

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fourth Legislature

OF THE

STATE OF MAINE

1909

HOUSE.

Thursday, January 14, 1909.

Prayer by Rev. Mr. Slocomb of Augusta.

Journal of Wednesday read and approved.

Papers from the Senate disposed of in concurrence.

On motion of Mr. Davis of Yarmouth the house reconsidered the vote whereby it concurred with the Senate in referring to the Portland delegation, bill, An Act to amend the charter of the city of Portland, and on further motion by the same gentleman the bill was tabled for printing.

A communication was received from the secretary of State transmitting the returns of the votes given in by the several cities, towns and plantations in the State on the 14th of September last for Representatives to the Legislature, and on motion of Mr. Hall of Caribou, it was referred to the committee on elections.

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

Judiciary.

By Mr. Peters of Ellsworth: An Act to amend the charter of the city of Ellsworth.

By Mr. Wing of Auburn: An Act to extend the charter of Merchants' Trust Company.

By Mr. Bartlett of Eliot: An Act to extend the charter of the Kittery Water & Electric Light Company.

By Mr. Wing of Auburn: An Act to amend chapter 188 of the Public Laws of 1907 entitled "An Act to enable cities to assess taxes for street sprinkling.

By Mr. Burleigh of Augusta: An Act in relation to the collection of delinquent collateral inheritance taxes.

By Mr. Joy of Eden: An Act to prohibit the use of automobiles in the towns of Eden, Mount Desert, Tremont or Southwest Harbor, on the island of Mount Desert. (Tabled for printing on motion of Mr. Joy pending reference to the committee.)

Legal Affairs.

By Mr. Marshall of Portland: An Act relating to Canning Machinery and Supplies Association.

By Mr. Moore of Saco: An Act to authorize the Artesian Water Company to issue bonds.

By Mr. Morse of Belfast: An Act to extend the charter of the Waldo Street Railway Company.

By Mr. Spear of South Portland: An Act to amend the charter of the city of South Portland; also An Act to amend the charter of the city of South Portland; also An Act to amend the charter of the city of South Portland; also An Act to amend the charter of the city of South Portland.

By Mr. Smith of Andover: An Act to ratify, confirm and make valid the organization of the Andover Water Company and authorize it to issue bonds and extend its plant.

Appropriations and Financial Affairs.

By Mr. Kavanaugh of Portland: Petition of Horatio Staples and 108 others in favor of aid for Home of Friendless Boys.

By Mr. Stanley of Porter: Petition of Baman N. Stone of Fryeburg and 38 others for Resolve in favor of Temporary Home for Women and Children at Portland.

By Mr. Trimble of Calais: Petition of William J. Fowler of Calais and 14 others for same.

By Mr. Bowley of Swans Island: Petition of G. A. Neal, M. D., of Southwest Harbor and 53 others for resolve in favor of Maine State Sanatorium Association.

By Mr. Orff of Cushing: Petition of Joseph E. Moore of Thomaston and 39 others for same.

By Mr. Emery of Sanford: Petition of George B. Goodall of Sanford and 54 others for same.

By Mr. Putnam of East Livermore: Petition of John H. Maxwell of Livermore Falls and 42 others for same.

By Mr. Patterson of Solon: Petition of F. H. Neal of Fairfield and 34 others for same.

By Mr. Moore of Saco: Petition of C. H. Prescott of Biddeford and 37 others for same; also petition of Elmer E. Page of Saco and 28 others for same.

By Mr. Wing of Auburn: Resolve in favor of the city of Auburn.

By Mr. Morse of Belfast: Resolve in favor of the Waldo County General Hospital.

By Mr. Beyer of Portland: Resolve in favor of the St. Elizabeth Roman Catholic Asylum of Portland; also Resolve in favor of the Holy Innocents' Home for Infants in the City of Portland.

By Mr. Conners of Bangor: Resolve in favor of the King's Daughters' Union of Bangor.

By Mr. Edwards of Lewiston: Resolve in favor of the Hayes' Young Women's Home.

By Mr. Conners of Bangor: Resolve in favor of the Eastern Maine General Hospital.

By Mr. Duncan of Rockland: Resolve in favor of Knox County General Hospital.

By Mr. Joy of Eden: Resolve in favor of the Bar Harbor Medical and Surgical Hospital located at Bar Harbor, Maine.

By Mr. Chase of York: Resolve in favor of York Hospital.

Education.

By Mr. Spear of South Portland: An Act to amend Chapter 84 of the Public Laws of 1907 in relation to Employment Agencies.

By Mr. Sawyer of Dexter: An Act to establish a Normal School to be located at Dexter in the county of Penobscot.

Railroads and Expresses.

By Mr. Hall of Caribou: An Act relating to the issuance of mileage coupon books by railroad corporations.

Telegraphs and Telephones.

By Mr. Hall of Caribou: An Act to authorize the Northern Telegraph Company to increase its capital stock.

By Mr. Rounds of Portland: Resolve to investigate the workings of the telegraph and telephone companies of the State of Maine.

Banks and Banking.

By Mr. Beyer of Portland: An Act to amend Section 23 of Chapter 48 of the Revised Statutes relating to the investments of Savings Banks.

Military Affairs.

By Mr. Hall of Caribou: An Act designating the official flag of the State of Maine.

State Lands and State Roads.

By Mr. Hall of Caribou: An Act to improve the public highways of Maine by regulating the width of tires upon wagons made for carrying heavy loads.

Ways and Bridges.

By Mr. Snow of Brunswick: Petition of Frank H. Skoefield and 16 others to authorize the town of Harpswell to construct a bridge from the west shore of Cundy's Harbor on Great Island in said Harpswell to the east shore of an island in said Harpswell.

By Mr. Rounds of Portland: An Act to restore Portland Bridge.

By Mr. Ludgate of Sherman: Resolve providing for assistance in rebuilding the East Branch bridge in the town of Oakfield.

Inland Fisheries and Game.

By Mr. Harris of Salem: Petition of Chester Whitney and 45 others relating to fishing in Pease Stream in Franklin county.

By Mr. Kavanaugh of Portland: Petition for amendment of Special Laws of 1907, Chapter 393 relating to fishing in Sebago Lake, by L. M. Sanborn and 82 others.

By Mr. Colby of Bingham: Petition of Forest Goodwin and 81 others asking for repeal of law making close time on beaver.

By Mr. Doble of Lagrange: Petition of H. R. Nutter and 55 others, citizens of Bangor, Lee, Passadumkeag, Lincoln and vicinity, asking for an appropriation for a fish hatchery at Enfield, Penobscot county.

By Mr. Joy of Eden: An Act relating to an open season for the hunting of certain game birds in the county of Hancock.

By Mr. Blanchard of Wilton: An Act to regulate fishing in Pease Pond and tributaries in the county of Franklin.

Shore Fisheries.

By Mr. Bowley of Swans Island: An Act to repeal Chapter 352 of the

Special Laws of 1907 entitled "An Act to prohibit the taking of lobsters in Hancock county."

Towns.

By Mr. Chase of York: An Act to divide the town of Kennebunkport and incorporate the town of Arundel.

Public Buildings and Grounds.

By Mr. Rounds of Portland: Resolve in favor of the enlargement of the State House or the erection of a suitable State office building adjacent thereto.

Library.

By Mr. Beyer of Portland: Resolve in relation to the early York deeds.

Portland Delegation.

By Mr. Marshall of Portland: An Act to authorize and ratify the appointment of Portland City Hall Building Commission; also An Act to authorize the city of Portland to retire and pension members of its fire department.

Orders.

On motion of Mr. Marshall of Portland,

Ordered, That when the House adjourns it be to meet at 10 o'clock on the following morning unless otherwise ordered.

On motion of Mr. Hall of Caribou,

Ordered, Whereas Friday the 12th of February 1909 is the centennial anniversary of the birth of one of the grandest characters in American history, Abraham Lincoln, held in reverent memory of all lovers of freedom and liberty of every clime; and whereas the day will be fittingly observed in thousands of schools and public bodies throughout this broad land of ours and may with appropriateness be honored by the State of Maine at its capital city; therefore be it

Ordered, The Senate concurring, that suitable public exercises be held in the hall of the House of Representatives or other place to be selected by the committee, on the evening of February 12, 1909, and that a joint committee consisting of seven on the part of the House with such as the Senate may join be named to make all necessary arrangements.

Mr. Montgomery of Camden announced that he had performed the duty assigned him yesterday of conducting Mr. Stover, Representative-elect from Brunswick, to the Governor and Council, and that Mr. Stover had taken and subscribed the oaths necessary to qualify him to enter upon the discharge of his official duties.

Mr. Trimble of Calais announced that Mr. Campbell of Cherryfield had taken and subscribed the oaths necessary to qualify him to enter upon the discharge of his official duties.

Mr. Tibbetts of Orrington announced that Mr. Trickey of Corinna, Mr. Buswell of Stetson and Mr. Campbell of Kingman had taken and subscribed the oaths necessary to qualify them to enter upon the discharge of their official duties.

Mr. Clark of Hollis announced that Mr. Whitehouse of Dayton had taken and subscribed the oaths necessary to qualify him to enter upon the discharge of his official duties.

Orders of the Day.

Mr. Davies of Yarmouth moved that the vote be reconsidered whereby the House voted to concur with the Senate in the passage of the order directing the committee on appropriations and financial affairs to consider the advisability of requiring a reasonable fee from persons or corporations asking for private and special legislation.

The SPEAKER: The original order is in the possession of the Senate. The House can request its return.

On motion of Mr. Davies a message was sent to the Senate requesting that the order be returned.

On motion of Mr. Davies the vote was reconsidered whereby the House concurred with the Senate in the passage of the order.

Mr. Davies moved that the House non-concur with the Senate in its reference of the order to the committee on appropriation and financial affairs.

Mr. BIGELOW of Portland: Mr. Speaker, I would like to have the gentleman from Yarmouth explain why he thinks the House should non-concur on that order.

Mr. DAVIES: Mr. Speaker, It seems to me that the order is entirely out of harmony with the spirit of our institutions. If the committee to which the order was referred should report favorably on its passage it would be, from my point of view, entirely in the interests of those who have rather than of those who have not. It provides that there shall be paid a tax or fee by every corporation or by every individual who comes and asks for private or special laws. This Legislature is supposed to be a tribunal of all the people. There has never been any restriction proposed until the present time upon any one who might come here and ask for the passage of any bill or any resolve or any order, no matter how poor or how rich he might be; and it seems to me that it commits the State to an entirely new and different policy. In the past we have been satisfied to grant to all, proper consideration of what might be proposed, and, if it seemed best, to give the legislation a passage; and for my part I can see no reason why the matter should be considered in the committee looking toward a report for the passage of a bill on a proposition of that sort.

Mr. BIGELOW of Portland: Mr. Speaker, I would like to inquire through the Chair or of the gentleman from Yarmouth if it is not true that Legislatures of the past have been passing countless bills, private and special laws for corporations and at great expense to the State, and if it is not true that there probably will be many bills of the sort this year and succeeding years, and that they have a tendency to delay the consideration of public laws and greatly prolong the sessions of the Legislature?

Mr. DAVIES: Mr. Speaker, I desire to say in reply to the question that a corporation can hardly be compared in the matter under consideration to an individual. The corporation first pays its franchise tax which of course is for the benefit of the State, and it also pays its proportional part of the tax for the support of the State, which is entirely different from the case of the poor fisherman or the poor laborer or the farmer or some one in his class who may come here and ask for some special act that he may be protected in his rights.

The question being on the motion to non-concur with the Senate in referring the order to the committee on appropriations and financial affairs,

The motion was agreed to.

The Speaker announced the appointment of the following joint select committees:

On salaries and fees: (on the part of the House) Messrs. Porter of Mapleton, Whitney of Gorham, Buswell of Stetson, Libby of Amity, Mercier of Princeton and Harrington of South Thomaston and Lambert of Orono.

On forestry and water supply: (on the part of the House) Messrs. Colby of Bingham, Havey of Sullivan, Campbell of Cherryfield, Bisbee of Rumford, Clark of Hollis, Silsby of Aurora and Connors of Bangor.

On Lincoln day: (on the part of the House) Messrs. Hall of Caribou, Bigelow of Portland, Donnell of West Bath, Burleigh of Augusta, Hyde of Bath, Ross of Bangor and Hines of Lewiston.

On motion of Mr. Allen of Richmond, Adjourned until next Tuesday at four-thirty o'clock.