

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fourth Legislature

OF THE

STATE OF MAINE

1909

**SENATE.**

Friday, February 19, 1909.

Senate called to order by the President.

Prayer by the Rev. Mr. Mosher of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

Bill, "An Act to incorporate the Skowhegan Water District," came from the House, by that branch referred to the Committee on Legal Affairs. On motion by Mr. Looney of Cumberland, the bill was tabled.

On motion by Mr. Hastings of Oxford, it was—

Ordered, the house concurring, that when the Senate and House adjourn, they adjourn to meet on Monday, February 22, at 4.30 o'clock in the afternoon.

Subsequently the foregoing order was returned from the House, that branch concurring in its passage.

Bill, "An Act to authorize the construction of a highway in the tide waters of York County," This bill was returned from the House, that branch non-concurring with the Senate in its reference to the Committee on Legal Affairs, and by that branch referred to the Committee on Ways and Bridges. On motion by Mr. Hamilton of York, the Senate voted to recede and concur with the House in its reference to the Committee on Ways and Bridges.

**House Bills Read and Assigned.**

An Act relating to the charter of the Hancock County Railway Company.

An Act to amend Section 38 of Chapter 61 of the Revised Statutes, relating to the registration of vital statistics.

Bill, "An Act authorizing William W. Conery to construct and maintain weirs in Mill Cove in the waters of Jericho Bay," came from the House, by that branch indefinitely postponed. On motion by Mr. Staples of Knox, the bill was tabled.

Resolve in favor of Webster Plantation in the County of Penobscot.

Resolve in favor of John M. Taylor.

An Act to regulate fishing in Saddle-

back Stream, sometimes called Pease Stream, in Franklin County.

An Act to regulate fishing in the tributaries to Little Sebago Lake, Cumberland County.

The following bills, petitions and resolves were presented and referred:

**Legal Affairs.**

By Mr. Walker of Hancock: Bill. An Act relating to apothecaries and the sale of poison. On motion by the same senator the bill was tabled for printing, pending reference.

An Act authorizing the Town of Wells to construct a bridge across the Ogunquit River.

Also: Bill, An Act to amend Chapter 192 of the Private and Special Laws of 1907, relating to the Brunswick Light & Power Company.

**Railroads and Expresses.**

By Mr. Milliken of Aroostook: Petition of George B. Palmer and 14 others of Moro Plantation for the passage of the Transferable Mileage Bill.

Also: Petition of Miles D. Arbo and 27 others of Oxbow Plantation for same.

Also: Petition of John B. Guimond and 12 others of Frenchville for same.

Also: Petition of L. C. Randall and 27 others of Dyer Brook for same.

Also: Petition of Arthur Thompson and 24 others of Ludlow for same.

Also: Petition of L. E. Wilcox and 7 others of Mapleton for same.

Also: Petition of Amos A. Inghram and 23 others of Ludlow for the passage of An Act enlarging the powers of railroad commissioners.

Also: Petition of E. L. Tarbell and 8 others of Mapleton for same.

Also: Petition of Ulyses G. Swett and 27 others of Oxbow Plantation for same.

Also: Petition of D. N. Cookson and 15 others of Dyer Brook for same.

Also: Petition of H. D. Darling and 14 others of Moro Plantation for same.

Also: Petition of W. J. Jewett of Sangerville for same.

By Mr. Reynolds of Kennebec: Bill, An Act to extend the Northern Railway of Maine.

### Insane Hospitals.

By Mr. Shaw of Kennebec: Bill, An Act to repeal a part of Section 1 of Chapter 116 of the Revised Statutes, relating to the salary of the Superintendent of the Insane Hospital of Augusta, and his four assistants.

### Library.

By Mr. Looney of Cumberland: An Act to amend Section 14 of Chapter 57 of the Revised Statutes, relating to the use of free public libraries. On motion by Mr. Looney of Cumberland, this bill was tabled for printing pending reference.

### Temperance.

By Mr. Colcord of Waldo: Petition of J. L. Wentworth and 71 others of Appleton for mandatory imprisonment of liquor sellers.

Also: Petition of J. L. Wentworth and 69 others of Appleton for retention of Sturgis Law.

Also: Remonstrance of J. L. Wentworth and 73 others of Appleton against resubmission.

### Placed on File.

By Mr. Milliken of Aroostook: Petition of Dennis B. Martin and 12 others of Frenchville for the passage of a bill for state aid for bridges.

Also: Petition of E. Tarr and 10 others of Mapleton for same.

Also: Petition of Isaac Libby and 27 others of Oxbow Plantation for same.

Also: Petition of George S. Inghram and 23 others of Ludlow for same.

Also: Petition of Charles Darling and 14 others of Moro Plantation for same.

### Read and Assigned.

Resolve in favor of Lewis Robbins in the town of Waldoboro.

An act to amend Section 49 of Chapter 15 of the Revised Statutes relating to public schools.

Resolve in favor of Freedom Academy.

Resolve in favor of Eastern State Normal School at Castine.

An act to amend Sections 17, 18, 19, 20, 26 and 30 of Chapter 39 of the Revised Statutes relating to the regulation and sale of commercial fertili-

zers, commercial feeding stuffs and agricultural seeds. On motion by Mr. Hastings of Oxford this bill was amended by the adoption of Senate Amendment A, "Amend by striking out Section 6," and as amended, read and assigned.

### Reports of Committees.

Mr. Baxter, for the Committee on Judiciary, on Bill, "An Act to amend Section 37 of Chapter 81 of the Revised Statutes relating to the removal of unworthy attorneys, reported that same ought to pass.

The same Senator, for the same Committee, on Bill, "An Act relating to acknowledgement of deeds," reported same ought to pass.

The same Senator, for the same Committee, on Bill, "An Act to amend Section 26 of Chapter 81, of the Revised Statutes, relating to admission of attorneys to practice of law," reported same ought not to pass.

Mr. Looney, for the same Committee, on Bill, "An Act to renew and extend the charter of the Sebec Power Company," reported same ought to pass.

Mr. Hastings, for the same Committee, on Bill, "An Act to amend and enlarge the corporate powers and purposes of the Greenville Light & Power Company, as amended by Chapter 244 of the Private and Special Laws of 1905," reported same ought to pass.

Mr. Colcord, for the Committee on Railroads and Expresses on Bill, "An Act to incorporate the Washington County Central Railroad Company," reported bill in new draft under title of "An Act to incorporate the Jonesport Central Railroad Company" and that the same ought to pass.

Mr. Shaw, for the Committee on Public Health, on "Resolve in favor of appropriating \$3,000 for an epidemic or emergency fund to be used by the State Board of Health upon the approval of the Governor and Council, reported that same ought to pass.

The foregoing reports were accepted, and bills and resolves reported "ought to pass" were tabled for printing under the joint rules.

### Passed to Be Engrossed.

An Act to authorize the town of

Robinston to erect and maintain a wharf into the tide waters of the St. Croix River in the town of Robinston, County of Washington.

Resolve in favor of Joseph A. Mitchell, representative of the Passamaquoddy Tribe of Indians.

Resolve in favor of Charles D. Mitchell, representative of the Penobscot Tribe of Indians.

An Act relating to the welfare of School Children.

An Act to amend Section 91 of Chapter 15 of the Revised Statutes relating to public schools.

An Act to amend Section 17 of Chapter 15 of the Revised Statutes relating to public schools.

An act to amend Section 55 of Chapter 15 of the Revised Statutes relating to free high schools.

An Act to amend Section 112 of Chapter 15 of the Revised Statutes relating to normal schools and training schools.

"An Act to amend Section 115 of Chapter 15 of the Revised Statutes relating to public schools." On motion by Mr. Hamilton of York, this bill was tabled pending its second reading.

"An Act to regulate fishing for black bass, white perch and smelts in the Belgrade Chain of Lakes, so called, in the Counties of Kennebec and Somerset." On motion by Mr. Hastings of Oxford this bill was tabled pending its second reading.

"An Act to regulate the duties of the Commissioner of Agriculture in relation to the manufacture, transportation and sale of dairy products and their imitation." On motion by Mr. Hamilton of York, this bill was tabled pending its second reading.

#### **Passed to Be Enacted.**

An Act to extend the time of construction of the Boothbay Railroad.

An Act to amend the charter of the Maine Sportsmen's Fish and Game Association.

An Act to extend the charter of the Fairfield & Skowhegan Railroad Co.

An Act to extend the provisions of Chapter 241 of the Private and Special Laws of 1903 entitled, "An Act to supply the town of Lisbon with pure water."

#### **Finally Passed.**

Resolve in favor of Mrs. Rebecca W. Carroll, widow—formerly widow of Enoch Lurvey, Jr., 1st sergeant, Co. H, 4th Regiment of Infantry, Maine Volunteers, with subsequent service in the U. S. navy, who was lost at sea Dec. 24, 1867.

A communication was received from the Executive Department, transmitting the report of the Commissioner of Inland Fisheries and Game. On motion by Mr. Wyman of Washington, the same was referred to the Committee on Inland Fisheries and Game.

A communication was received transmitting the report of the Commissioner of Sea and Shore Fisheries for the years 1907 and 1908. On motion by Mr. Wyman of Washington, the same was referred to the Committee on Sea and Shore Fisheries.

A communication was received from the State Auditor, transmitting: A full and accurate statement of the financial condition of the State and of the financial transactions thereof, for the two years ending with the 31st day of December, 1908. On motion by Mr. Walker of Hancock, the same was referred to the Committee on Appropriations and Financial Affairs.

#### **Orders of the Day.**

On motion by Mr. Macomber of Kennebec, Senate Documents Nos. 213 "An Act additional to Chapter 49 of the Revised Statutes, relating to filing of policies by casualty insurance companies," and 214, "An Act to amend Section 41 of Chapter 49 of the Revised Statutes, relating to insurance policies," were taken from the table. On further motion by the same Senator, the same were referred to the Committee on Mercantile Affairs and Insurance.

On motion by Mr. Staples of Knox, Senate Document No. 148, "An Act to amend Section 2 of Chapter 96 of the Revised Statutes of 1903, relating to forcible entry and detainer," was taken from the table; and on further motion by the same Senator, was referred to the Committee on Legal Affairs.

On motion by the same Senator, Senate Document No. 202, "An Act to

amend Section 6 of Chapter 9 of the Revised Statutes, in relation to the taxation of real estate," was taken from the table; and on further motion by the same Senator, was referred to the Committee on Taxation.

On motion by Mr. Walker of Hancock, it was—

Ordered, the House concurring, that the Bureau of Industrial and Labor Statistics be, and hereby is, instructed to collect statistics showing the value and extent of all property in the State

owned by people residing outside of the State and used exclusively for summer residence purposes.

On motion by Mr. Hamilton of York, Senate Document No. 157, "Resolve for an appropriation for carrying on the work of the State Survey Commission," was taken from the table; and on further motion by the same Senator, the Resolve took its second reading and was passed to be engrossed.

On motion by Mr. Hastings of Oxford, the Senate adjourned.