

MAINE STATE LEGISLATURE

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Legislative Record

of the

Seventy-Third Legislature

of the

State of Maine.

1907.

SENATE.

Monday, March 25, 1907.

Senate called to order by the President.

Prayer by Rev. Mr. Colby of Augusta.

Journal of the previous session read and approved.

Papers from the House disposed of in concurrence.

The President announced as conferees on the part of the Senate with the committee on the part of the House on the State Board of Education, Messrs. Philoon of Androscoggin and Rice of Franklin.

The President announced as the conferees on the part of the Senate of the committee of conference in relation to the removal of the capital Messrs. Merrill of Cumberland, Clarke of Lincoln and Deasy of Hancock.

The following House bills, which came up on first reading, were read once and on motion, took their second reading under suspension of the rule, and were passed to be engrossed.

An Act to amend Sections 4 and 7 of Chapter 92 of the Revised Statutes, relating to the foreclosure of mortgages.

An Act to amend Section 11 of Chapter 80 of the Revised Statutes, in relation to the powers and duties of county commissioners.

An Act to amend Section 15 of Chapter 80 of the Revised Statutes relating to the employment of prisoners committed for crime.

An Act to incorporate the Monson Light and Power Company. (House Amendment "A" adopted in concurrence.)

An Act to establish the Milo municipal court. (House Amendment "A" adopted in concurrence.)

An Act to amend Section 2 of the Private and Special Laws of the year 1907 entitled, "An Act to amend the third paragraph of Section 51 of Chapter 79 of the Revised Statutes, relating to supreme judicial courts."

An Act to amend Section 8 of Chapter 51 of the Revised Statutes, relating to railroad maps.

An Act to amend an act entitled "An Act additional to Chapter 49 of the Revised Statutes, relating to insurance

and insurance companies," approved March 6, 1907. (On motion by Mr. Hastings of Oxford, this bill was tabled pending its second reading.)

The majority report of the committee on education on bill, An Act to establish an additional Normal school to be located at Dexter in the county of Penobscot, in new draft under same title signed Messrs. Stearns, Milliken, Nelson, Knowlton, Murphy, Hawkes, Lord, Kendall. Minority report of the same committee on same bill, that the same ought not to pass, signed Messrs. Rice, Philoon. These reports came from the House, in that branch the bill being indefinitely postponed. On motion by Mr. Rice of Franklin the Senate concurred with the House in the indefinite postponement of the bill.

Majority report of the committee on railroads and expresses on bill, An Act in relation to fares on the Washington County Railroad, that the same ought not to pass, signed Irving, Tarte, Merrill, Spear, Hall, Emery, Mullen, Ycung; minority report of the same bill that the same ought to pass, signed Johnson, Moore. These reports came from the House, the minority report substituted for the majority report and the bill by that branch passed to be engrossed.

On motion of Mr. Wyman of Washington the bill was tabled and Tuesday, March 26, assigned for consideration.

The following House bills, which came up on first reading, were read once and, on motion, took their second reading under suspension of the rules and were passed to be engrossed.

An Act to extend the open season on wild ducks.

An Act in the interest of humanity to animals.

An Act to provide for the State of Maine to take land for the purpose of building and operating fish hatcheries.

An Act to correct clerical errors in Chapter 32 of the Revised Statutes and acts amendatory thereto, to regulate the length of trout, landlocked salmon, white perch and black bass which may be taken, to prohibit the sale of trout, landlocked salmon, white perch and black bass and to regulate the trans-

portation of deer out of the State. (On motion by Mr. Wyman of Washington this bill was tabled pending second reading.)

An Act to amend Section 50 of Chapter 41 of the Revised Statutes relating to the taking of eels in Pemaquid river.

An Act to prohibit the throwing of sawdust and other mill waste into Bog Brook and tributaries in the counties of Oxford and Androscoggin. (House amendment "A" adopted in concurrence.)

Resolve in favor of Rose Kelley.

An Act for the better collection of taxes.

An Act to amend Section 73 of Chapter 10 of the Revised Statutes relating to the collection of taxes.

An Act to amend Section 25 of Chapter 8 of the Revised Statutes, relating to the taxation of railroad companies.

An Act to amend Section 18 of Chapter 8 of the Revised Statutes, relating to the taxation of corporate franchises. (On motion by Mr. Staples of Knox this bill was tabled pending second reading.)

An Act to amend Section 42 of Chapter 8 of the Revised Statutes, relating to the taxation of express companies.

An Act to authorize the county commissioners of Washington county to create a sinking fund for the purpose of paying the bonded debt of said county.

An Act to amend Section 44 of Chapter 9 of the Revised Statutes, relating to the assessment of taxes on lands in places not incorporated. (On motion by Mr. Eaton of Washington this bill was tabled pending its second reading.) Subsequently on motion by the same senator the bill was taken from the table, and on his further motion the bill took its second reading and was passed to be engrossed.

An Act to amend Specification 10 of Chapter 9 of the Revised Statutes, relating to the exemption from taxation of lands set apart for the production of forest trees.

Bill, An Act to regulate and establish mileage rates for the conveyance of passengers over the steam railroads of this State which was passed to be engrossed in the House as amended by

House amendment "A," and by the Senate indefinitely postponed, came back from the House, that branch insisting on its action and requesting a committee of conference. On motion by Mr. Ayer of Kennebec the Senate voted to adhere.

Bill, An Act to provide for a transferable two-cent mileage on the Bangor and Aroostook Railroad which was passed to be engrossed by the House and indefinitely postponed by the Senate came back from the House, that branch insisting on its action and requesting a committee of conference. On motion by Mr. Irving of Aroostook the Senate voted to insist and to join the committee of conference. The President appointed as such committee on the part of the Senate Messrs. Irving of Aroostook, Houston of Piscataquis and Stearns of Penobscot.

Bill, An Act to amend Chapter 161 of the Public Laws of 1905, relating to the taking of clams in Yarmouth came back from the House, indefinitely postponed by that branch. On motion of Mr. Hastings of Oxford the bill was tabled. Subsequently on motion by the same senator the bill was taken from the table and on his further motion the Senate voted to concur with the House in the indefinite postponement of the bill.

Resolve for the rearrangement and better preservation of the flags in the cases in the rotunda came from the House in that branch passed to be engrossed under suspension of the rules, without reference to a committee. On motion the resolve took its several readings under suspension of the rules and was passed to be engrossed.

Majority report from the joint special committee on forestry preservation and water supply, on bill, An Act to encourage the cultivation and the preservation of forests and wood lots, also on Resolve providing for the acquisition by the State of denuded or deforested lands, and for reforesting the same, and to protect and preserve the water supply of the great rivers and lakes of the State (from the files of last session), submitting bill An Act for the preservation of forests and water powers, signed Simpson, Havey, Perkins, Langley, Brackett, Kendall,

Sewall; and the minority report from the same committee, on the same bill and resolve that the same ought not to pass signed Wyman, came from the House with the bill indefinitely postponed. On motion of Mr. Sewall of Sagadahoc, pending the acceptance of either report, the same were tabled.

Mr. Putnam of Aroostook presented Resolve in favor of State House employees and on his motion the same was referred to the committee on appropriations and financial affairs.

The following Senate bills which came up on first reading were read once and, on motion, took their second reading under suspension of the rules, and were passed to be engrossed.

Resolve in favor of A. M. Goddard for services as counsel to committee on forestry preservation and water supply.

Resolve in favor of Walter B. Clarke, chairman of the Longfellow centennial committee.

Resolve in favor of Frank Fellows, messenger to the President of the Senate.

Resolve in favor of R. G. Hawes.

Resolve in favor of George W. Stearns, chairman of the committee on education.

Resolve in favor of secretary of committee on public buildings and grounds.

Reports of Committees.

Mr. Eaton for the committee on appropriations and financial affairs on Resolve in favor of the clerk and stenographer to the committee on railroad and expresses reported that same ought to pass.

The same senator for the same committee on Resolve in favor of the clerk, stenographer and messenger to the committee on legal affairs reported that same ought to pass.

Mr. Page for the same committee on Resolve in favor of A. E. Irving reported same ought to pass.

The same senator for the same committee on Resolve in favor of H. R. Thompson reported that same ought to pass.

Mr. Simpson for the same committee on Resolve authorizing a temporary loan for the year of 1907, reported that same ought to pass.

The same senator for the same com-

mittee on Resolve authorizing a temporary loan for the year of 1906 reported that same ought to pass.

The foregoing reports were accepted and on motion, under suspension of the rules, the several resolves took their two several readings and were passed to be engrossed.

Passed to Be Enacted.

An Act to amend Section 54 of Chapter 45, R. S., providing a lien for a mortgagee of any mortgage of personal property upon any policy of insurance on such property.

An Act to amend Section 1 of Chapter 34 of the Private and Special Laws of 1878 as amended by Chapter 391 of the laws of 1901, relating to protection and propagation of eels in Damariscotta river and pond.

An Act to amend Sections 4 and 5 of Chapter 508 of the Private and Special Laws of 1885, relating to the municipal court of the town of Norway and to establish a salary for the judge of said court.

An Act to prohibit the sale of trout in Washington county.

An Act to amend Chapter 49, R. S., relating to life insurance.

An Act in regard to the rights of peremptory challenges of jurors.

An Act to amend the law relating to political caucuses in the city of Bangor.

An Act to amend the charter of the Twin Village Water Company.

An Act to extend the time in which the Van Buren Sewerage Company is authorized to commence business.

An Act additional to Chapter 27, R. S., relating to paupers.

An Act to provide for a license for unnaturalized foreign born residents to hunt game and birds.

An Act to authorize the Seabasticook and Moosehead Railway Company to extend its line to Elliottsville Plantation and to Albion.

An Act in relation to sessions of the law court.

An Act to incorporate the Lubec Trust Company.

An Act for the encouragement of the shell fish industry.

An Act to incorporate the Harrison Water Company.

An Act to incorporate the Prospect Harbor Village Corporation.

An Act to grant additional powers to the Sebasticook Power Company.

An Act to incorporate the Central Maine Fire Insurance Company.

An Act relative to the payment of deposits in the name of two persons.

An Act to incorporate the Castine and Brooksville Ferry Company.

An Act to authorize the appointment of a chaplain for the Cumberland county jail.

An Act to limit the time for bringing actions for the recovery of uncultivated land in incorporated places.

An Act to amend Chapter 333 of the Private and Special Laws of Maine for the year 1891 concerning the reversion of the Old Town bridge to the State of Maine.

Finally Passed.

Resolve in favor of the town of Monson.

Resolve in favor of Freedom Academy.

Resolve in favor of A. F. Arbo of Township 5, Range 9, in the county of Piscataquis.

Resolve in favor of Private Hugh Monahan, Company L, First Infantry, Portland, Me.

Resolve to provide \$500 to screen Snow pond or Messalonskee lake, so called, in the county of Kennebec.

Resolve in favor of Benjamin F. Brown.

Resolve in favor of the town of Buxton.

Resolve in favor of William J. Maxwell.

Resolve in favor of James W. Doughty.

Resolve in favor of improvements of Kennebec county building.

Resolve in favor of building a breakwater in Moosehead lake near Kineo.

Resolve in favor of an appropriation to erect a screen in the stream connecting Great lake and Long lake in the town of Belgrade, county of Kennebec.

Orders of the Day.

On motion by Mr. Staples of Knox Senate Document No. 298 An Act to amend Section 1 of Chapter 173 of the Public Laws of 1905, relating to the compensation of register of deeds was taken from the table. On further mo-

tion by the same senator the Senate voted to reconsider the vote whereby amendment "A" was adopted. On further motion by the same senator the bill took its second reading and was passed to be engrossed.

On motion of Mr. Sewall of Sagadahoc Senate Document No. 202 being the order relating to increasing the pay of the members of the Legislature, etc., was recalled from the engrossing clerk. Subsequently on motion by the senator the Senate voted to reconsider its vote by which the order, with the House amendment to same was passed to be engrossed; and on his further motion the Senate voted to reconsider the vote by which the House amendment to the bill was adopted; and on his further motion the bill without the amendment was passed to be engrossed.

On motion of Mr. Irving of Aroostook House Document No. 581 An Act to regulate ice fishing in certain lakes and ponds and streams in Aroostook, Penobscot and Piscataquis counties was taken from the table and on motion of Mr. Rice of Franklin Senate amendment "A" was adopted and the bill as amended was passed to be engrossed.

On motion by Mr. Irving of Aroostook Senate Document No. 308, relating to the repeal of the Sturgis Law, so-called, was taken from the table and on further motion by the same senator the same was referred to the committee on judiciary.

On motion by the same senator House Document No. 120, An Act relating to domestic animals, was taken from the table.

Mr. IRVING of Aroostook: Mr. President, this is the bill to classify the dog as a domestic animal. It is the opinion of many, and I trust of a sufficient number of the senators here, that if this bill were passed it removes all protection or redress that we may have from damage by dogs. I trust the Senate will decide to support my motion to indefinitely postpone the bill.

On motion of Mr. Staples of Knox the bill was tabled and Tuesday, March 26 assigned for its consideration.

On motion of Mr. Theriault of Aroostook the Senate adjourned.