

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fourth Legislature

OF THE

STATE OF MAINE

1909

HOUSE.

Friday, Jan. 29, 1909.

Prayer by Rev. Mr. Harding of Hallowell.

Journal of yesterday read and approved.

Papers from the Senate disposed of in concurrence.

Bill, An Act in relation to exceptions and appeal in criminal cases, came from the Senate referred in that branch to the committee on legal affairs.

On motion of Mr. Marshall of Portland the bill was tabled for printing pending reference to the committee in concurrence.

Bill, An Act to amend Chapter 10 of the Revised Statutes relating to the sale of land for non-payment of taxes, came from the Senate referred in that branch to the committee on taxation.

On motion of Mr. True of Portland the bill was tabled for printing pending reference in concurrence.

Bill, An Act setting apart Lincoln day, Feb. 12, 1909, as a holiday, came from the Senate read twice under a suspension of the rules and passed to be engrossed.

On motion of Mr. Hall of Caribou the rules were suspended, the bill received its three several readings and was passed to be engrossed in concurrence.

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

Judiciary.

By Mr. Kelley of Boothbay: Petition of Howard McDougal and 130 others, citizens of Boothbay, in favor of establishing a voting district at East Boothbay in the town of Boothbay.

By Mr. Redlon of Portland: Petition of C. C. Adams and 16 others in favor of keeping open roads on Mt. Desert Island for the use of automobiles.

By Mr. Thompson of Skowhegan: Remonstrance of Herbert Wentworth and others to prohibit the use of automobiles on the island of Mt. Desert.

By Mr. Bartlett of Stoneham: Remonstrance of A. W. Arkett and 15 others of the town of Woodstock against the passage of the Act to prohibit the use of automobiles in the towns of Eden, Mt. Desert, Tremont

and Southwest Harbor on the Island of Mt. Desert.

By Mr. Wing of Auburn: Remonstrance of V. S. Darling and 18 others of Auburn against same.

By Mr. Charles of Rome: Remonstrance of A. T. Swift and 16 others of Readfield against same.

By Mr. Wing of Auburn: Remonstrance of H. L. Homes and eight others of Auburn against same.

By Mr. Burreleigh of Augusta: Remonstrance of Samuel Titcomb and 11 others against same.

By Mr. Bisbee of Rumford: Remonstrance of L. W. Blanchard and 16 others of Rumford against same.

By Mr. Hall of Caribou: Remonstrance of A. W. Spaulding and 95 others of Caribou against same.

By Mr. Harrington of South Thomaston: Remonstrance of W. C. Clark and five others of the town of South Thomaston against same; Remonstrance of A. C. Kirkpatrick and 10 others of Vinalhaven against same.

By Mr. Lane of Paris: Remonstrance of Walter L. Gray and 13 others of South Paris against same.

By Mr. Smith of Andover: Remonstrance of F. P. Thomas and 10 others of Andover against same.

By Mr. Blake of Monmouth: An Act to amend Section 3 of Chapter 20 of the Revised Statutes relating to ancient private burying grounds; also An Act to render valid the doings of the Monmouth Ridge Cemetery Association.

By Mr. Weld of Old Town: An Act amending Chapter 144 of the Revised Statutes relating to Insane hospitals. (Tabled for printing pending reference to the committee on motion of Mr. Weld.)

By Mr. Ross of Bangor: An Act authorizing the city of Bangor to levy assessments for street improvements.

Legal Affairs.

By Mr. Spear of South Portland: Petition of Frank M. Hawkes and 22 others in favor of An Act to regulate the digging up of the public streets or highways in cities and towns.

By Mr. Pike of Eastport: An Act to extend the charter of the Eastport Street Railway Co.

By Mr. Quinn of Millinocket: An Act to establish a municipal court at Millinocket.

Appropriations and Financial Affairs.

By Mr. Duncan of Rockland: Petition of E. K. Gould of Rockland and 17 others for Resolve in favor of Temporary Home for Women and Children of Portland.

By Mr. Emery of Sanford: Petition of Frank H. Dexter of Springvale and 26 others for Resolve in favor of Maine State Sanatorium Association.

By Mr. Millett of Minot: Petition of Study Club of Mechanic Falls and others for same.

By Mr. Mercier of Princeton: Petition of M. L. Porter, M. D., of Danforth and 37 others for same.

By Mr. Montgomery of Camden: Petition of L. D. Evans of Camden and 43 others for same.

Education.

By Mr. White of Columbia: Petition of E. A. White of Columbia Falls and 25 others asking that a normal school be established at Machias.

By Mr. Blanchard of Wilton: Resolve in favor of Wilton Academy.

By Mr. Thompson of Skowhegan: Petition of James Lowe and 52 other railroad men of Waterville, Skowhegan, Winthrop and other towns on the back road in favor of An Act to encourage the building of a railroad in northern Maine.

By Mr. Putnam of East Livermore: Petition of P. C. Stanley and 45 other railroad men of Farmington branch for same.

By Mr. Nickerson of Swanville: Petition of John K. Haney of Frankfort and 52 others of Frankfort, Prospect and Stockton for same.

By Mr. Montgomery of Camden: Petition of James York of Rockland and 130 other railroad men of Rockland, Thomaston, Warren, Woolwich and Bath for same.

By Mr. Cook of Unity: Remonstrance of Charles B. Simpson and 24 others against an extension of tax rebates to the B. & A. Railroad.

By Mr. Packard of Rockport: Remonstrance of T. J. Gould and nine others of Rockport against same.

By Mr. Lambert of Orono: An Act

relating to airbrakes on street railway cars.

Mercantile Affairs and Insurance.

By Mr. Quinn of Millinocket: An Act in regard to the lien of mortgages upon policies of fire insurance.

Interior Waters.

By Mr. Hamlin of Orneville: An Act to extend the powers, rights and privileges of the Milo Water Company.

State Lands and State Roads.

By Mr. Colby of Bingham: Resolve in favor of aid in building a highway from Pleasant Ridge to Dead River in Somerset county.

Ways and Bridges.

By Mr. Thurlow of Cutler: Petition of citizens of Cutler for appropriation for repairs of roads and bridges in that town.

By Mr. Bearce of Eddington: Petition of G. A. Dennis and 35 others of Greenbush for repair of road in said town.

By Mr. Harrington of South Thomaston: Petition of W. P. Sleeper and 53 others of South Thomaston in favor of the passage of a bridge bill similar to the one introduced by A. F. Donigan of Bingham in the 73rd Legislature.

By Mr. Dunn of Brewer: Petition of Daniel Rooney and 20 others of Brewer in favor of the passage of the Donigan bill.

By Mr. Stover of Brunswick: Remonstrance of M. S. Purinton and 22 others of Harpswell against the passage of An Act authorizing the town of Harpswell to construct a bridge from Cundy's Harbor on Great Island to the Island known as Hen Island; also Remonstrance of Gilbert S. Dunning and nine others of Harpswell against same; Remonstrance of John E. Osborne and 66 others of Harpswell against same.

By Mr. Bearce of Eddington: Resolve in favor of aid in repairing highway in the town of Greenbush.

Inland Fisheries and Game.

By Mr. Montgomery of Camden: Petition of F. J. Wiley and 221 others of Camden to authorize the location of a fish hatchery in Knox county, the location to be determined by the com-

missioner of inland fisheries and game or in such way as the Act creating same may fix.

By Mr. Spear of Warren: Petition of George Walker and 85 others of the town of Warren for a fish hatchery to be located in Knox county.

By Mr. Jones of Bucksport: Remonstrance of Hadley P. Burrill and 26 others against additional closing of streams running into Phillips Lake, Dedham, Hancock county.

By Mr. Thompson of Skowhegan: An Act to amend Section 11 of Chapter 32 of the Revised Statutes relating to Beaver.

By Mr. Cook of Unity: An Act creating a close time on otter in Waldo county and regulating the open season on white perch in Waldo county.

By Mr. Hamlin of Orneville: An Act to regulate fishing in Alder stream in the county of Piscataquis.

By Mr. Bisbee of Rumford: Resolve in favor of the Oquossoc fish hatchery at Rangeley Lake.

By Mr. Hodgkins of Damariscotta: Resolve in favor of screening Biscay pond, Lincoln county.

Shore Fisheries.

By Mr. Hodgkins of Damariscotta: Petition of Reuel T. York and 18 others of Nobleboro praying for the prohibition of the use of drag nets or seines in the catching of Smelts in Damariscotta river or its tributaries; Petition of A. S. Trask and 62 others of Damariscotta Mills for same; Petition of H. E. Webster and 82 others of Newcastle for same; Petition of G. E. Gay and 81 others of Damariscotta for same.

By Mr. Allen of Jonesboro: Petition of T. A. Bryant and 32 others of Roque Bluffs for An Act to regulate the herring fisheries of Roque Bluffs; Petition of C. B. Donworth and 71 others for same; also An Act to regulate the herring fisheries in the town of Roque Bluffs.

Taxation.

By Mr. Quinn of Millinocket: An Act to establish a uniform poll tax.

Salaries and Fees.

By Mr. Stanley of Porter: Petition of E. E. Hastings and 26 others in fa-

vor of Resolve for county commissioners of Oxford county.

By Mr. Lambert of Orono: An Act relating to the compensation of registers of probate.

Portland Delegation.

By Mr. Bigelow of Portland: An Act to amend Section 10 of Chapter 433 of the Private and Special Laws of 1907 entitled "An Act to incorporate the Portland Water District."

Mr. Marshall of Portland: In the absence of the gentleman from Portland (Mr. Bigelow), at his request, I move that this bill be laid on the table for printing, pending reference to the delegation.

The motion was agreed to.

Reports of Committees.

Mr. Emery from the committee on appropriations and financial affairs reported "ought to pass" on Resolve in favor of the Eastern Maine General Hospital.

The report was accepted and the Resolve ordered printed under joint rules.

Mr. Hersey from the committee on the judiciary, reported "ought not to pass" on bill, An Act relating to the limitation of the use of the word "prescription."

Mr. Colby from the committee on forestry and water supply, to which was referred an order of the legislature relating to inquiring into the advisability of a law regulating the taking of fire-arms into the woods in close season and to make a uniform open season on big game and birds, and report by bill or otherwise, reported the accompanying bill, An Act to aid in the preservation of the forests by prohibiting the use of fire-arms in close season on the wild lands of the State and making a uniform close and open season on birds and wild animals on same, and that the bill be printed and recommended.

On motion of Mr. Colby 1000 copies of this bill were ordered printed for the use of the House.

Mr. Bigelow from the committee on inland fisheries and game, to which was referred petition of F. I. Brown and others of Palmyra asking that White's pond in said Palmyra be closed to ice fishing, and also a remonstrance against any

change in the ice fishing laws on White's pond, reported that the same be referred to the commissioners on inland fisheries and game as the subject matter of said petition and remonstrance properly comes under their jurisdiction by the general law.

Mr. Bigelow from the same committee, to which was referred petition of A. J. Blanchard and others residents of Alfred asking that Swan's pond in Lyman be closed to fishing for three years, reported that the same be referred to the commissioners of inland fisheries and game as the subject matter of said petition properly comes under their jurisdiction by the general law.

Mr. Bigelow from the same committee, to which was referred petition of F. Maxim and others of Paris and vicinity praying for a law regulating fishing in Stony brook and tributaries in Paris and Hebron, Oxford county, reported that the same be referred to the commissioners of inland fisheries and game as the subject matter of said petition and bill properly comes under their jurisdiction by the general law.

The reports were accepted and sent to the Senate.

First Reading of Printed Bills and Resolves.

An Act to authorize the Artesian Water Company to issue bonds.

Resolve in favor of St. Elizabeth's Roman Catholic Asylum of Portland.

Resolve in favor of the Maine Institution for the Blind.

Passed to Be Engrossed.

Resolve in favor of the Bar Harbor Medical and Surgical Hospitals located at Bar Harbor, Maine.

Resolve authorizing a temporary loan for the year 1909.

Resolve authorizing a temporary loan for the year 1910.

Resolve in favor of the Bath City Hospital.

Finally Passed.

Resolve in favor of Joseph W. Simpson.

Resolve in favor of Frank Fellows, a page in the Senate.

Orders of the Day.

On motion of Mr. Robbins of Fort Kent, House Doc. No. 22, An Act to extend the charter of the Ocean and Northern Railroad Company, was taken from the table, and on further motion by the same gentleman it was referred to the committee on railroads and expresses.

On motion of Mr. Peters of Ellsworth,

Adjourned until Monday afternoon, Feb. 1. at 4.30 o'clock.