

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Fifth Legislature

OF THE

STATE OF MAINE

1911

titled An Act to permit the Bangor & Aroostook Railroad to water its bonds and stock in a way unlawful for any other railroad in this State to do.

Mr. MOULTON of Cumberland: Mr. President, I move that the bill be tabled, pending its passage to be enacted.

Mr. BOYNTON of Lincoln: Mr. President, I should hope this motion would not prevail. We already have enough stuff on the table to last some time, and we shall know no more about this matter one day or one week from now than we know now, and we never shall be better prepared to pass upon it than we are now.

Mr. MOULTON: Mr. President, I claim that we shall be better prepared. This is the first time I have asked the Senate to table a bill for me, and the Senator who has just spoken has tabled a dozen this morning and has given no reason why.

On motion by Mr. Smith of York, the yeas and nays were ordered.

The question being on the motion of Mr. Moulton of Cumberland to table the bill, the secretary called the roll. Those voting yea were: Messrs. Blanchard, Edwards, Fulton, Irving, Kellogg, Milliken, Moulton, Noyes, Stearns, Theriault—10. Those voting nay were: Messrs. Allan, Boynton, Chandler, Dodge, Farrington, Foss of Androscoggin, Foss of Cumberland, Gowell, Hill, Leach, Mayo, Mullen, Osborn, Pendleton, Sanborn, Smith, Staples—17.

So the motion to table was lost.

The question being on the passage of the bill to be enacted, on motion by Mr. Kellogg of Penobscot, the yeas and nays were ordered, and the secretary called the roll. Those voting yea were: Messrs. Allan, Boynton, Chandler, Dodge, Edwards, Farrington, Foss of Androscoggin, Foss of Cumberland, Gowell, Hill, Irving, Mullen, Noyes, Sanborn, Smith, Staples, Theriault—17. Those voting nay were: Messrs. Blanchard, Fulton, Kellogg, Leach, Mayo, Milliken, Moulton, Osborn, Pendleton, Stearns—10.

So the bill was passed to be enacted.

On motion by Mr. Fulton of Sagadahoc, the vote whereby Resolve in fa-

vor of providing plans for school buildings, was yesterday indefinitely postponed postponed, was reconsidered.

On further motion by the same senator, the Resolve was re-committed to the committee on education, and sent down for concurrence.

On motion by Mr. Osborn of Somerset.

Adjourned.

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## HOUSE.

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Thursday, March 9, 1911.

Prayer by Rev. Mr. Boothby of Augusta.

Journal of yesterday read and approved.

Papers from the Senate disposed of in concurrence.

### Senate Bills on First Reading.

An Act additional to An Act to incorporate the General Conference of Free Baptists.

An Act to appropriate moneys for the expenditure of government for the year, 1911.

An Act to provide for the appointment of a State sealer of weights and measures and to define his duties. (Tabled pending second reading on motion of Mr. Murphy of Portland.)

An Act to amend Section one of Chapter 313 of the Private and Special Laws of 1864 entitled "An Act to incorporate the Baskahegan Dam Company as amended by Chapter 272 of the Private and Special Laws of 1903."

An Act to repeal Chapter 10 of the Public Laws of 1907 relating to census of the feeble minded.

An Act to amend Chapter 153 of the Public Laws of 1907 as amended by Chapter 72 of the Public Laws of 1909, relating to transportation of public officials.

An Act to amend Section one of Chapter 151 of the Public Laws of 1905 relating to the compensation of clerk hire for the register of probate in York county.

Resolve authorizing a temporary loan for the year, 1912.

Resolve in favor of the Hayes Young Women's Home at Lewiston.

Resolve in favor of the town of Sebec.

Resolve in favor of the town of Stoneham.

Resolve authorizing the State land agent to sell the State's interest in Lot 163 in Township 18, Range 6, Aroostook county.

Resolve in favor of Howard Winslow.

Resolve in favor of St. Mary's General Hospital in Lewiston.

Resolve in favor of the Girls' Orphanage of Lewiston.

Resolve in favor of the Lewiston and Auburn Children's Home.

Resolve in favor of the Maine Home for friendless boys.

Resolve in favor of the Children's Hospital.

Resolve in favor of the Northern Maine General Hospital.

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

#### Judiciary.

By Mr. Colby of Bingham—An Act for the better protection of trust funds of Churches and other religious societies.

By Mr. Bisbee of Rumford—Remonstrance of Isaac W. Green and 59 others of Rumford against being annexed to Rumford Falls Village Corporation.

#### Legal Affairs.

By Mr. Weymouth of Saco—An Act requiring safeguards for the protection of all persons employed or laboring in manufacturing establishments, and providing civil remedies for all persons so engaged or their personal representatives, in cases where any such person may be killed or injured while employed or laboring in any manufacturing establishment which is not properly provided with the safeguards required by the act. (Tabled for printing pending reference on motion of Mr. Weymouth.)

By Mr. Files of Gardiner—Petition of H. M. Church of Gardiner for amendment of law relating to registration of dentists.

By Mr. Scates of Westbrook—An Act relating to corporations.

By Mr. Wheeler of Paris—An Act for the creation of water districts.

#### Education.

By Mr. Copeland of Thomaston—Petition of R. O. Elliott and 35 others of Thomaston, urging the passage of the bill providing for the distribution of State school funds on basis of average attendance in schools.

By Mr. Allen of Jonesboro—Petition of Kennebec Valley Grange for bill providing for distribution of State school funds on basis of average attendance in schools.

#### Railroads and Expresses.

By Mr. McCready of Danforth—An Act requiring street railway companies to equip cars with fenders.

#### Interior Waters.

By Mr. McCready of Danforth—Resolve relating to the placing of buoys in Lewys Long and Big Lakes.

#### Ways and Bridges.

By Mr. Dresser of South Portland—An Act to provide for the erection of Portland Bridge.

#### Inland Fisheries and Game.

By Mr. Clark of Portland—An Act to provide for a close time on wood ducks, so-called.

#### Shore Fisheries.

My Mr. Active I. Snow of Brunswick—Petition of Edward W. Wheeler and 54 others of Brunswick against change in present management of Shore Fisheries Department.

Also, Petition of E. S. Getchell and 39 others of Brunswick against same. (Referred to committee on legal affairs on motion of Mr. Austin of Phillips.)

#### Labor.

By Mr. Boman of Vinalhaven—An Act in relation to accidents, and requiring them to be reported to the Commissioner of Labor; requiring investigations thereof, and providing penalties for the violation of this act.

By Mr. Strickland of Bangor—An Act to amend chapter 28 of the Revised Statutes as amended by chapter 194 of the Public Laws of 1909, in relation to doors swinging outward; fire escapes or egresses from factories, workshops, tenement houses, halls and tenements; inspection, etc.

#### Reports of Committees.

Mr. Pelletier from the Committee on

Legal Affairs reported "ought not to pass" on Bill, An Act to change the name of the E. W. Neal Company of Brunswick to the New Meadows Garage Company.

Mr. Scates from same Committee reported same on Bill, An Act to incorporate the Brunswick Gas Company.

Mr. Otis from the Committee on Appropriations and Financial Affairs reported same on Resolve in favor of the Eastport Soldiers and Sailors Monument Association.

Mr. Hodgman from the Committee on Banks and Banking reported same on Bill, An Act to incorporate the Lincoln Trust Company.

Same gentleman from same Committee reported same on Bill, An Act relating to investments by savings banks.

Same gentleman from same Committee reported same on Bill, An Act to amend section 22, sub division sixth, clause "d" of chapter 48 of the Revised Statutes as amended by section six of chapter 69 of the Public Laws of 1907, relating to investments legal for savings banks.

Same gentleman from same Committee reported same on Bill, An Act to incorporate the People's Trust Company of Houlton.

Mr. Cyr from the Committee on Interior Waters reported same on Resolve relating to the placing of buoys in Grand Lake, Junior Lake and Dobsis Lake.

Mr. Clark from the Committee on Inland Fisheries and Game, on Remonstrance of D. M. Marshall and 108 others against allowing ice fishing in any part of the Belgrade system of lakes, so called, reported that the same be placed on file.

The reports were accepted.

Mr. Burkett from the Committee on State School for Boys and Industrial School for Girls, on Resolve in favor of Industrial School for Girls, for land and new buildings, reported the same in a new draft under the title of "Resolve in favor of Industrial School for Girls, for land and new buildings," and that it ought to pass. (Tabled pending acceptance of report

on motion of Mr. Harmon of Stonington.)

Mr. Dresser from the same Committee, on Resolve in favor of the Maine Industrial School for Girls, for water supply, reported the same in a new draft under the title of "Resolve in favor of the Maine Industrial School for Girls, for water supply," and that it ought to pass.

Mr. Harmon from same Committee, on Resolve in favor of Maine Industrial School for Girls, for maintenance and deficiency, reported the same in a new draft, under same title, and that it ought to pass.

Mr. Mitchell from same Committee, on Resolve in favor of Maine Industrial School for Girls, for permanent improvements and general repairs, reported the same in a new draft under title of "Resolve in favor of Maine Industrial School for Girls, for permanent improvements and general repairs," and that it ought to pass.

Mr. Scates from the Committee on Legal Affairs reported "ought to pass" on Bill, An Act to increase salary of Assistant County Attorney of Cumberland County.

Same gentleman from same Committee reported same on Bill, An Act to consolidate the management of the State Juvenile Institutions.

Same gentleman from same Committee reported same on Bill, An Act to amend section one of chapter 146 of the Private and Special Laws of 1895, relating to the Commissioner of Public Works of the city of Portland.

Mr. Pelletier from same Committee reported same on Bill, An Act to revive and amend the charter of the Wiscasset Water Company.

Mr. Pelletier from same Committee, on Bill, An Act to legalize the present electrical system of the Franklin Power Company and the Farmington Power Company, reported that the same ought to pass in new draft accompanying.

Mr. Otis from the Committee on Appropriations and Financial Affairs reported "ought to pass" on Bill, An Act to repeal chapter 142 of the Public Laws of 1905, relating to support of alien paupers.

Mr. Strickland from same Committee, on Bill, An Act to repeal chapter 225 of the Laws of 1909, relating to expenses of the inspector of boilers and engines and their appurtenances of steamboats upon inland waters, reported the same in a new draft under the title of "An Act to repeal chapter 225 of the Public Laws of 1909, relating to expenses of the inspector of boilers and engines and their appurtenances of steamboats upon inland waters," and that it ought to pass.

Mr. Hogan from the Committee on Military Affairs, on Bill, An Act to amend chapter 206 of the Public Laws of 1909 entitled "An Act to consolidate and revise the Military Laws of the State of Maine," reported the same in a new draft under the same title, and that it ought to pass.

Mr. Cyr from the Committee on Interior Waters, on Bill, An Act to prevent collisions on inland waters, reported the same in a new draft under the title of "An Act to prevent collisions on inland waters," and that it ought to pass.

Mr. Stetson from the same committee, on Bill, An Act to incorporate the Nigger Brook Power Company, reported the same in a new draft under the title of "An Act to incorporate the Nigger Brook Power Company," and that it ought to pass.

Same gentleman from same committee, on Bill, An Act granting H. L. Gooch the right to maintain a dam on the East Machias river, reported the same in a new draft under the title of "An Act granting H. L. Gooch the right to maintain a dam on the East Machias river," and that it ought to pass. (Tabled pending acceptance of report on motion of Mr. Bogue of East Machias.)

Mr. Cyr from same committee, on Resolve in aid of navigation on Rangeley Lake, Mooselucmaguntic Lake and Cupsuptic Lake, reported the same in a new draft under the title of "Resolve in aid of navigation on Rangeley Lake, Mooselucmaguntic Lake and Cupsuptic Lake," and that it ought to pass.

Same gentleman from same committee, on Resolve in favor of main-

taining lights on the buoys on Upper and Lower Richardson Lakes, with statement of facts, reported the same in a new draft under the title of "Resolve in favor of maintaining lights on the buoys on Upper and Lower Richardson Lakes," and that it ought to pass.

Committee on Insane Hospitals, on Bill, An Act additional to Chapter 144 of the Revised Statutes, reported the same in a new draft under the title of "An Act additional to Chapter 144 of the Revised Statutes," and that it ought to pass.

(Signed) Messrs. SNOW

AMES  
LITTLEFIELD  
PLUMMER  
MOULTON  
HODGKINS

Mr. Descoteaux from the Committee on Labor, on Bill, An Act to amend Section 48 of Chapter 40 of the Revised Statutes as amended by Chapter 70 of the Public Laws of 1909, relating to the hours of employment of women and children, reported the same in a new draft under the title of "An Act to amend Section 48 of Chapter 40 of the Revised Statutes as amended by Chapter 70 of the Public Laws of 1909, relating to the hours of employment of women and children," and that it ought to pass.

The reports were accepted and bills and resolves ordered printed under joint rules.

#### First Reading of Printed Bills and Resolves.

Resolve, in favor of Sullivan Newton.

Resolve, in favor of Holden Brothers.  
Resolve, in favor of the Hospital of the Daughters of Wisdom of St. Agatha, in the County of Aroostook.

Resolve, in favor of the Waldo County General Hospital.

Resolve providing for an Epidemic or Emergency Fund.

Resolve in favor of the Machiasport and East Machias Bridge. (Tabled pending second reading on motion of Mr. Murphy of Portland.)

Resolve in favor of a road in Elliottsville Plantation. (Tabled pending

second reading on motion of Mr. Murphy of Portland.)

Resolve in favor of the town of Norway.

Resolve in favor of Frank Savage.

Resolve in favor of Mattanawcook Academy. (Tabled pending first reading on motion of Mr. Murphy of Portland.)

Resolve in favor of the town of Waltham.

Resolve in favor of the town of St. George. (Tabled pending second reading on motion of Mr. Murphy of Portland.)

Resolve in favor of the town of East Livermore. (Tabled pending second reading on motion of Mr. Murphy of Portland.)

An Act to extend the charter of the Hiram Water, Light and Power Company.

An Act to amend Chapter 359 of the Private and Special Laws of the State of Maine for the year 1903.

An Act to amend Chapter seventy-nine of the Revised Statutes, as amended by chapter twenty-eight and one hundred seventy-five of the Public Laws of 1907, relating to the terms of the Supreme Judicial Court in Aroostook County.

An Act to further amend chapter four of the Revised Statutes as amended by chapter seventy-eight of the Public Laws of 1905, relating to town and city by-laws and ordinances.

An Act to change the name of The Baptist Religious Society of North Yarmouth and Freeport to The Baptist Religious Society of Yarmouth.

An Act relating to the jurisdiction of the Bar Harbor Municipal Court of the town of Eden.

An Act to incorporate the Monson Water Company.

An Act authorizing the construction of a wharf into the tide waters of Casco Bay in the Town of Cumberland.

An Act to amend the Charter of the Ossipee Valley Power Company.

An Act to authorize the Town of York to lease certain lands within said town.

An Act to incorporate the Guilford Water District.

An Act to incorporate the Lincoln Water Company.

An Act to amend Chapter 374 of the Private and Special Laws of 1909.

An Act authorizing the construction of a bridge across the Piscataqua River.

An Act authorizing Kingsbury Plantation to build and maintain its roads and bridges, and to raise money for the same.

An Act to amend the charter of the Kibbie Dam Company.

An Act to amend the charter of the Spencer Dam Company.

An Act establishing a close time on lobsters in the waters of Winter Harbor, in Hancock County.

An Act to extend the rights, powers and privileges of the Barrows Falls Light and Power Company.

An Act to extend the charter of the Rumford Falls and Bethel Street Railway.

An Act to extend the charter of the Waldo Street Railway Company.

An Act to amend Chapter seventy of the Public Laws of nineteen hundred and seven, entitled "An Act amending Chapter one hundred and sixty-four of the Public Laws of nineteen hundred and five, relating to location and assessment of damages for property taken for public uses."

An Act authorizing Booth Brothers and Hurricane Isle Granite Co. to construct and maintain a railroad crossing or crossings in the town of St. George.

#### Passed to Be Engrossed.

Resolve making an appropriation for the purpose of obtaining information in regard to wild lands for the purpose of taxation.

Senate Bill, No. 148, relating to powers and duties of Maine Library Commission.

House Bill, No. 431, to amend the charter of the city of Waterville.

The House voted that the following resolves lie on the table and be assigned for Wednesday of next week.

House Resolve, No. 333, in favor of the town of Norridgewock.

House Resolve, No. 416, favor of the town of Albion.

House Resolve, No. 462, favor of the town of Norway.

House Resolve, No. 301, favor of the town of Paris.

House Resolve, No. 294, in favor of road from Brownville to Katahdin Iron Works.

House Resolve, No. 296, in favor of the city of Biddeford.

House Resolve, No. 298, in favor of the town of Island Falls.

House Resolve, No. 299, in favor of the town of Island Falls.

House Resolve, No. 300, in favor of the town of Oxford.

House Resolve, No. 302, in favor of the town of Woodstock.

House Resolve No. 303, in favor of the city of Biddeford.

House Resolve, No. 304, in favor of repairing highway in town of Greenbush.

House Resolve, No. 305, in favor of the city of Biddeford.

House Resolve, No. 308, in favor of the town of Whitneyville.

House Resolve, No. 309, in favor of repairing a certain road in Penobscot county.

House Resolve, No. 310, in favor of building a bridge across Moose river.

House Resolve, No. 311, in favor of aid in repairing road from The Forks to Lake Moxie Station.

House Resolve, No. 330, in favor of Fort William Henry.

House Resolve, No. 331, relating to Major General O. O. Howard statue.

Senate Resolve, No. 136, favor New Canada Plantation road.

Senate Resolve, No. 139, favor town of Addison.

House Resolve, No. 349, in favor of the town of Danforth.

House Resolve, No. 352, favor of roads in Indian township.

House Resolve, No. 361, favor the Lake road.

House Resolve, No. 291, in favor of the Wiscasset bridge.

#### Passed to Be Enacted.

An Act to amend sections eleven, twelve, fourteen, fifteen, sixteen and seventeen of chapter 17 of the Revised

Statutes, relating to registration of physicians and surgeons.

An Act to provide for a department of labor and industry; to prescribe its powers and duties; to regulate the employment of labor; to provide for factory inspection and to prescribe penalties for the violation of this act.

An Act to grant additional powers to the Lubec Sardine Company.

An Act to amend chapter 233 of the private and special laws of 1909, entitled "An Act for the protection of deer in York County."

#### Orders of the Day.

Mr. PETERS of Ellsworth—Mr. Speaker, I move to reconsider the vote whereby the Resolve in favor of the Waterville Fair was indefinitely postponed. The reason I make that motion is this. I believe that it is only fair that all propositions of this kind be treated exactly alike. After today it will be contrary to the rules to reconsider our motion whereby that resolve was indefinitely postponed. It is proper, as the House has voted, to postpone to another day the consideration of these matters so that we can examine into their merits. If the House should decide to pass any of these resolves granting gratuities I think, it should pass them all if they are proper. It should make no distinction between the Waterville Fair or any other Fair. If we are going to give the Waterville Fair money we should give the others, and vice versa. For that reason I move to reconsider the vote whereby the appropriation was indefinitely postponed for the Waterville Fair, and that it lie on the table until next Wednesday.

Mr. PATTANGALL of Waterville—Mr. Speaker, the motion of the gentleman from Ellsworth is a very proper one undoubtedly. As I recall the calendar, the so-called Waterville Fair Resolve went to the Senate. The papers are not now in the possession of the House; they are on the table in the Senate. I want to say just a word in regard to the matter. I do not think it makes any very great financial difference as to what the House does in that proceeding, because if the House has read the resolve it would



have seen that that resolve provided that a new Fair association would be formed in Waterville on account of certain property changes, and that the new association took the rights of the old Fair association, and the resolve repealed the old act which gives the Central Maine Fair Association \$2500 a year, which still stays on the statute books. So if the action of the House continues, it will result simply in the old Fair Association, which has no money, getting \$2500 a year instead of the new proposition. The House simply voted on a resolve that changed the name of an association. I had no question but that the House when it understood the situation would reconsider its action, and as to the motion of the gentleman from Ellsworth, I suppose it would be necessary in order for the motion to have any effect to have the papers in the possession of the House.

On motion of Mr. Dutton of China, Bill, An Act to amend Chapter 9 of the Revised Statutes relative to property of public municipal corporations situated outside their corporate limits, was taken from the table, and on further motion by the same gentleman it was referred to the committee on judiciary.

On motion of Mr. Pattangall of Waterville, Bill, An Act relating to the packing of sardines, was taken from the table, and on further motion by the same gentleman it was referred to the committee on shore fisheries.

On motion of Mr. Gamache of Waterville, Bill, An Act to regulate the practice of embalming and transportation of bodies of persons who have died of infectious diseases, was taken from the table, and on further motion by the same gentleman it was referred to the committee on legal affairs.

On motion by Mr. Allen of Columbia Falls the following Senate Resolves were taken from the table and assigned for next Wednesday.

No. 142, Resolve in favor of the county commissioners of Franklin county.

No. 143, Resolve in favor of the county commissioners of Franklin county.

No. 144, Resolve in favor of the county commissioners of Franklin county.

Also House Resolve No. 415, in favor of the counties of Kennebec and Somerset.

Mr. ALLEN of Jonesboro: Mr. Speaker, while the House is in a penitential mood I would like to inquire if it would not be well to reconsider the action by which House Resolve No. 287, in favor of a toll bridge at Eastport, was indefinitely postponed last night. I do not think the last word has been spoken in regard to that toll bridge matter. If it is not out of order I move that the vote be reconsidered.

The SPEAKER: The Chair will say to the gentleman from Jonesboro that the papers are in the possession of the Senate and they should be sent for before action can be taken.

Mr. TUCKER of Wiscasset: Mr. Speaker: House Bill, No. 413, An Act relating to the protection of smelts was tabled by Mr. Kelley of Boothbay yesterday. I wish to inform the House that I would like a day assigned for it. Mr. Kelley suggested next Wednesday, but next Wednesday is not agreeable to me as you can see from what has been assigned by the House here today, and it would not receive any consideration, and for that reason I ask that the House assign this bill for Tuesday.

Mr. KELLEY of Boothbay: Mr. Speaker, next Tuesday is my annual town meeting day and it would be impossible for me to get back here until after 12 o'clock. I would be willing to assign it for Thursday of next week.

The SPEAKER: Is the gentleman from Wiscasset satisfied with an assignment on Thursday?

Mr. TUCKER: I am not. This matter has been before the committee on shore fisheries three distinct times. It has had a good and sufficient hearing and it has received a unanimous report accompanying this bill, and it has come up on its third reading and met the same opposition which it has met in every stage of its progress. It has been some six weeks

now, and it is time that this business was attended to. I want this matter to come up for a hearing at a time when it can be attended to, and the first of the week seems to be the time, as there is no doubt but what the gentleman has an amendment to put on to it to still delay it, and therefore I ask this House to assign this bill for next Tuesday.

Mr. KELLEY: Mr. Speaker, I will call for a division of the House. It is simply a matter of courtesy. I cannot get back here Tuesday.

Mr. TRAFTON of Fort Fairfield: Mr. Speaker, I rise to a point of order. Has this bill been taken from the table yet?

The SPEAKER: It has not been formally taken from the table. The point is well taken.

The House then voted to take the bill from the table.

The question being, shall the bill be assigned for next Tuesday.

A division was had and the motion was lost by a vote of 47 in favor to 58 against the motion.

On motion of Mr. Kelley of Boothbay the bill was assigned for Thursday of next week.

On Motion of Mr. McCurdy of Lubec, House Resolve, No. 402, in favor of the town of Trescott, was tabled and assigned for next Wednesday.

On motion by Mr. Murphy of Portland, Bill, An Act regulating the use of rights and locations in public streets, was taken from the table and on further motion by the same gentleman the bill received its third reading and was passed to be engrossed.

An Act to amend Section 10 of Chapter 3 of the Revised Statutes, relating to the powers and duties of the Maine Library Commission. (This bill was passed to be engrossed.)

An Act to amend the charter of the city of Waterville. (Tabled pending third reading on motion by Mr. Pattangall of Waterville.)

On motion of Mr. Doyle of Millinocket, bill relating to the department of

labor and industry, was taken from the table.

Mr. Doyle offered House Amendment A to Section 3 by inserting after the word "interrogatories" in the second line, the words "for the purpose of gathering facts and statistics such as is contemplated by this Act."

The amendment was adopted, and the bill was then passed to be engrossed as amended.

On motion of Mr. Bisbee of Rumford, Bill, An Act to amend Chapter 247 of the Public Laws of 1909 providing for the uniform grading, packing and branding of apples, was taken from the table.

On motion of Mr. Bisbee the House voted to non-concur with the Senate in the indefinite postponement of the bill.

Mr. Bisbee moved that a committee of conference be appointed.

The motion was agreed to.

The Speaker appointed on the part of the House, Messrs. Libbey of Oakland, Quimby of Turner and Wheeler of Paris.

On motion of Mr. Bisbee of Rumford, Bill, An Act to amend Chapter 247 of the Public Laws of 1909 relating to the packing and branding of apples, was taken from the table.

Mr. Bisbee moved that the bill be recommitted to the committee on agriculture.

The SPEAKER: The Chair rules that the question is on the adoption of the amendment sent down by the Senate.

On motion of Mr. Bisbee the bill was laid on the table.

Mr. PATTANGALL of Waterville: Mr. Speaker, I understand that the papers in House Bill 267 are tabled in the Senate and that the Senate has adjourned. The motion of the gentleman from Ellsworth was to reconsider the action of the House in indefinitely postponing that resolve. Tomorrow the time for making a similar motion would elapse, and for the purpose of keeping that motion before the House I move that the motion of the gentleman from Ellsworth to reconsider the vote whereby the House indefinitely

postponed the resolve be laid on the table.

Mr. PETERS of Ellsworth: Mr Speaker, understanding the motion of the gentleman from Waterville I heartily concur.

The motion was agreed to.

Mr. Allen of Jonesboro moved that the vote be reconsidered whereby the House voted to indefinitely postpone the bill in regard to the Eastport bridge.

On motion of Mr. Davies of Yarmouth this motion was laid on the table.

Mr. Clark of Portland moved that the House reconsider its action in reference to the bill relating to the Maine Historical Society.

On motion of Mr. Williamson of Augusta the motion was laid on the table.

Mr. Hersey of Houlton moved to take up House Document 369, reciprocity with Canada, and moved that it be indefinitely postponed.

Mr. SCATES of Westbrook: Mr. Speaker, I rise to a point of order. To reconsider a motion a member has to vote on the prevailing side.

Mr. HERSEY: Mr. Speaker, the question is on the acceptance of the report of the committee, and now the resolve is on its second reading. The motion was not to reconsider the matter.

Mr. PATTANGALL: Mr. Speaker, there seems to be sort of a general understanding that we are not going to transact any business, and I move that that resolve lie on the table until next Wednesday.

The motion was agreed to.

Mr. GOODWIN of Biddeford: Mr. Speaker, this seems to be an opportune moment for me to ask unanimous consent of the House to introduce a resolve, and I will state that it carries no appropriation of money, and as it would be practically impossible for the Clerk to read the resolve I will ask permission to read it myself.

"Resolved, That inasmuch as Wednesday, March 15, promises to be a very busy day for the members of this House, and the indications point

to a continuous day and night session, therefore

"Resolved, That the Clerk of the House is hereby instructed to make all necessary arrangements to provide the members of the House on that day with wholesome and palatable refreshments, both solid and liquid, in violation of no statutes of the State, and to provide a sufficient number of cots for use, if needed, at the night session on said March 15th." (Laughter.)

Mr. ALLEN of Jonesboro: Mr. Speaker, I move that the resolve be referred to the mock session.

Mr. HERSEY of Houlton: Mr. Speaker, I move that the resolve lay upon the table and be specially assigned for Wednesday of next week. (Laughter.)

The SPEAKER: The motion of the gentleman from Houlton has precedence.

The motion was agreed to.

Mr. PATTANGALL of Waterville: Mr. Speaker, if it is in order I would like to move, in order that the resolve introduced by the gentleman from Biddeford will receive favorable action, that it be referred to the committee on claims. (Laughter.)

On motion of Mr. Heffron of Eastport, Senate Document No. 134, Bill, An Act to amend Chapter 4 of the Revised Statutes relative to the erection of wharves and fish weirs, was taken from the table, and on further motion by the same gentleman the bill was indefinitely postponed.

On motion by the same gentleman Senate Document No. 146, Bill, An Act for the better protection of herring, was taken from the table.

Mr. Heffron then moved that the bill be indefinitely postponed.

Mr. PETERS of Ellsworth: Mr. Speaker, if I understand the matter correctly, the gentleman from Machiasport, Mr. Small, favors the passage of an amendment to this bill, which amendment is with the Bill No. 147.

Mr. PATTANGALL of Waterville: Mr. Speaker, I don't know but the best solution of all these matters may be

to indefinitely postpone them, but I would like to have the House know what it is doing when it does it. The fishing industry has been a sort of joke around here this winter, but as a matter of fact, one county in this State shipped out last year almost \$5,000,000 worth of sardines, and if anything is done to interfere in any way with that industry it is a pretty serious matter to 45,000 people down in the county of Washington. I have not had any opportunity to look over these various bills, and it may be as I say that the best thing to do would be to indefinitely postpone them all and get along under the existing laws, but the House ought to take time enough to look into the bills and see what it is voting upon. It is now pretty late and we have been having a pretty good time this forenoon, and I would suggest that no harm could result if this matter should go over until tomorrow when we have no appropriations to consider and the different gentlemen who are interested in a business way in one of the greatest industries that Maine has got might have an opportunity to confer together and see what would be left after they indefinitely postponed the bills which are now before the House; and I move that the matter be tabled until tomorrow.

The motion was agreed to.

On motion by Mr. Stetson of Lewiston the rules were suspended and that gentleman introduced resolve in favor of Harry Stetson, and on further motion by the same gentleman the resolve was referred to the committee on appropriations and financial affairs.

On motion by Mr. Murphy of Portland, Resolve in favor of the Maine Seed Improvement Association, was taken from the table, and on further motion by the same gentleman it was specially assigned for Thursday of next week.

Mr. BOMAN of Vinalhaven: Mr. Speaker, I ask unanimous consent of the House to introduce a bill at this time, and I think I can present to the House suitable reasons why the bill has not been presented to the House before. This is not a private corporation matter. It is an act

to supply the town of North Haven with pure water, and I think it is only necessary for me to say that this bill could not have been presented to this House before because the matter had to come before the town meeting of North Haven, and that town meeting was only held last Monday.

The rules were suspended and Mr. Boman introduced Bill, An Act to supply the town of North Haven with pure water, and on further motion by the same gentleman the bill was referred to the committee on legal affairs.

Mr. Small of Machiasport moved that the vote be reconsidered whereby the House voted to indefinitely postpone Senate Bill No. 134.

Mr. HEFFRON of Eastport: Mr. Speaker, I object. This bill was reported by this committee without advertising and without a hearing. The new draft was introduced into the House without any hearing and without advertising in any way, shape or form. Now, House bill No. 92—if the members of the House will look at their calendars—I tabled a bill of the same subject matter on February 2. We have had a great deal of hot air about the amount of fish that can be caught here and how the fish are transported. Here are the reports which any member of the House can get in the library, and look at the records.

	Pounds.	
1900 .....	81,310 280	\$ 410 855
1901 .....	491,771	453 495
1902 .....	419,152	329,087
1903 .....	100,615 200	627,183
1904 .....	129,417 900	594 222
1905 .....	135,407 100	957 681
1906 .....	108,225 675	740 919
1907 .....	61,523 000	542 896
1908 .....	68,910 800	470 685
1909 .....	109,838,210	684 854
1910 .....	118,413.196	1,096 704

Estimating one-half of the pack of 1910 to be seined fish we find the losses on one-half of the pack which is on 800,000 cases, if seining had not been allowed.

If we make a careful estimate of the loss to our State by the passing of the Mayo bill we will find that the general business interests will suffer. Viz: The shook manufacturer and labor of making 800,000 shooks at \$30 per thousand. \$64,000. The transportation and labor on handling

the shooks will amount to \$6 per thousand, \$4800. Then the trucking and transportation of the manufactured goods will at 20 cents per case be a loss of \$160,000.

The tin plate, oil, etc., will have to be carried by our Maine-built steamships or railroads and they will certainly miss the carrying of these 800,000 cases if the Mayo bill is passed.

Then the manufacturer of mustard sauce will have to suffer a loss of 50 per cent. of the capacity of plant and besides there is a loss to labor. Then in the handling of 800,000 cases at factories we find another loss to labor alone of \$400,000.

We come to the fishermen.

Basing our figures on the cost of fish per case for the year 1910 we find a loss to the fishermen of 35 cents per case on \$800,000 cases, \$280,000. We must further take into consideration our cold storage plants and deep water fishermen. By the passing of the Mayo bill it means disaster to the cold storage plants and distress to our deep water fishermen, lobster fishermen and families.

Besides the losses mentioned there are minor interests too numerous to mention that would be hurt by the passing of the Mayo bill.

The summary of the loss mentioned we find to be, viz:

Shook Mfg. and labor .....	\$ 64,000
Transportation Co. and labor on shooks .....	4,800
Transportation and trucking manufactured goods .....	160,000
Eastern freight on 800,000 cases.....	50,000
Manufacturing and labor on mustard sauce .....	10,000
Labor on fish at factories .....	400,000
Fish .....	280,000

Making a total of .....\$968,800

It also means that one-half of the boats and boatmen will be without employment and there is a loss and a heavy one that we had not mentioned in the footings of the several items.

Now tell me, pray—are we doing justice to think even of passing the Mayo bill?

I do not think it just, neither do I believe the Constitution would uphold the prohibiting of honest and innocent men from earning their daily bread and raiment.

I do not believe that this Legislature is going to accept any bill

from a committee that are so unfair as to report a bill that is before them a month without a hearing, and I am willing to submit the question to the members of this House, and I am going to ask that when the vote is taken it be taken by the yeas and nays.

Mr. PATTANGALL of Waterville: Mr. Speaker, the question before the House as I understand it is to reconsider the vote whereby Senate Document, No. 134 was indefinitely postponed.

The SPEAKER: That is the question.

Mr. PATTANGALL: Now, after that bill had been indefinitely postponed efforts were made, as I suggested, in the interest of certain men who were very much interested in this industry on both sides that the whole matter might lay upon the table until tomorrow for consideration. As Senate Document, No. 134 had been indefinitely postponed, in order to bring that bill in with the others so that the parties in interest could sit down this afternoon and get at some mode of considering the matter, the gentleman from Machiasport, Mr. Small, moved that we reconsider the vote, not to pass the bill, but simply to bring this bill back to a position where it could be tabled.

Now, in order that the House may vote understandingly upon this matter, and this bill is so short that if the House will bear with me for a moment I would like to read it. It simply amends Section 90 of Chapter four of the Revised Statutes by adding this sentence to it "The applicant for license to build or extend a fish wrier first giving bond to the town without sureties, in the sum of \$100, conditioned that upon the termination of such license he shall remove all stakes and brush from the location described in his license." That is all there is to this bill. I don't know anything about the Mayo bill or about the purpose of the committee, and I don't know whether that bill is useful or useless, and for the present purpose I don't care; but I would like to have this House when they come to vote upon a matter understand something about it. I know we all want to. Most of us are not near-

ly so familiar with the technical side of this matter as a few members of the House are. There is nothing in the motion which has been made which will shorten the sardine pack or take away the work of anybody who has worked, take away the labor from anybody who has worked. The effect of the motion as made is simply to bring that bill back so that it, with the other four or five or a dozen—I don't know how many there are—bills relating to this same subject matter may be assembled. It may be found then that the better way will be to indefinitely postpone the whole thing; it may be that there may be some merit in some one or more of these measures, but I would like to mention this and urge that perhaps the gentleman from Eastport misunderstood the situation. The present motion involves the consideration of the merits of neither bill and can effect in no way any business. I feel pretty deeply in this matter because the best clients that I have in the world are the sardine packers, and we have been endeavoring for the past few days to get together and see if we could not arrive at something that would do some good, and at the instance of some of the larger manufacturers, including a member of this House, we have put in a bill here that we want to have heard before the committee arranging for some form of inspection of the goods at the factory so as to improve the quality and possibly increase the price. It is a very important measure to be considered later. I

believe that all these other matters about about which there is so much confusion and about which, although they are of extreme importance, have for different reasons been treated here all winter by the House as though they were a joke—I believe all these matters ought to be laid over until tomorrow that the people who are here present representing different interests that have their money invested in this property can sit down together and either agree to fight the thing out or else agree to throw everything overboard or agree upon something which they will all like. I submit, Mr. Speaker, this is no time for us on a question involving simply whether the pier owner shall remove the stakes and brush every spring or not, to vote upon the general matters of the sea and shore fisheries committee or on the general principles of whether some bill which was introduced by Senator Mayo, which I never have seen or read, is right or not. I hope the motion of the gentleman from Machiasport will prevail, because there is nothing in the motion to harm anybody.

The question being on the motion to reconsider the vote whereby the bill was indefinitely postponed,

The motion was agreed to.

On motion of Mr. Small of Machiasport, the bill was then tabled until tomorrow.

On motion of Mr. Percy of Bath,  
Adjourned.