

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

HOUSE.

Thursday, January 30, 1913.

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Coons of Augusta.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

A communication was received from the Secretary of State, transmitting a joint resolution proposing amendment to the constitutions of the several states, relating to marriage and divorce, accompanied by an extract from the laws of California, the same having been in the Senate ordered placed on file.

The communication with accompanying extract from the laws of California was ordered placed on file in concurrence.

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

Judiciary.

By Mr. Emerson of Island Falls: An Act to create the Oakfield Water Company.

By Mr. Cochran of Edgecomb: An Act relating to Squirrel Island Village Corporation.

By Mr. Durgin of Milo: An Act to prevent evasion of payment of telephone charges.

By Mr. LeBel of Westbrook: An Act authorizing the city of Westbrook to assume control of Sacarappa Cemetery.

By Mr. Gardner of Whiting: An Act to extend the charter of the Lubec, East Machias and Machias Railway Company.

By Mr. Emerson of Island Falls: An Act to create the Smyrna Water Company.

By Mr. LeBel of Westbrook: An Act to amend section 34 of the city charter of the city of Westbrook.

By Mr. Cochran of Edgecomb: An

Act to set off Capitol Island and Squirrel Island from the town of Southport.

By Mr. Jenkins of Wales: Petition of Sullivan Waterhouse and 37 others asking for additional legislation in regard to cruelty to animals.

Legal Affairs.

By Mr. Harman of Stonington: An Act to provide for the licensing of stationary engineers. (Tabled for printing pending its reference to the committee on motion by Mr. Harman of Stonington.)

By Mr. Chick of Monmouth: An Act to revive and extend the power of the Litchfield Electrical Company.

By Mr. Trimble of Calais: An Act to authorize the Calais Street Railway to sell electricity.

By Mr. Folsom of Sanford: An Act relating to the construction of sidewalks in the town of Sanford.

By Mr. Stuart of Livermore Falls: An Act to extend the charter of the Livermore Falls Light and Power Company.

By Mr. Chadbourne of North Berwick: An Act to authorize the town of South Berwick to own and maintain an electric lighting and power plant.

By Mr. Plummer of Lisbon: Resolve for an amendment to the constitution providing for the proposal of amendment by initiative petition.

Appropriations and Financial Affairs.

By Mr. Bragdon of York: Resolve in favor of the York Hospital.

Railroads and Expresses.

By Mr. Bragdon of York: Petition of R. F. Tapley and 13 others of York asking for repeal of section two of chapter 13 of the Private and Special Laws of 1887, relating to the York Harbor and Beach Railroad.

By Mr. Mitchell of Kittery: Petition of C. M. Prince and 84 others of Kittery for same.

Agriculture.

By Mr. Plummer of Lisbon: An Act amending section seven of chapter 15 of the Public Laws of 1907, defining

the limits within which a municipality shall destroy dangerous insects.

Interior Waters.

By Mr. Mooers of Ashland: An Act authorizing George W. Junkins, his heirs and assigns, to erect and maintain a dam across Blackwater Stream, so called, in the town of Masardis. (Tabled pending its reference to the committee on motion by Mr. Haines of Fort Fairfield.)

By Mr. Quinn of Millinocket: An Act to authorize and empower the Norcross Transportation Company to extend its existing wharf further into North Twin Lake.

By Mr. Marston of Skowhegan: An Act to change the name of Hayden Lake, so called, to Wessurrenset Lake.

By same gentleman: Petition of Edward F. Merrill and 50 others in favor of same.

By Mr. Mooers of Ashland: Petition of L. H. Sabin and 17 others, in favor of erecting a dam on Blackwater Stream in the town of Masardis.

By same gentleman: Petition of Hermon C. Junkins and 26 others in favor of same.

Sea and Shore Fisheries.

By Mr. Gardner of Whiting: An Act to regulate the size of smoked herring boxes.

By Mr. Harman of Stonington: Petition of James F. Conley of Isle au Haut and 29 others, asking for a close time on sea fowl from April 1st to October 1st each year.

Ways and Bridges.

By Mr. Cochran of Edgecomb: An Act to amend section two of chapter 353 of the Private and Special Laws of 1905, relating to the Wiscasset bridge. (Tabled for printing pending its reference to the committee on motion by Mr. Nute of Wiscasset.)

By Mr. Hancock of Casco: Resolve in favor of building highway bridge across Crooked River between the towns of Casco and Naples, in the county of Cumberland.

By Mr. Doherty of Rockland: Re-

solve in favor of A. D. Bird of Rockland, Maine.

By Mr. Morrison of Corinth: Resolve in favor of building a bridge across Kenduskeag Stream in the town of Corinth, Penobscot county.

By Mr. McFadden of Lubec: Resolve in favor of the town of Trescott.

Inland Fisheries and Game.

By Mr. McBride of Mount Desert: An Act to regulate fishing in Upper Hadleek Pond, so called, in the town of Mount Desert, in the county of Hancock.

By Mr. Folsom of Sanford: An Act to prohibit ice fishing in Square Pond, in the towns of Shapleigh and Acton, in the county of York, accompanied by petition.

By Mr. Currier of Camden: Resolve in favor of a feeding pond at the Knox county hatchery, at Camden, Maine.

By Mr. Chick of Monmouth: Petition of B. E. Packard and 24 others to prohibit the dumping of sawdust or other refuse in the waters of Potter Mill Stream, so called, said stream being located in the town of Litchfield.

Towns.

By Mr. Maxwell of Boothbay Harbor: Remonstrance of H. H. Chamberlain and 57 others against a division of the town of Bristol; of R. S. Hatch and 23 others; of E. J. Ervine and 16 others; of Elmer Martin and 12 others; of Frederick Creamer and 14 others; of O. A. Poland and 19 others; of A. H. Hunter and 235 others; of Charles Weeks and 26 others; of G. B. Blaisdell and 20 others; of G. E. Bryant and 31 others; of William Poole and 25 others; of Edwin Bradley and 191 others; of A. T. Royal and 25 others of Bristol; of Almon P. Hatch and 30 others of Bristol; of D. Hodgdon and nine others of Bristol; of W. A. Pennell and 12 others; all against same.

Pensions.

By Mr. Bowler of Bethel: Resolve in favor of William H. Richardson a soldier of the war with Spain.

Public Buildings and Grounds.

By Mr. Swift of Augusta: Resolve for the improvement of the State Park,

on the easterly side of State street.

Public Health.

Mr. Mr. Maybury of Saco: An Act to amend section 23 of chapter 18 of the Revised Statutes, relating to the State Laboratory of Hygiene.

Salaries and Fees.

By Mr. Austin of Phillips: An Act to amend chapter 117 of the Public Laws of 1905, relating to the compensation of county commissioners. (Tabled for printing pending its reference to the committee on motion by Mr. Plummer of Lisbon.)

By same gentleman: An Act to amend chapter 119 of the Public Laws of 1905, relating to the compensation of County Attorneys. (Tabled for printing pending its reference to the committee on motion by Mr. Austin of Phillips.)

By Mr. Twombly of Enfield: An Act to amend paragraph 11, section one, chapter 165 of the Public Laws of 1905, relative to the salary of the judge of probate of Penobscot county.

By Mr. Connors of Bangor: An Act to amend paragraph 11, section one, chapter 173 of the Public Laws of 1905, relative to the salary and clerk hire of the register of deeds of Penobscot county.

By Mr. Smith of Patten: An Act to amend paragraph 11, section one, chapter 116 of the Public Laws of 1905, relative to the salary of the treasurer of Penobscot county.

By Mr. Jennings of Garland: An Act to amend paragraph 11, section one, of chapter 119 of the Public Laws of 1905, relative to the salary of the County Attorney of Penobscot county.

By Mr. Crowell of Bangor: An Act to amend paragraph 11, section one, chapter 113 of the Public Laws of 1905, relative to the salary and clerk hire of the clerk of courts of Penobscot county.

By Mr. Elliott of Thomaston: An Act to amend chapter 151 of the Public Laws of 1905, relating to the compensation of registers of probate.

By Mr. Swett of Bath: An Act relating to the compensation of county commissioners. (Tabled for printing

pending its reference to the committee on motion by Mr. Plummer of Lisbon.)

Orders.

On motion by Mr. Smith of Auburn, it was .

Ordered, that the use of the Hall of the House of Representatives be granted to the committee on judiciary for a hearing on the afternoon of February 19, A. D., 1913.

On motion by Mr. Harman of Stonington, the rules were suspended and that gentleman presented out of order by unanimous consent the following joint resolution:

"STATE OF MAINE.

January 30th, 1913.

Whereas, there has been introduced into Congress a bill known as the McLean Bill, Senate Document No. 6497, to afford federal protection, to migratory game and insectivorous birds, and

Whereas, there is a general sentiment in favor of such protection, and an urgent request for the enactment of such a law has been made, now, therefore,

Resolved, that Congress be and is hereby requested to enact a law, giving ample protection to migratory game and insectivorous birds,

Resolved, that the Legislatures of all other states of the United States, now in session or when next convened, be and they hereby are respectfully requested, to join in this request by the adoption of this, or any equivalent resolution,

Resolved, further, that the secretary of state be and hereby is directed to transmit copies of this resolution to the Senate and House of Representatives of the United States, and to the several members of said body representing this state therein, also to transmit copies hereof to the Legislature of all other states of the United States."

On motion by Mr. Harman the Joint resolution received a passage and was sent to the Senate.

Reports of Committees.

Mr. Smith of Auburn from the committee on judiciary, reported "ought to

pass" on bill, An Act to authorize the Van Buren Water Company to issue bonds.

Mr. Durgin from the same committee, report "ought to pass" on bill, An Act to extend the charter of the Sebec Power Company.

Mr. Waterhouse from the same committee, reported "ought to pass" on bill, An Act to amend section seven of chapter 128 of the Revised Statutes, as amended by chapter 100 of the Public Laws of 1905, relating to malicious mischief.

Mr. Smith of Patten from the same committee, reported "ought to pass" on bill, An Act to amend section 46 of chapter 106 of the Revised Statutes, as amended by chapter nine of the Public Laws of 1909, relating to the appointment of surveyors in real actions.

Mr. Durgin from the same committee, reported "ought to pass" on bill, An Act in relation to the fraudulent drawing of checks.

Mr. Maybury from the committee on military affairs, reported "ought to pass" on bill, An Act to amend section 65 of chapter four of the Revised Statutes, relating to burial of honorably discharged soldiers and sailors.

Mr. Bass from the committee on insane hospitals, reported "ought to pass" on bill, An Act to change the name of the Eastern Maine Insane Hospital.

Mr. Maybury from the same committee, reported "ought to pass" on bill, An Act to change the name of the Maine Insane Hospital.

Mr. McFadden from the committee on pensions, reported "ought to pass" on bill, An Act in favor of Philenda A. Brown of Topsfield.

Mr. Spencer from the committee on ways and bridges, reported in a new draft and "ought to pass" on resolve in favor of the Machiasport and East Machias Bridge.

Mr. Spencer from the same committee, reported "ought to pass" on resolve in favor of the town of Whitneyville for extra expense in connection

with building and repairing of bridge across Machias River.

Mr. Spencer from the same committee, reported in a new draft and "ought to pass" on resolve in favor of the town of Rockport.

Mr. Trimble from the committee on military affairs, reported in a new draft and "ought to pass" on bill, An Act to amend a military law.

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

Mr. Dunton from the committee on judiciary, reported "ought not to pass" on bill, An Act to amend section three of chapter 17 of the Revised Statutes, relating to the practice of medicine.

Mr. Gordon from the committee on claims, reported "ought not to pass" on resolve in favor of Frank Savage of Bigelow Plantation.

Mr. Clark from the Portland Delegation, reported "ought not to pass" on bill, An Act to amend the charter of the Portland Gas Light Company.

The reports were accepted.

First Reading of Printed Bills and Resolves.

An Act relating to the Eastport Water Company.

An Act to complete the records of the Piscataquis county registry of deeds.

Resolve in favor of the New England Fruit Show.

Resolve in favor of the Maine Pomological Society.

Passed to be Engrossed.

An Act relating to the Home for Aged Women in Portland.

An Act to amend section one of chapter one hundred and twenty-five of the Public Laws of nineteen hundred and nine relating to the State superintendent of public schools.

An Act to amend section fifty-two of chapter fifteen of the Revised Statutes relating to compulsory school attendance.

An Act to amend section thirty-eight of chapter fifteen of the Revised Stat-

utes relating to the duties of the superintendent of schools.

Resolve, that the sums of \$150 in 1913 and \$50 in 1914 be appropriated for placing of buoys in Lewis Long and Big Lakes in Washington county.

Resolve in favor of the Eastport bridge.

Resolve in favor of the Gardiner and Randolph bridge.

Resolve in favor of aiding in building road in New Canada Plantation.

Passed to be Enacted.

An Act to incorporate the Van Bu-

ren Bridge Company.

Orders of the Day.

On motion by Mr. Farnham of Bath, House Document No. 79, bill, An Act authorizing the city of Bath to levy assessments for street improvements, was taken from the table, and on further motion by Mr. Farnham the bill was referred to the committee on legal affairs.

On motion by Mr. Twombly of Enfield.

Adjourned.