

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fifth Legislature

OF THE

STATE OF MAINE

1911

**HOUSE.**

Monday, January 16, 1911.

Prayer by Rev. Mr. Mosher of Augusta.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

An Act to incorporate the Moxie Dam Company, which came from the Senate referred in that branch to the committee on interior waters, was tabled for printing pending its reference to the committee, on motion of Mr. Strickland of Bangor.

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

**Judiciary.**

By Mr. Davies of Yarmouth: An Act to insure publicity with respect to the demands upon the State and to facilitate the legislative committees in dealing with questions of appropriation. (Tabled for printing pending reference to the committee on motion of Mr. Davies.)

By Mr. Plummer of Lisbon: An Act to amend Chapter 199, Private Laws of 1903, relating to the Brownville and Williamsburg Water Co.

By Mr. Perkins of Kennebunk: An Act to amend Chapter 131 of the Private and Special Laws of 1903 authorizing the town of Kennebunk to maintain and operate an electric lighting and power plant.

By Mr. Monroe of Brownville: An Act to extend the charter of the Sebec Power Company, being Chapter 209 of the Private and Special Laws of 1905.

**Appropriations and Financial Affairs.**

By Mr. Briggs of Westfield: Resolve in favor of Aroostook Central Institute.

Also resolve in favor of Aroostook Central Institute.

By Mr. Hastings of Auburn: Resolve in favor of the Healey Asylum of Lewiston, Maine, with statement of facts.

By Mr. Shea of Bar Harbor: Resolve in favor of Bar Harbor Medical and Surgical hospital.

By Mr. Dunn of Brewer: Resolve in favor of Maine Mission for the Deaf.

By Mr. Williamson of Augusta: Resolve in favor of Wilmot C. Lippin-

cott; also Resolve in favor of M. Kearney.

By Mr. Morse of Belfast: Resolve in favor of the Children's Aid Society of Maine, accompanied by statement of facts.

Also Resolve in favor of Waldo County General hospital, accompanied by statement of facts.

**Inland Fisheries and Game.**

By Mr. Austin of Phillips: Remonstrance of D. T. Haines and 84 other residents of Rangeley and vicinity against the enactment of a law permitting trolling in Gull pond.

By Mr. Morse of Waterford: An Act to regulate fishing in Tom pond, so-called, sometimes called Thomas pond, or Lake Keoka, in the town of Waterford, county of Oxford, with petition asking for some.

By Mr. Miller of Hartland: Petition of William Hoyt and 24 others residents of Ripley and vicinity, county of Somerset, asking that the law relating to fishing in Ripley pond, in the town of Ripley, be amended so that fishing through the ice may be permitted on Wednesday of each week and that the number of fish that one person can take from said pond in one day be limited to ten.

By Mr. Austin of Phillips: Petition of Charles L. Harnden and 134 others, citizens of Rangeley and vicinity, asking that Gull pond in Dallas Plantation, be open to trolling, except on Sunday.

By Mr. Campbell of Cherryfield: Resolve to provide for the payment of bounties on bears killed in Washington and Hancock counties, as provided by Chapter 245, Public Laws of 1909, for the year 1911 and for the year 1912, with statement of facts.

By Mr. Kingsbury of Bradford: Petition of Amasa Henderson and 4 others, residents of Corinth and vicinity in the county of Penobscot, asking that Little Pushaw pond, in the town of Hudson, county of Penobscot, be closed to all fishing for three years.

By Mr. Gross of Orland: Petition of Howard Blaisdell and 27 others of Orland for An Act whereby they can use box traps for catching rabbits for breeding purposes.

#### Shore Fisheries.

By Mr. Percy of Bath: Petition of Horace Mitchell and 32 others for a change in Chapter 251, Section 5, of the Special Laws of 1907, entitled "An Act for the better protection of Sturgeon in the various rivers of Maine.

By Mr. Allen of Columbia Falls: Petition of A. G. Godfrey and 46 others against free seining.

#### State Lands and State Roads.

By Mr. Shea of Eden: Resolve authorizing release of State's interest in a ledge or reef in front of R. E. Brunnow's land near Bar Harbor.

#### Pensions.

By Mr. Greenwood of Farmington: Resolve in favor of Helen B. Hobart for State pension.

#### Temperance.

By Mr. Wilson of Auburn: Resolve for an amendment to the constitution relating to the sale and manufacture of intoxicating liquor.

On motion of Mr. Sleeper of South Berwick,

Ordered, That on Tuesday next, January 17, 1911, the House shall proceed to vote for a senator in Congress for a full term from March 4, 1911, in accordance with the laws of the United States.

#### Orders of the Day.

Mr. OTIS of Rockland: Mr. Speaker, I wish to offer a resolution authorizing a temporary loan for the year 1911; and since this resolve has an emergency clause attached it may be proper to explain the necessity that has arisen for the negotiation of the loan.

On the first of January, when this present State administration commenced, there was something like \$380,000 of unpaid warrants due and outstanding and only about \$135,000 in cash from which money could be drawn to pay them, and it might be generally understood by many, unless their attention was called to it, that this was to meet that exigency but in addition to that, and over and above everything else and all the expenses that are accruing from day to day now, there exists a temporary loan, a note which is payable in New York on the 21st of this month I think, for \$300,000,

which was negotiated about a year ago when the necessity arose, and it was renewed last July. It is merely a renewal of that indebtedness which was not incurred by this administration nor in the present year, and I would like to have that distinctly understood, that it is altogether for the purpose of meeting the obligations that were incurred last year.

With these remarks I submit the resolve, and I move that it have its two several readings and be finally passed under a suspension of the rules. I move that the rules be suspended for that purpose.

Mr. DAVIES of Yarmouth: Mr. Speaker, may I ask the gentleman from Rockland (Mr. Otis), through the Chair, if we are to understand that the sum of \$300,000 to be raised under the resolution is for the purpose of meeting the note which is due in New York?

Mr. OTIS: The loan, yes, sir.

Mr. DAVIES: Will you be kind enough to state when the note is due?

Mr. OTIS: I understand it is the 21st of this month, but I may be mistaken.

Mr. DAVIES: You understand it is the 21st of January.

Mr. OTIS: I think so.

Mr. DAVIES: Don't you think there would be enough time if the resolution was referred to the committee and the committee report upon it at once? This is an important matter.

Mr. OTIS: I admit that it is an important matter, and for that very reason I think there should be some haste taken in regard to it, for the reason that it is important and the time is short. As for its consideration by the committee, I would say that it has already been considered by members of the committee and I do not see anything in this broad proposition that cannot be considered by this House at this time just as well as to have it go to the committee and take that course with that delay. I will say that the treasury department consider that it is necessary to have this course taken which I have suggested, and I cannot see what good there will be in having it go to the committee. While this is an important subject it is not a com-

plicated nor difficult one, and it seems to me that I have covered the whole thing in the brief explanation I have made. If the gentleman wishes to know anything more about it I think he will get all the information he may desire from the officers of the State, right off quick, and I cannot see any reason for referring it to the committee.

MR. DAVIES: The gentleman from Rockland and other members of the House seem to be in possession of some information in regard to this resolution which I have not. I had heard nothing about the matter until today. I knew nothing about the loan or nothing about the financial affairs of the State looking toward the securing of this loan or the renewing of this note until I heard it from the gentleman from Rockland, and it seems to me that there may be some others in the House who have not received that information. I understood his statement to be that it was necessary to raise the sum of \$300,000 to pay various unpaid warrants, and also to provide for the renewal of the note.

MR. OTIS: No, the \$300,000 was over and above the \$380,000 of unpaid warrants for which we had only \$135,000 in cash. This \$300,000 was in addition to that and on a temporary loan. The warrants of course stand in a class by themselves and have nothing to do with this.

MR. DAVIES: I did not understand the gentleman. I thought the question of the unpaid warrants was in some way connected with the matter of the note.

MR. OTIS: No, there is no connection.

MR. PATTANGALL of Waterville: Mr. Speaker, I understand the motion of the gentleman from Rockland to be to suspend the rules and pass this resolve without reference to a committee. I think a moment's thought on the part of the members will cause all of them to see the necessity of doing that. Today is the 16th. The State has outstanding notes for \$200,000 due the 20th. That is, there are three days left after tonight to arrange a renewal of those notes. The notes are in the hands of Moseley & Company, brokers, in New York, who

negotiated that loan for the last administration. Arrangements had been made to renew that loan before the present administration came in, but no authority has been granted by anybody for the present State treasurer to sign the renewal notes. You are considering nothing more important than the renewal of a loan already negotiated which we have no money to pay, and I don't know how we could gain any time or any good object by referring the matter to a committee. If these notes are not taken care of on the 20th of this month, three days from tomorrow morning, the credit of the State of Maine would be impaired. The resolve in question is simple and authorizes the treasurer—of course the form is "to borrow"—but to authorize him to renew the loan; and I will say that arrangements for the renewal had already been made by Mr. Gilmore before he went out and all the details completed with the exception of fixing the rate of interest and authorizing somebody to sign the note. There cannot be any question about our duty to suspend the rules and pass the resolve as quickly as we can, and place it in the power of the Governor and treasurer of this administration to protect the credit of the State.

The question being on the motion that the rules be suspended and the resolve receive its two several readings at the present time, and be passed to be engrossed.

The motion was agreed to.

MR. PATTANGALL: Mr. Speaker, I was under the impression that where the emergency clause is contained in an act or resolve, there must be a roll-call; and that it must be passed by an actual two-thirds of the House, 101 members responding in the affirmative.

The SPEAKER: The point is well taken as to the final passage of the resolve. The question now is on its passage to be engrossed, and the clerk will call the roll.

YEA—Allen of Columbia Falls, Ames, Anderson, Austin, Averill, Beauce, Benn, Berry, Bisbee, Bogue, Bowker, Briggs, Buzzell, Campbell, Chase, Clark, Colby, Connors, Copeland, Cronin, Cyr, Davies, Deering of Waldoboro, Descoteaux, Dow,

Doyle, Dufour, Dunn, Dutton, Emerson, Files, Gamache, Goodwin, Greenwood, Harmon, Hartwell, Hastings, Hersey, Hodgkins of Damariscotta, Hodgkins of Lamaine, Hagan, Johnson, Kelev, Kelliber, Kennard, King-bury, Knight, Larbert, Libby, Littlefield, Mace, Macomber, Mant'r, Marriner, McAllister, McCready, McCurdy, Merrifield, Merrill, Miller of Hartland, Miller of Palmyra, Morse of Belfast, Morse of Waterford, Newcomb, Otis, Packard, Pattangall, Pelletier, Percy, Perkins of Kennebunk, Perkins of Mechanic Falls, Phillips, Pike, Pinkham, Plummer, Pollard, Porter of Pembroke, Powers, Putnam, Robinson of Lagrange, Robinson of Peru, Ross, Russell, Scates, Shea, Skehan, Sleeper, Small, Smith, Active I. Snow, Alvah Snow, Snow of Bucksport, Soule, Stetson, Stinson, Strickland, Thompson of Skowhegan,

Trafton, Trim, Tucker, Waldron, Weston, Weymouth, Wheeler, Wilkins, Wilson—106.

ABSENT—Allen of Jonesboro, Andrews, Boman, Brown, Burkett, Clarwater, Couture, Cowan, Davis, Deering of Portland, Dresser, Drummond, Emery, Farnham, Fenderson, Frank, Gross, Hedman, Heffron, Hodeman, Jordan, Lawry, LeBel, Mallett, McBride, McCann, Mitchell, Monroe, Mower, Murphy, Noves, Patten, Peters, Porter of Mapleton, Quimby, Sawyer, Thompson of Preque Isle, Trask, Trimble, Turner, Whitney, Wilcox, Williamson, Woodside—4.

So the motion prevailed.

On motion of Mr. Connors of Bangor,  
Adjourned.