta to Portland.

Also Petitions of Roger S. Foss and 40 others of Westbrook, ex-alderman Timothy Pomerleau and 42 others of Westbrook of ex-representative A. N. Waterhouse and 43 others for same, of S. Merservey and 30 others.

By Mr. Rice of Franklin: Remonstrance of O. P. Whittier and 39 others, tax-payers of Farmington against removal of State Capitol.

By Mr. Brown of Kennebec introduced out of order petition of A. N. Goodwin and 22 others, of China; also of Ben. Tenny of Hallowell and 34 others, also of Fred Emery Bean of Hallowell and 12 others, severally in favor of Resolve for Maine State Sanatorium Association, which were referred to the committee on Appropriations and Financial Affairs.

Mr. Bailey of Somerset presented out of order Petition of S. S. Gould of Anson and 35 others in favor of same, which was referred to the same committee.

#### Reports of Committees.

Mr. Deasy for the committee on Judiciary, on Bill, "An Act to amend Section 53 of Chapter 29 of the Revised Statutes, relating to the re-distillation of condemned liquors, reported that same ought not to pass. Report accepted.

The same senator for the same committee, on Bill, "An Act to authorize

the Twin State Gas and Electric Company to exercise certain powers in this state," reported same in new draft under the same title and that it ought to pass.

Mr. Putnam for the same committee on Bill, "An Act to incorporate the Somesville Water Company," reported same in new draft under same title and that it ought to pass.

Mr. Hastings for the same committee on Bill, "An Act in relation to the Hill Manufacturing Company," reported that same ought to pass.

The foregoing reports were severally accepted and the Bills tabled for printing under the joint rules.

#### Passed to Be Engrossed.

"An Act to set off part of Hamlin Plantation and annex the same to the town of Van Buren.

An Act to prohibit the sale of trout in Hancock County.

Resolve in favor of the official reporter of the Senate.

An Act to amend Chapter 163, Public Laws of 1905, relating to the exemption of Soldiers and Sailors from Poll Tax. (On motion of Mr. Mills of Hancock this Bill was tabled pending its passage to be engrossed.)

An Act to authorize the building of a bridge across Robbins Bar, so-called, between Deer Isle and Stinson's Neck in the county of Hancock.

An Act to amend Section 25 of Chapter 9 of the Revised Statutes relating to taxation of property of manufacturing, mining and smelting corporations.

Resolve in favor of J. W. Allen, Secretary of the committee on State Prison.

Resolve in favor of Lettie Whittier of Mount Vernon.

Resolve in favor of the Waldo County General Hospital.

Resolve in favor of Kingman and Drew Plantation.

Resolve in favor of the Maine Eye and Ear Infirmary.

#### Passed to Be Enacted.

An Act to amend Chapter 115, Section 3 and Chapter 131, Section 13 of the Revised Statutes of 1903, relating to private detectives.

An Act to amend Section 44 of Chap-

ter 91 of the Public Laws of 1905, relating to close time on smelts.

An Act additional to Chapter 127 of the Revised Statutes in relation to lumbering operations.

An Act to amend Section 33 of Chapter 39 of the Revised Statutes and Section 7 of Chapter 68 of the Public Laws of 1905, relating to the regulation of sale of Commercial Fertilizers.

An Act to secure a correct census of the deaf, dumb, blind, feeble-minded, idiotic and insane in this State.

An Act to amend Section 12, Chapter 117 of Revised Statutes, relating to fees of jurors.

An Act to amend Section 1 of Chapter 53 of the Private and Special Laws of 1905, in relation to fishing in Bagaduce river.

An Act to amend Chapter 242 of the Private and Special Laws of 1895, entitled "An Act to incorporate the city of South Portland," as amended by Chapter 138 of the Private and Special Laws of 1905.

An Act to amend the charter of the Swans Island Telephone and Telegraph Company, Chapter 50, Private and Special Laws of the State of Maine for the year 1903."

An Act to extend the charter of the Houlton and Woodstock Electric Railroad Company.

An Act to extend the charter of the Auburn, Mechanic Falls and Norway Street Railway.

An Act to regulate the use of certain roads in the town of Bluehill.

An Act to prevent the pollution of the waters of North or Varnum's Pond.

An Act to extend the charter of the Waldo Street Railway Company.

An Act to extend the charter of the Lincoln County Street Railway.

An Act to authorize the city of Bath to raise money by the issue of bonds for the construction of sewers.

An Act to amend Section 6 of Chapter 65 of the Private and Special Laws of 1899, entitled "An Act to incorporate the Bath Trust Company."

An Act to repeal Chapter 403 of the Private and Special Laws of Maine, 1903, entitled "An enabling Act for the annexation of the city of South Portland to Portland."

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

An Act to authorize the Portland Wharf and Land Company to erect and maintain a wharf into the tidewaters of Casco bay in the city of South Portland.

An Act creating certain islands in the town of Harpswell in the county of Cumberland and State of Maine, into a voting district.

An Act to extend the charter of the Houlton and Danforth Electric Railroad Company.

An Act authorizing the Revenue Granite Company to construct and maintain a railroad crossing or crossings in the town of Sullivan.

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

An Act to regulate fishing in that part of Sebago Lake known as Songo River, also in Crooked River, in the county of Cumberland.

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

An Act to authorize the erection and maintenance of piers and booms in the Mattawamkeag river at the mouth of Molunkus stream.

An Act for the protection of deer in the town of Isle au Haut in the county of Hancock.

An Act to extend the charter of the Kittery Water and Electric Light Company.

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

An Act to amend and extend the charter of the Winter Harbor Trust Company.

An Act to better protect the lobster industry within two miles from the shore of Monhegan island, between the first day of June and the twenty-fifth day of November of each year.

An Act to regulate fishing in Indian Pond, so called, in township 1, range 8, West Bingham's Kennebec Purchase, Franklin county, known as Lowelltown.

An Act to amend the charter of the North Branch Dam Company.

An Act to authorize the Southwest Harbor Water Company to buy, generate, sell and distribute electricity.

An Act to authorize the Great

Northern Paper Company to own and operate mills in any county in the State, and to hold stock in the Northern Maine Power Packet Company.

An Act to incorporate the Island Telephone Company.

An Act to incorporate the Buckfield Trust Company.

An Act to incorporate the Dixfield Trust Company.

An Act authorizing the Milo Lumber Company to erect piers and booms.

An Act to regulate the use of certain roads in the towns of Camden and Lincolnville.

An Act to grant certain powers to the Mount Desert Transit Company.

An Act to ratify, confirm and make valid the organization of the Dixfield Light and Water Company.

On motion by Mr. Staples of Knox, Bill, "An Act to amend Chapter 151 of the Public Laws of 1905, relating to the compensation of Register of Probate," was tabled pending its passage to be enacted.

#### Finally Passed.

Resolve in favor of the Bath Military and Naval Orphan Asylum.

Resolve for buoys and lights on the Rangeley Lakes.

Resolve in aid of the navigation on Moosehead Lake.

Resolve in favor of repairing the road between Patten and Grand Lake.

Resolve in favor of the Maine Insane Hospital.

Resolve in favor of Widow's Island.

Resolve in favor of William R. Marshall.

Resolve to appropriate two hundred and fifty dollars to screen Sabattus pond in the county of Androscoggin.

#### Orders of the Day.

Mr. Mills of Hancock: Mr. President, I desire to say a word in relation to the order introduced February 11 providing that Special Legislation shall not be introduced after February 19.

It has sometimes been customary to extend this date after the time to which it is limited in a first order has expired; but it seems best, in view of the large amount of work of a general nature which is before the Legislature, that we should adhere to this date of

February 19 and that no special legislation, except in case of emergency, should be allowed to be introduced after that date. While this may not require that a motion should be recorded, yet I would like to have the sentiment of the Senate expressed as to whether or no we shall adhere to the date of February 19 that Senators may govern themselves accordingly.

Mr. STAPLES of Knox: Mr. President, I heartily concur with the Senator from Hancock in the view which he has expressed. In the four terms which I have spent in this Senate I have never known so many matters to be considered by the Legislature as at this session. It is a fact well known to every committee that private legislation takes a great deal of our time and I may add right here that nine out of every ten cases of private legislation which come before committees are frivolous and merely take the time of the committee.

In view of the great importance attached to many of the bills that are taking the attention of the committees I hope that the view of this Senate will coincide with the view of the senator from Hancock. In all my experience in this body I have never known the committees to be so busy or working so hard as they are at this time and I am glad to see the president of the Senate conducting the business with such expedition that we shall not be unnecessarily delayed. If private legislation is opened to us until the end of the session, we may be here until the first day of May. Let us give attention to these matters that are in the interests of the public in general; and I hope that we shall adhere to the time set, the 19th of February, in the matter of the introduction of Private Legislation.

Mr. MILLS: Mr. President, I beg leave to suggest that the chair call for an expression by the Senate as to whether it would be desirable to adhere strictly to this order.

The president thereupon requested all senators who were in favor of adhering to the terms of the order relating to the introduction of Private and Special Legislation, to manifest it

by rising. Whereupon a unanimous expression was given by the Senate in favor of adhering to the date as fixed by the order.

The PRESIDENT: Those interested in the introduction of private and special matters will take notice of this action of the Senate.

On motion by Mr. Ayer of Kennebec the Senate adjourned.