

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

HOUSE.

Monday, March 3, 1913.

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

Prayer by the Rev. Mr. Stanley of Hollowell.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

(Mr. Austin of Phillips at this point assumed the Chair.)

From the Senate: A communication was received from the Senate stating that in that branch Messrs. Smith, Wing and Maxwell had been joined on the committee of conference on the disagreeing action of the two branches on bill, An Act to amend Chapter 40 of the Revised Statutes, as amended by Chapter 46 of the public Laws of 1907 and Chapters 70 and 257 of the Public Laws of 1909, relative to the employment of women and children.

Senate Bills on First Reading.

An Act for the better regulation of the practice of dentistry and the reorganization of the Board of Dental Examiners.

An Act to extend the charter of the World's Standard Insurance Company.

An Act to amend section 116 of Chapter 15 of the Revised Statutes, relating to instruction for the blind.

At this point the Speaker resumed the Chair).

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

Judiciary.

By Mr. Marston of Skowhegan: Petition of Charles R. Viles, D. M. D. of Skowhegan and 15 others, asking for the passage of An Act to regulate the practice of Osteopathy.

By Mr. Dunton of Belfast: Petition of I. T. Clough and 117 others of Belfast in favor of Senate Bill No. 165, providing for workmen's compensation.

Legal Affairs.

By Mr. Wheeler of Paris: An Act additional to Chapter 84 of the Revised Statutes, relating to proceedings in civil actions in court.

Appropriations and Financial Affairs.

By Mr. Plummer of Lisbon: An Act relating to the disbursement of appropriations to institutions receiving aid. (Tabled for printing pending reference to the committee on motion by Mr. Plummer.)

Placed on File.

By Mr. Eldridge of Gardiner: Remonstrance of Nellie F. Springer and eight others, teachers of Gardiner and Farmingdale, against passage of teacher's pension bill; also remonstrance of L. H. Conant and 11 others, teachers of Gardiner, against same; also remonstrance of H. T. Chase and 10 others of Gardiner against same.

By Mr. Cook of Vassalboro: Petition of Fred Ellis and eight others in favor of repeal of Chapter 153 of the Public Laws of 1911, entitled "An Act to prohibit the use of gang hooks when fishing in the inland waters of the State."

Agriculture.

By Mr. Cook of Vassalboro: Remonstrance of F. A. Marden and 22 others of Vassalboro against any change in the law relating to the packing of apples.

Orders.

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

Ordered, that Dr. W. V. Fisher be granted the use of the Hall of the House of Representatives, on Wednesday evening, March 5th, for delivery of his illustrated lecture on the Panama-Pacific International Exposition to the Legislature and their friends.

Reports of Committees.

Mr. Smith of Auburn from the committee on judiciary, reported "ought not to pass" on bill, An Act to amend the charter of the city of Lewiston.

Same gentleman from same committee, reported "ought not to pass" on bill, An Act to amend the charter of the city of Lewiston.

Same gentleman from same committee, reported "ought not to pass" on bill, An Act to encourage and promote the building and use of tuberculosis hospitals in cities and towns.

Mr. Durgin from the same committee, reported "ought not to pass" on

bill, An Act to amend Chapter 87 of the Public Laws of 1911 in relation to employment agencies.

Mr. Sanborn from the same committee reported "ought not to pass" on bill, An Act to incorporate the Farmington-Oakland Interurban Railway.

Mr. Smith of Patten from the same committee reported "ought not to pass" on bill, An Act to provide for the cutting of bushes and weeds within the limits of any highway or town way adjoining cultivated land.

Same gentleman from same committee reported "ought not to pass" on Resolve in favor of the Allagash Road in Aroostook county, with statement of facts covering the same.

Same gentleman from same committee reported "ought not to pass" on Resolve in favor of the towns of Castine and Penobscot.

Same gentleman from same committee reported "ought not to pass" on Resolve in favor of a certain road in the towns of Otis and Clifton in the counties of Hancock and Penobscot.

Mr. Austin from the committee on inland fisheries and game, on remonstrance of F. A. Averill and 59 others of Mount Vernon, Vienna and vicinity against opening of Parker Pond, partly in Kennebec county and partly in Franklin county, to fish, reported that the same be placed on file as the subject matter has already been considered and reported upon by the committee.

Same gentleman from same committee on petition of A. J. McKenney and 26 others, and petition of Henry Drew and 10 others, residents of Enfield and Lincoln, in relation to ice fishing in Cold Stream Lake, in the towns of Enfield and Lincoln, reported that the petitioners have leave to withdraw. (Tabled pending the acceptance of the report on motion by Mr. Thombs of Lincoln.)

Same gentleman from same committee on bill, An Act to repeal so much of Chapter 99 of the Public Laws of 1911 as provides that one box of fish or one pair of game birds shall not be sent by the purchaser of a tag for that purpose oftener than

once in 30 days, reported that same "ought not to pass" because the subject matter is covered in a bill to be reported by this committee upon petition of C. A. Judkins and 66 others asking for the repeal of the 30-day limit on shipments of 10 pounds of fish under tag.

Same gentleman from same committee, on petition of Charles A. Davis and four others of Elliottsville praying the Sandy Pond in Elliottsville be closed for fishing for four years, with remonstrance of J. S. Leaman and 59 others against same, reported that the petitioners have leave to withdraw.

Same gentleman from same committee, reported "ought not to pass" on bill, an Act to regulate the taking of black ducks in Washington county.

Same gentleman from same committee, reported "ought not to pass" on bill, an Act to regulate the carrying of firearms within the limits of Mount Desert, Hancock county.

Same gentleman from same committee, on petition of E. R. Wyman and 37 others of Cumberland county, praying that the open time on deer in said county be extended to December 15, reported that the same be placed on file as the subject matter is covered by bill to be reported by this committee relating to close time on deer in York, Cumberland, Sagadahoc, Knox, Lincoln, Waldo, Kennebec and Androscoggin counties.

Same gentleman from same committee on bill, an Act to regulate hunting in Androscoggin county, with petition of L. W. Sawyer and 84 others in favor of changing the open time on deer in said county, reported that same be placed on file as the subject matter is covered by bill to be reported by this committee relating to close time on deer in the counties of York, Cumberland, Sagadahoc, Knox, Lincoln, Waldo, Kenebec and Androscoggin.

Same gentleman from same committee, on petition of W. M. White and others in favor of repealing an Act entitled "An Act to prohibit the use of gang hooks," reported that the same

be placed on file as said petition has already been acted upon by this committee.

Same gentleman from same committee, on petition of H. S. Hall and 202 others in favor of fishing in Snow Pond and Messalonskee Lake, reported that the petitioners have leave to withdraw.

Same gentleman from same committee, on petition of C. W. Hussey and others in favor of ice fishing in China Lake, reported that the petitioners have leave to withdraw.

Mr. Rolfe from the committee on towns, reported "ought not to pass" on bill, an Act to incorporate Seven Hundred Acre Island.

Same gentleman from same committee, reported "ought not to pass" on bill, an Act to set off in the town of Mason certain land and annex same to the town of Bethel.

Mr. Sturgis from the committee on taxation, reported "ought not to pass" on bill, an Act to exempt certain inhabitants of the State from the payment of a poll tax.

Mr. Durgin from the committee on judiciary, on petition of Sullivan Waterhouse and 37 others asking additional legislation in regard to cruelty to animals, reported legislation thereon inexpedient.

The reports were accepted.

Mr. Dunton from the committee on judiciary, reported in a new draft and "ought to pass" on bill, an Act to amend the Act which constitutes the police court for the city of Rockland.

Same gentleman from same committee, reported "ought to pass" on bill, an Act to amend Section 504 of the Private and Special Laws of 1889, incorporating the Otter Creek Bridge Co.

Same gentleman from same committee, reported "ought to pass" on bill, an Act to amend the charter of the Rumford Falls Light and Power Co.

Mr. Smith of Presque Isle from the same committee, reported "ought to pass" on bill, an Act to organize the Ashland Water Company.

Same gentleman from same committee, reported in a new draft and "ought to pass" on bill, an Act to incorporate the Madison Water District.

Mr. Smith of Patten from the same committee, reported in a new draft and "ought to pass" on bill, an Act to amend the charter of the Camden-Rockland Water Company.

Mr. Sanborn from the same committee, reported "ought to pass" on bill, an Act to incorporate the Harvey Memorial Crittenton Home.

Mr. Durgin from the same committee, reported in a new draft and "ought to pass" on bill, an Act to amend Section 13 of Chapter 4 of the Revised Statutes, as amended by Chapter 200 of the Public Laws of 1909, relating to election of road commissioners.

Mr. Waterhouse from the same committee, reported in a new draft and "ought to pass" on bill, an Act to amend Section 38 of Chapter 47 of the Revised Statutes, relative to giving notice of the time and place of sales of shares of stock in corporations to pay assessments.

Mr. Conors from the committee on legal affairs, reported in a new draft and "ought to pass" on bill, an Act to amend Chapter 154 of the Private and Special Laws of 1895, as amended by Chapter 156 of the Private and Special Laws of 1911, relating to the charter of the Wiscasset Water Co.

Same gentleman from same committee, reported "ought to pass" on bill, an Act to incorporate the Lincoln Light and Power Company.

Mr. Morrison from the committee on ways and bridges, reported in a new draft and "ought to pass" on resolve in favor of bridge across the Umculcus stream in Oxbow Plantation, Aroostook county.

Same gentleman from same committee, reported in a new draft and "ought to pass" on resolve in aid of building bridge across Sandy stream in the plantation of Lexington.

Same gentleman from same committee, reported in a new draft and "ought to pass" on resolve in favor of aid in repairing highways in the town of Cutler.

Same gentleman from same committee, reported "ought to pass" on resolve in favor of building bridge across

Passadumkeag stream in Grand Falls Plantation.

Same gentleman from same committee, reported "ought to pass" on bill, An Act to authorize Frank W. Hunt & Company to erect and maintain a bridge across the Mattawamkeag river.

Same gentleman from same committee reported "ought to pass" on resolve in favor of road in Townships No. 9 and 10 in Hancock county.

Same gentleman from same committee, reported resolve in favor of aid in building bridge across Moose river near its mouth, and that it "ought to pass."

Same gentleman from same committee, reported in a new draft and "ought to pass" on resolve in favor of highway in the town of Ripley.

Same gentleman from same committee, reported in a new draft and "ought to pass" on resolve in favor of highway bridge in the Plantation of New Canada.

Mr. Austin from the committee on inland fisheries and game, on petition of Harry Quimby and others, reported bill, An Act to regulate fishing in Rangeley, Cupsuptic and Mooselucmegetic lakes.

Same gentleman from same committee, on petition of C. A. Judkins, reported bill, An Act permitting the shipment once in 10 days under special license tag of 10 pounds of fish from Moosehead lake.

Same gentleman from same committee, reported "ought to pass" on bill, An Act to repeal Chapter 503 of the Private and Special Laws of 1828, as amended by Chapter 508 of the Private and Special Laws of 1874, and by Chapter 254 of the Private and Special Laws of 1876, relating to the taking of fish in Narraguagus river.

Mr. Stevens from the committee on sea and shore fisheries, reported "ought to pass" on bill, An Act for the better protection of shell fish in the town of Kennebunk.

Mr. Rolfe from the committee on towns, reported "ought to pass" on bill, An Act to disorganize Plantation No.

Same gentleman from same committee, reported "ought to pass" on bill, An Act to incorporate Connor Plantation.

Mr. McFadden from the committee on

pensions, reported in a new draft and "ought to pass" resolve in favor of John R. Dinsmore.

Same gentleman from same committee, on petition, reported resolve in favor of Charles Fogg of Norway, and that of "ought to pass."

Same gentleman from same committee, reported "ought to pass" on resolve in favor of James R. Hunton.

Same gentleman from same committee, reported "ought to pass" on resolve in favor of Betsey H. Dyer.

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

Mr. Smith of Presque Isle from the committee on judiciary, reported "ought to pass" on bill, An Act relating to the entry of nolle prosequi in criminal cases.

The report was accepted and this bill having been already printed received its first and second readings and was assigned for tomorrow morning for its third reading.

Mr. Dunton from the committee on judiciary reported "ought to pass" on bill, An Act to prohibit the use of automobiles on the public roads in the town of Islesboro.

The report was accepted and this bill having been already printed received its first and second readings and was assigned for tomorrow morning for its third reading.

Mr. Sanborn from the committee on judiciary reported "ought to pass" on bill, 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.

The report was accepted and this bill having been already printed received its first and second readings and was assigned for tomorrow morning for its third reading.

Mr. Waterhouse from the committee on judiciary, reported "ought to pass" on bill, An Act to amend An Act to incorporate the Madison Water Company.

The report was accepted and this bill having been already printed received its first and second readings

and was assigned for tomorrow morning for its third reading.

Mr. Waterhouse from the committee on judiciary, reported "ought to pass" on bill, An Act to incorporate the Rockland Public Utilities District.

The report was accepted and this bill having been already printed received its first and second readings and was assigned for tomorrow morning for its third reading.

Mr. Washburn from the committee on Indian Affairs, to which was recommended Resolve in favor of Peter W. Ranco, representative of the Penobscot tribe of Indians, reported that the same "ought to pass."

The report was accepted and this resolve having been already printed received its first reading and was assigned for tomorrow morning for its second reading.

Mr. Washburn from the committee on Indian Affairs, to which was recommended Resolve in favor of Peter J. Newell, representative of the Passamaquoddy tribe of Indians, reported that the same "ought to pass."

The report was accepted and this resolve having been already printed received its first reading and was assigned for tomorrow morning for its second reading.

Mr. Rolfe from the committee on towns, reported "ought to pass" on bill, An Act to authorize a union of towns in maintaining down farms.

The report was accepted and this bill having been already printed received its first and second readings and was assigned for tomorrow morning for its third reading.

First Reading of Printed Bills and Resolves.

An Act permitting the use of automobiles in the town of Eden.

An Act relating to the use of automobiles in the town of Mount Desert, Hancock county, State of Maine.

An Act to amend the charter of the Livermore Falls Light & Power Company.

An Act to incorporate the Waterville Chamber of Commerce.

An Act to amend Section 75 of Chapter 10 of the Revised Statutes relating to sale of land for taxes in incor-

porated places.

An Act to incorporate the Corinna Water Company.

An Act to extend and enlarge the charter of the Ocean & Northern Railway Company.

An Act to amend Section 2 of Chapter 353 of the Private and Special Laws of 1905, relating to the Wiscasset bridge.

Resolve in favor of repairing roadway leading from the town of Greenville to Lily Bay Bridge, in the county of Piscataquis.

Resolve in relation to the repair of the Wiscasset bridge.

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

Resolve in favor of the city of Waterville for re-imbusement for State paupers.

Resolve in favor of the city of Saco.

Passed to Be Engrossed.

An Act to amend Section 6 of Chapter 18 of the Revised Statutes as amended by Chapter 48 of the Public Laws of 1909, relating to State Board of Health.

An Act to amend Sections 5 and 6 of Chapter 15 of the Public Laws of 1907, and also Section 6 of said chapter, as amended by Chapter 34 of the Public Laws of 1909 and Chapters 84 and 176 of the Public Laws of 1911, relating to the protection of trees and shrubs from dangerous insects and diseases.

An Act to amend Section 55 of Chapter 49 of the Revised Statutes, relating to the enforcement of a mortgagee's lien for insurance.

An Act conferring equity jurisdiction upon the Supreme Judicial Court to hear and determine property matters between wife and husband or husband and wife.

An Act to amend Section 28 of Chapter 65 of the Revised Statutes, relating to appeals from orders, sentences, decrees or denials of Judges of Probate.

An Act to amend Section 50, Chapter 93 of the Revised Statutes of the State of Maine, as amended by Chapter 21 of the Public Laws of 1907, relating to Liens on pulp wood.

An Act relating to changing the

name of Gregory's Sanatorium at Boothbay Harbor.

An Act entitled "An Act to incorporate the Rumford Chamber of Commerce."

An Act to incorporate the Kennebec Gas and Fuel Company.

An Act to incorporate the Mattawamkeag Water Company.

An Act to incorporate the Lincoln Sewerage Company.

Resolve in favor of Grenville M. Donham.

Resolve to authorize and provide for purchase of the History of the Town of Garland.

Resolve in favor of John M. Deering of Saco, Maine, Secretary of the Cattle Commission of 1910, the sum of \$19.50.

Resolve in favor of the State Pension Clerk.

Passed to Be Enacted.

An Act authorizing the trustees of the Western State Normal school to take land for school purposes.

An Act to incorporate the trustees of the Greeley Institute.

An Act to extend the charter of the Lincoln County Street Railway.

An Act to amend Section 1 of Chapter 166 of the Private and Special Laws of 1887, entitled "An Act creating the Fort Fairfield Village Corporation," as amended by Chapter 303 of the Private and Special Laws of 1905, and as amended by Chapters 116 and 210 of the Private and Special Laws of 1907, and as amended by Chapter 242 of the Private and Special Laws of 1909.

An Act relating to the Diamond Island Association.

An Act to amend Specification 1 of Section 13 of Chapter 9 of the Revised Statutes, as amended by Chapter 4 of the Public Laws of 1909 and Chapter 140 of the Public Laws of 1911, relating to taxation of personal property.

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

An Act to repeal Section 2 of Chapter 13 of the Private and Special Laws of 1887, relating to the York Harbor and Beach Railroad Company.

An Act to extend the time in which the Maine Title Insurance Company is authorized to commence business.

An Act to provide for free treatment of juvenile dependents receiving State aid.

An Act to amend Section 22 of Chapter 48 of the Revised Statutes, relating to lost bank deposit books.

An Act to extend the charter and rights of the Penobscot Bay Railroad Company.

An Act granting additional rights to married women.

An Act to prevent the organization of existence of secret societies in public schools.

An Act to amend Section 8 of Chapter 116 of the Revised Statutes, relating to transcripts in the superior court for Kennebec county.

An Act to authorize and empower the Norcross Transportation Company to extend its existing wharf further into North Twin lake.

An Act authorizing George W. Junkins, his heirs and assigns, to erect and maintain a dam across Black Water stream, so-called, in the town of Masardis.

An Act to extend the charter of the Rumford General hospital.

An Act to incorporate the town of Wade.

An Act to incorporate the Lazy Tom Brook Dam Company.

An Act to regulate the use of Songo Lock by steamboats, motor boats and other boats.

An Act to extend the charter of the Penobscot Boom Corporation for 15 years.

An Act to change the name of Roach river, First Roach pond, Second Roach pond, Third Roach pond and Fourth Roach pond, Piscataquis county.

An Act to extend the charter of the Penobscot Lumbering Association for 15 years.

An Act to amend Section 1 of Chapter 163 of the Private and Special Laws of 1911, and to extend the provisions of said chapter, authorizing the Aroostook Valley Railroad Company to extend its line from Washburn to the west line of the State.

An Act to incorporate the Quebec Extension Railway Company.

An Act authorizing the city of Westbrook to assume control of Saccarappa cemetery.

An Act relating to the taking of smelts in St. Georges river and its tributaries.

An Act to amend Section 25 of Chapter 48 of the Revised Statutes, as amended

by Section 9 of Chapter 69 of the Public Laws of 1907, relating to investment deposits in savings banks and institutions for savings.

Finally Passed.

Resolve for renewal of and repairs of all buildings of the Industrial School for Girls at Hallowell.

Resolve in favor of E. McFarland of Forrest Station, for expenses incurred in erection of school house.

Resolve in favor of the Western State Normal School at Gorham for the purchase or acquiring of land.

Resolve providing a pension for William H. Richardson.

Resolve in favor of the town of Limestone for money paid to the State through an error of the town officers.

Resolve for general maintenance for the Maine Industrial School for Girls at Hallowell.

Resolve providing for the purchase and distribution of the book on early Maine history entitled "The Makers of Maine."

Resolve in favor of W. J. Maybury of Saco, secretary of the committee on insane hospitals, for certain committee expenses.

Resolve in favor of repair and rebuilding of road from The Forks to Lake Moxie Station, in The Forks Plantation, in Somerset county.

Resolve providing for increased State pension for E. J. C. Owen.

Orders of the Day.

On motion by Mr. Smith of Auburn, House Document No. 369, bill, an Act to fix the minimum salary of teachers employed in public schools, was taken from the table, and on further motion by Mr. Smith the bill was referred to the committee on education.

On motion by Mr. Boman of Vinalhaven, House Document No. 368, bill, an Act to amend Chapter 28 of the Revised Statutes, as amended by Chapter 194 of the Public Laws of 1909 and by Chapter 156 of the Public Laws of 1911, relating to fire escapes, was taken from the table, and on further motion by Mr. Boman the bill was referred to the committee on legal affairs.

On motion by Mr. Boman, House Document No. 373, bill, an Act relating to county libraries, was taken from the table, and on further motion by Mr. Boman the bill was referred to the committee on counties.

On motion by Mr. Harriman of Cherryfield, House Document No. 370, bill, an Act to establish a State forestry commission, was taken from the table, and on further motion by Mr. Harriman the bill was referred to the committee on State lands and forest preservation.

On motion by Mr. Cook of Vassalboro,

Adjourned.