

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

HOUSE.

Tuesday, February 4, 1913.

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

Prayer by the Rev. Mr. Livingston of Augusta.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

An Act in relation to practice in the supreme judicial court, came from the Senate referred in that branch to the committee on judiciary. (Tabled for printing pending its reference in concurrence on motion by Mr. Waterhouse of Kennebunk.)

An Act, to amend chapter two of the Public Laws of 1911, relative to scallops, came from the Senate referred in that branch to the committee on sea and shore fisheries. (Tabled for printing pending its reference in concurrence on motion by Mr. Boman of Vinalhaven.)

From the Senate: Report of committee on inland fisheries and game on petition of E. E. Richards and 56 others for the enactment of a law permitting fishing for pickerel through the ice two days in the week at Drury Pond in the town of Temple, Franklin county, reporting petitioners have leave to withdraw as legislation upon this matter is deemed inexpedient.

In the House the report was accepted and sent to the Senate for concurrence; comes from the Senate that branch having voted to recommit to the committee on inland fisheries and game in non-concurrence. (Tabled on motion by Mr. Doherty of Rockland.)

Senate Bills on First Reading.

An Act to increase the capital stock of the Maine Telephone & Telegraph Company and ratify, confirm and make valid certain doings of said company.

An Act to incorporate the Lewiston Chamber of Commerce.

Resolve for extra pay to the Maine Volunteers in the War with Spain.

Resolve in favor of Mayella L. Gordon.

Resolve in favor of Betsey Storer.

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

Judiciary.

By Mr. Irving of Caribou: An Act to regulate by arbitration strikes, lock-outs and disputes between employer and employees of public utilities. (Tabled for printing pending reference on motion by Mr. Irving.)

By Mr. Smith of Auburn: An Act to provide a charter for the city of Auburn. (Tabled pending reference on motion by Mr. Smith.)

By same gentleman: An Act to amend the charter of the city of Auburn and to provide a non-political commission form of government. (Tabled for printing pending reference on motion by Mr. Smith.)

By same gentleman: An Act to amend the charter of the city of Lewiston. (Tabled for printing pending reference on motion by Mr. Smith.)

By Mr. Smith of Patten: An Act to repeal chapter 199 of the Public Laws of 1911 entitled "An Act to provide for the nomination of party candidates by direct primary."

By Mr. Doherty of Rockland: An Act to amend the act which constitutes the police court for the city of Rockland.

By Mr. Bowler of Bethel: An Act to incorporate the Sheepscot Valley Conservation Power Company. (Tabled for printing pending reference on motion by Mr. Bowler.)

By Mr. Sanborn of South Portland: An Act to incorporate the Interurban Ferry Company.

By same gentleman: An Act to incorporate the Harvey Memorial Crittenton House.

By Mr. Harvey of Rockland: An Act to amend chapter 100 of the Private and Special Laws of 1891, as amended by chapter 506 of the Private and Special Laws of 1903, relating to drains and common sewers in the city of Rockland.

By same gentleman: An Act to incorporate the Rockland Public Utilities District.

By Mr. Morse of Rumford: An Act to repeal chapter 200 of the Public Laws of 1909, relating to the election of road commissioners.

By Mr. Bragdon of York: An Act to incorporate the Ogunquit Village Corporation. (Tabled for printing pending reference of motion by Mr. Bragdon.)

By Mr. Mitchell of Newport: An Act to incorporate the Great Moose Lake Power Company.

By Mr. Morse of Rumford: An Act to amend the charter of the Rumford Falls Light & Water Company.

By Mr. Sanborn of South Portland: An Act to regulate the rates to be charged to consumers of gas by the Municipal Light & Power Company.

By Mr. McBride of Mount Desert: Remonstrance of G. N. Rich and 17 others against change in law excluding automobiles from the town of Eden; also remonstrance of Almon Harden and 18 others against same; also remonstrance of Frank N. Higgins and 39 others against same; also remonstrance of P. L. Sargent and 11 others against same; also remonstrance of Frank Hayes and 5 others against same; also remonstrance of Wallace E. McKnown and 4 others against same; also remonstrance of Galen Cunningham and 3 others against same; also remonstrance of F. O. Alley and 8 others against same; also remonstrance of George A. Savage and 76 others against same.

By same gentleman: Remonstrance of Horace F. Wescott and 45 others against legislation creating a registration board in the city of Ellsworth.

By same gentleman: Remonstrance of Horace F. Wescott and 45 others against passage of section two of the proposed act to amend the charter of the city of Ellsworth.

Legal Affairs.

By Mr. Hogan of Portland: An Act to authorize and ratify the appointment of the Portland Music Commission. (Tabled for printing pending its reference to the committee on motion by Mr. Kehoe of Portland.)

By same gentleman: An Act to authorize the appointment of Portland High School Commission. (Tabled for printing pending its reference to the committee on motion by Mr. Kehoe of Portland.)

By Mr. Currier of Camden: An Act to incorporate 700 Acre Island. (Tabled for printing pending reference on motion by Mr. Sprague of Islesboro.)

By Mr. Sargent of Portland: An Act relating to the election of assessors for the city of Portland.

By Mr. Sherman of Eden: An Act to change the name of the town of Eden to the town of Bar Harbor, accompanied by petitions and notice. (Tabled for printing pending reference on motion by Mr. Sherman.)

By Mr. Benton of Parsonfield: An Act to extend the powers of the Limerick Water & Electric Company.

By Mr. Maybury of Saco: An Act to amend section 72 of chapter nine of the Revised Statutes, as amended by section three of the Public Laws of 1911, and to amend section 75 of chapter nine of the Revised Statutes.

By Mr. Morse of Rumford: An Act to prohibit marriages in certain cases.

By Mr. Kehoe of Portland: An Act relating to the St. Joseph's Convent and Hospital.

By Mr. Sanborn of South Portland: An Act to correct and protect helpless, neglected and suffering children, to be known as "The Children's Act." (Tabled for printing pending reference on motion by Mr. Sanborn.)

By Mr. Johnson of Brownfield: An Act to incorporate the Brownfield Electric Company.

By same gentleman: An Act to ratify the organization and amend the charter of the Hiram Water, Light & Power Company.

By Mr. Swift of Augusta: An Act to incorporate the Kennebec Realty Company.

By Mr. Mitchell of Kittery: An Act relating to the Jerguson Manufacturing Company.

By Mr. Maybury of Saco: An Act to amend chapter 188 of the Public Laws of 1907.

By Mr. Sherman of Eden: Petition of A. L. Higgins and 111 others of Eden, favoring the changing the name of the town of Eden to the town of Bar Harbor; also petition of H. L. Graham and 76 others for same.

Education.

By Mr. Maybury of Saco: Petition of Ralph E. Boothbay and 22 others of Saco, in favor of teachers' pensions.

By Mr. Stevens of Kennebunkport: Petition of Charles A. Rush and 14 others, citizens of Kennebunkport, in favor of act to increase the efficiency of the public schools of Maine by retiring teachers of long service with pensions.

By Mr. Johnson of Brownfield: Petition of Ridgley C. Clark and 7 others, teachers of Fryeburg, in favor of the proposed teachers' pension bill; also petition of William Gordon and 18 others of Fryeburg for same.

Railroads and Expresses.

By Mr. Marston of Skowhegan: An Act in relation to the Skowhegan & Athens Railway.

Agriculture.

By Mr. Smith of Presque Isle: Resolution of Aroostook and Penobscot Union Pomono Grange in favor of state experimental farm in Aroostook county.

Ways and Bridges.

By Mr. Goodwin of Mexico: An Act to authorize the towns of Mexico and Rumford, in the county of Oxford, to purchase the toll bridge between said towns erected and owned by the Mexico Bridge Company. (Tabled for printing pending reference on motion by Mr. Goodwin.)

By Mr. Taylor of Topsfield: Resolve in favor of reconstruction of the bridge at Forrest City, Washington county, Maine.

Mr. Goodwin of Mexico: Resolve in favor of the towns of Mexico and Rumford to aid in making the toll bridge owned by the Mexico Bridge Company a free bridge.

By Mr. Currier of Camden: Resolve in favor of Charles Dodge of Camden, Maine.

By same gentleman: Resolve in favor of H. Morrier, of Camden.

By Mr. Brown of Eagle Lake: Petition of Vetal Soucier and 57 others in favor of bridge across Fish River.

By Mr. McBride of Mount Desert: Petition of Bangor Chamber of Commerce and 33 other firms and individuals asking for state aid in building a

road around Chick Hill in the town of Amherst; also petition of George W. Rodick of Amherst and 73 others for same.

Inland Fisheries and Game.

By Mr. McBride of Mount Desert: An Act to regulate the carrying of fire arms within the limits of the town of Mount Desert, Hancock county.

By Mr. Clark of Portland: An Act to provide for the protection of the Hungarian Partridge, so-called, also capercaillie, or cock of the woods, so-called, black game, so-called and all species of the pheasant, except ruffed grouse or partridge, so-called.

By Mr. Austin of Phillips: An Act to regulate fishing in the South Branch of the Dead River above Flagg Dam.

By Mr. Bowler of Bethel: Resolve in relation to screening the outlet of Upper Kezar Lake in the town of Lovell. (Tabled pending receipt of statement of facts on motion by Mr. Bowler.)

By Mr. Clark of New Portland: Petition of H. P. McKenney and 29 others asking that Markham Pond, situated in Township No. 2, Range 6, B. K. P. W. K. R., commonly called Johnson Mountain Town, be closed to all fishing for two years; also that Cold Stream, so-called, and all of its branches running across said township No. 2, Range 6, be closed to all except fly fishing, and that one person shall not be allowed to take or carry away in one day more than 20 trout taken in said stream; also that all ponds in said township 2, Range 6, B. K. P. W. K. R., except Cold Stream Pond, so-called, and that part of Lake Parlian in said township be closed to all except fly fishing.

By Mr. Mathieson of Rangeley: Petition of E. F. Coburn and 6 others, residents of Middle Dam, Oxford county, in relation to fishing in the northern end of Pond-in-the-river, so-called, in Oxford county.

By Mr. Cyr of Fort Kent: Petition of H. E. Hasey and 13 others of St. Francis, in relation to fishing in Nigger Brook Lakes, Brann Lake, Fall Brook and Fall Brook Lakes, in Aroostook County.

By Mr. Clark of New Portland: Petition of Ralph Dexter and 35 others,

residents of Lexington and vicinity, in the county of Somerset, in relation to fishing in Sandy and Alder Streams and their tributaries, in Lexington and Highland Plantations, Somerset county.

By Mr. McEride of Mount Desert: Petition of John C. Pedder and 49 others of Mount Desert, in favor of regulating fire arms in said town.

By Mr. Clark of New Portland: Petition of Forrest H. Colby and 21 others of Bingham and vicinity, Somerset county, in relation to fishing in Pleasant Pond, so-called, in The Forks and Carratunk Plantations.

By Mr. Pierce of Richmond: Petition of Noble Maxwell and 11 others, residents of Richmond and vicinity, asking that Umberline Brook in Richmond and Bowdoinham be closed to all fishing.

By Mr. Sherman of Eden: Petition of George A. Phillips and 23 others, residents of Bar Harbor, Ellsworth and vicinity, in relation to fishing in Branch Pond Stream, so-called, situated in the city of Ellsworth.

By Mr. Mathieson of Rangeley: Petition of Henry Hughhey and 8 others, residents of Lowelltown and vicinity, Franklin county, in relation to fishing in Boundary, Beattie, Mud and Clear-water Ponds, in Franklin county.

By Mr. Stanley of Cumberland: Petition of Mrs. W. A. Thurston and 69 others, residents of Cumberland vicinity, in the county of Cumberland, in relation to fishing in Forest Lake, so-called, in the towns of Windham and Gray, in Cumberland county.

By Mr. Ramsey of Blaine: Petition of Edwin McGray and 6 others, residents of Blaine, Aroostook county, in relation to fishing in Whited Lake, so-called, in the town of Bridgewater, Aroostook county.

By Mr. Clark of Portland: Petition of E. W. Towle and 12 others, asking for a law to regulate the length of trout which may be taken in the Belgrade Lakes in case the smelt law, so-called, is repealed.

By Mr. Butler of Farmington: Petition of H. G. Benson and 19 others, asking that a law be enacted making it unlawful for any person in one day

to catch more than 25 trout in Rapid Stream.

By Mr. Marston of Skowhegan: Petition of Linwood Frederick of Norridgewock and 23 others, in favor of repeal of law prohibiting the use of gang hooks in fishing in the inland waters of the State; also petition of D. C. Holway of Millinocket and 55 others for same; also petition of Herbert M. Bosworth of East Madison and 26 others for same; also petition of S. H. Mace of Oakland and 39 others for same; also petition of Alpheus Mason of Canaan and 25 others for same; also petition of Harry L. Crabtree of Ellsworth and 41 others for same; also petition of Samuel R. Rollins of Concord and 44 others for same; also petition of H. H. Richardson and 46 others of Skowhegan for same.

Sea and Shore Fisheries.

By Mr. Bragdon of York: An Act to prohibit lobster pot fishing in York River.

By same gentleman: An Act for the better protection of shell fish within the town of York, in the county of York.

By Mr. Sargent of Portland: An Act to amend the present law in regard to the measurement of lobsters. (Tabled for printing pending reference on motion by Mr. Harmon of Stonington, and 200 extra copies ordered printed on motion by Mr. Bowman of Vinalhaven.)

Towns.

By Mr. Eaton of Oxford: An Act to authorize a union of towns in maintaining town farms. (Tabled for printing pending reference on motion by Mr. Eaton.)

Claims.

By Mr. Taylor of Topsfield: Resolve in favor of E. McFarland of Forrest Station, in Washington county, as a reimbursement for expense incurred in the erection of a school house in Township No. 10, Range 3, Washington county.

By Mr. Irving of Caribou: Resolve in favor of Storm Wessel of Stockholm, Maine, accompanied by statement of facts.

By Mr. Peterson of New Sweden: Re-

solve in favor of the town of Lime-stone, accompanied by statement of facts.

By Mr. Newbert of Augusta: Resolve in favor of the estate of A. J. Cameron.

Pensions.

By Mr. McFadden of Lubec: Resolve in favor of Vinnie E. Saunders.

By Mr. Butler of Farmington: Resolve in favor of Helen B. Hobart for state pension.

State School for Boys and Industrial School for Girls.

By Mr. Newbert of Augusta: An Act providing for free treatment of juvenile dependents by institutions receiving state aid.

Taxation.

By Mr. Descoteaux of Biddeford: An Act to amend chapter 163 of the Public Laws of 1905, as amended by chapter 20 of the Public Laws of 1907, relating to taxing soldiers and sailors. (Tabled for printing pending reference on motion by Mr. Descoteaux.)

By Mr. Sanborn of South Portland: An Act to amend sub-section two of section six of chapter nine of the Revised Statutes, relating to the exemption of property from taxation. (Tabled for printing pending reference on motion by Mr. Sanborn.)

By Mr. Newbert of Augusta: An Act to exempt the Cyrus Woodman Reservation in the town of Buxton, and the Pleasant Mountain Reservation in the town of Denmark, and the Pleasant Mountain Reservation in the town of Denmark from taxation.

Public Health.

By Mr. Clark of Portland: An Act to regulate the sale of morphine and other hypnotic or narcotic drugs. (Tabled for printing pending reference on motion by Mr. Clark.)

Salaries and Fees.

By Mr. Smith of Presque Isle: An Act to amend section one of chapter 118 of the Public Laws of 1905, relating to compensation of clerks of courts, so as to allow the clerk of courts in Aroostook county the sum of \$1300 per year for clerk hire instead of \$800 the sum now fixed by law, with statement of facts accompanying same.

By Mr. McFadden of Lubec: An Act to amend section one of chapter 117 of the Public Laws of 1905.

By Mr. Kehoe of Portland: An Act to fix the salary of the county attorney and assistant attorney of Cumberland county.

By same gentleman: An Act to amend section five of chapter 117 of the Revised Statutes, relating to salary of an officer to attend the superior court of Cumberland county.

By Mr. Marston of Skowhegan: Petition of Charles R. Cook and 18 others of Skowhegan, in favor of raising the salary of the county treasurer of Somerset county from \$400 to \$600.

By Mr. Smith of Presque Isle: Petition of S. C. Greenlaw of Presque Isle and 29 others in favor of increasing the amount allowed the Aroostook county clerk of courts for clerk hire; also petition of Nicholas Fessenden of Fort Fairfield and 10 others for same.

Westbrook and Portland Delegation.

By Mr. Scates of Westbrook: An Act in relation to Main street in the city of Westbrook and certain streets in the city of Portland.

On motion by Mr. Taylor of Topfield, the House voted to reconsider its action whereby it passed yesterday an order granting the use of Representatives Hall to the committee on School of Feeble Minded for a hearing on Thursday afternoon, February 6th, and on further motion by Mr. Taylor the order was indefinitely postponed.

Orders.

On motion by Mr. Scates of Westbrook, it was

Ordered, that the committee on ways and bridges be granted the use of Representatives Hall for a public hearing on Thursday afternoon, February 6th.

Passed to Be Engrossed.

An Act to extend the charter of the Sebec Power Company.

An Act to authorize the Van Buren Water District to issue bonds.

An Act to amend Section 7, Chapter 128 of the Revised Statutes as amended by Chapter 100, of the Public Laws of 1905, relating to malicious mischief.

An Act additional to Chapter 127 of the Revised Statutes in relation to the fraudulent giving of checks.

An Act to amend Section 65 of Chapter 4, Revised Statutes, relating to burial of honorably discharged soldiers and sailors.

An Act to change name of the Eastern Maine Insane Hospital.

An Act to change name of the Maine Insane Hospital.

An Act to amend Section 46 of Chapter 106 of the Revised Statutes as amended by Chapter 9 of the Public Laws of 1909, relating to the appointment of surveyors in real actions.

An Act to amend the Military Law.

An Act to save town officers the expense of jurats upon certain returns.

An Act to change the name of the Aroostook Trust and Banking Company to Aroostook Trust Company.

An Act to amend Section 2 of Chapter 62 of the Revised Statutes as

amended by Chapter 148 of the Public Laws of 1907, relating to Divorce Proceedings.

An Act to incorporate the Van Buren Sewerage Company.

Resolve, in favor of the Machiasport and East Machias Bridge.

Resolve, in favor of the town of Whitneyville.

Resolve, in favor of the town of Rockport.

Resolve, in favor of Philinda A. Brown of Topsfield.

Resolve, in favor of the town of Roque Bluffs.

Resolve, in favor of the town of Whiting.

Resolve, in aid of navigation on Moosehead Lake.

Resolve, in favor of a road in Elliottsville Plantation.

On motion by Mr. Descoteaux of Biddeford,

Adjourned