

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Seventy-Sixth Legislature

OF THE

STATE OF MAINE

1913

HOUSE.

Monday, March 17, 1913.

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

Prayer by the Rev. Mr. Steele of Hallowell.

Journal of previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: An Act to incorporate the Kingman Telephone Company.

In the House this bill was passed to be engrossed, and came from the Senate in that branch recommitted to the committee on judiciary.

On motion by Mr. Cyr of Fort Kent, the vote was reconsidered under a suspension of the rules whereby this bill was passed to be engrossed, and on further motion by Mr. Cyr the bill was recommitted to the committee on judiciary in concurrence with the Senate.

From the Senate: An Act providing for the inspection of bakeries and confectioneries.

In the House this bill was referred to the committee on labor, and came from the Senate in that branch referred to the committee on public health in non-concurrence.

On motion by Mr. Boman of Vinalhaven the House voted to recede and concur with the Senate in its reference of the bill to the committee on public health.

From the Senate: An Act to provide for better supervision of certain charitable and benevolent institutions.

The report of the committee on judiciary, reporting "ought not to pass" was accepted in concurrence, and on motion by Mr. Marston of Skowhegan the vote was reconsidered whereby the report of the committee was accepted in concurrence, and on further motion by Mr. Marston the bill was tabled pending the acceptance of the report of the committee in concurrence.

Senate Bills in First Reading.

Resolve in favor of the Bureau of Horticulture for the year 1914.

Resolve in favor of the Bureau of Horticulture for the year 1913.

This resolve received its first reading, and on motion by Mr. Marston of Skowhegan the vote was reconsidered whereby the resolve received its first reading. On further motion by Mr. Marston Senate Amendment A was adopted in concurrence, and the resolve then received its first reading, as amended, and was assigned for tomorrow morning for its second reading.

Resolve in favor of the Maine Wesleyan Seminary and Woman's College.

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

Judiciary.

By Mr. Dunton of Belfast: An Act to authorize N. F. Huston and others to build a wharf in tide waters of the city of Belfast.

Placed on File.

By Mr. Benton of Parsonsfield: Resolution of Elmwood Grange of Parsonsfield in favor of distribution of State school funds according to aggregate attendance in common schools.

By Mr. Mooers of Ashland: Resolution of Ashland Grange of Ashland in favor of same; also petition of E. L. Bartlett of Ashland and 16 others in favor of same.

By Mr. Mooers of Ashland: Petition of A. C. Watt of Castle Hill and eight others in favor of same; also resolution of Castle Hill Grange of Castle Hill in favor of same.

By Mr. Allen of Machias: Petition of J. S. Look and 43 others of Jonesboro in favor of same.

By Mr. Harper of Gorham: Resolution of White Rock Grange of Gorham, in favor of same.

By Mr. Harper of Gorham: Resolution of Gorham Grange of Gorham, in favor of same; also petition of George Alden of Gorham and 13 others in favor of same.

By Mr. Mooers of Ashland: Petition of W. E. Ross of Portage Lake and 32 others, relative to investigation of Bangor & Aroostook Railroad management and operation.

By Mr. Mooers of Ashland: Petition of M. A. Dudley of Mapleton and 45 others, relative to same.

Education.

By Mr. Bowler of Bethel: An Act to amend Sections 40 and 43 of Chapter 15 of the Revised Statutes, as amended, relating to the continuance of Unions of town formed for the employment of a superintendent of schools.

By Mr. Bowler of Bethel: An Act to amend Section 2 of Chapter 15 of the Revised Statutes in relation to the continuance of schools failing to maintain an average attendance of at least eight pupils.

Claims.

By Mr. Gordon of Biddeford: Resolve in favor of Helen Gaffney.

Taxation.

By Mr. Harman of Stonington: Petition of William M. Teel and 28 others of Frenchboro asking for a change in the taxing of licensed vessels.

Interior Waters.

By Mr. Peacock of Readfield: An Act to amend Section 15 of Chapter 54 of the Revised Statutes, relating to provisions for safety on inland steamers.

Reports of Committees.

Mr. Waterhouse from the committee on judiciary, on bill, An Act to amend Chapter 79 of the Revised Statutes, as amended by Chapters 28 and 155 of the Public Laws of 1907, as amended by Chapter 49 of the Public Laws of 1911, relating to terms of the supreme judicial court in Aroostook county reported that the same "ought not to pass," as the subject matter is covered by the general court bill.

Same gentleman from same committee, on petition of Aroostook County Pomona Grange in regard to term of court in Aroostook county, praying that the time of holding court be changed from the third Tuesday of September to the fourth Tuesday of August annually, reported legislation thereon inexpedient.

Mr. Smith of Auburn from the same committee reported "ought not to pass" on bill, an Act to amend the charter of the city of Auburn and to provide a non-political commission form of government.

Same gentleman from same committee

reported "ought not to pass" on bill, an Act to give uniformity or jurisdiction and procedure to municipal courts.

Same gentleman from same committee reported "ought not to pass" on bill, An Act to amend Section 1 of Chapter 198 of the Public Laws of 1911, relating to justices of the supreme judicial or superior courts.

Same gentleman from same committee reported "ought not to pass" on bill, An Act to repeal a portion of Chapter 409 of the Private and Special Laws of 1909, permitting certain plantations to assume the maintenance of their roads and bridges.

Mr. Dunton from same committee reported "ought not to pass" on bill, An Act in relation to certain rights and liabilities of husband and wife.

Same gentleman from same committee reported "ought not to pass" on bill, An Act to provide for the taking of land by academies, institutes and seminaries, and other schools for school purposes.

Mr. Connors from the committee on legal affairs reported "ought not to pass" on bill, An Act to limit the rate of interest on loans made by foreign corporations, agents or attorneys.

Same gentleman from same committee, reported "ought not to pass" on bill, An Act to amend the Act to incorporate the Livermore Falls Sewer District, as amended by Chapter 41 of the Private and Special Laws of 1907, and as amended by Chapter 185 of the Private and Special Laws of 1911.

Mr. Kehoe from the same committee reported "ought not to pass" on bill, An Act to amend Chapter 153 of the Private and Special Laws of 1903, relating to the Old Town municipal court.

Mr. Higgins from the committee on appropriations and financial affairs reported "ought not to pass" on resolve in favor of the Maine Children's committee.

Mr. Ricker from the committee on education reported "ought not to pass" on Resolve in favor of the Springfield Normal school.

Mr. Trimble from the committee on railroads and expresses reported "ought not to pass" on bill, An Act to amend Section 65 of Chapter 51 of the Re-

vised Statutes of Maine, relating to railroads crossing highways or other town ways.

Same gentleman from same committee reported "ought not to pass" on bill, An Act to amend Section 66 of Chapter 51 of the Revised Statutes of Maine, relating to railroad crossings of highways and other ways.

The committee of conference on the disagreeing action of the two branches of the Legislature on bill, An Act to divide the town of Sanford and incorporate the town of Springvale, reporting that said committee had been unable to agree, signed by Messrs. Folsome, Crowell and Peacock on the part of the House, and Messrs. Patten, Emery and Richardson on the part of the Senate.

Mr. Connors from the committee on legal affairs reported "ought not to pass" on resolve proposing an amendment to the Constitution changing the September election to November.

Mr. Stuart from the committee on mercantile affairs and insurance, reported "ought not to pass" on bill, An Act to repeal Chapter 131 of the Public Laws of 1911, relating to taxing insurance in companies not authorized to do business in Maine.

Mr. Richardson from same committee reported "ought not to pass" on bill, An Act to amend Sections 20, 28 and 34 of Chapter 28 of the Revised Statutes, relating to prevention of fires and inspection of buildings.

Mr. Bucklin from same committee reported "ought not to pass" on bill, An Act to provide for personal liability of officers of mutual fire companies in certain cases.

Mr. Price from the same committee reported "ought not to pass" on bill, An Act to amend Chapter 131 of the Public Laws of 1911, entitled "An Act relating to taxing insurance in companies not authorized to do business in Maine."

Mr. Trimble from the committee on military affairs reported "ought not to pass" on bill, An Act to amend Chapter 206 of the Public Laws of 1909, relating to the military laws of the State of Maine.

Mr. Morrison from the committee on ways and bridges, on bill, An Act for the improvement and maintenance of

public roads," reported that the same "ought not to pass" as the subject matter has been covered in bill reported "ought to pass."

Same gentleman from same committee, on bill, An Act to establish a State highway commission and to provide for an issue of State highway bonds, reported that the same "ought not to pass" as the subject matter has been considered in a bill reported "ought to pass."

Mr. Smith from the committee on library reported "ought not to pass" on resolve in favor of the early York deeds. (Tabled pending the acceptance of the report of the committee on motion by Mr. Bowler of Bethel.)

Mr. Tryon from the committee on temperance reported "ought not to pass" on bill, An Act to amend Section 40 of Chapter 29 of the Revised Statutes, relating to the sale of intoxicating liquors.

Mr. Farrar from the committee on taxation reported "ought not to pass" on bill, An Act to amend Section 65 of Chapter 8 of the Revised Statutes, as amended by Section 3 of Chapter 49 of the Public Laws of 1909, relating to the exemption of taxation on mortgages.

Mr. Morse from same committee reported "ought not to pass" on bill, An Act to raise revenue from the support of the State government by the levy and collection of a tax on incomes. (Tabled pending acceptance of the report, and specially assigned for tomorrow morning on motion by Mr. Sargent of Portland.)

Mr. Sturgis from the same committee reported "ought not to pass" on bill, An Act to amend Section 54 of Chapter 8 of the Revised Statutes, relative to mortgages in savings banks.

The reports were accepted.

Mr. Waterhouse from the committee on judiciary reported "ought to pass" on bill, An Act additional to Chapter 11 of the Revised Statutes, relating to supplying typewriters to registers of deeds. (Pending acceptance of the report, re-committed to the committee on judiciary on motion by Mr. Waterhouse.)

Mr. Smith of Auburn, from the same committee, reported in a new draft and "ought to pass" on bill, An Act to incorporate the Sheepscot Valley Conservation Power Company. (Tabled pend-

ing acceptance of the report on motion by Mr. Swift of Augusta.)

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act to authorize the Auburn water commissioners to sell certain of their property.

Same gentleman from same committee, reported in a new draft and "ought to pass" bill, An Act relating to the Fort Kent Water Company extending its charter.

Mr. Sanborn from the same committee reported in a new draft and "ought to pass" bill, An Act to amend Chapter 118 of the Private and Special Laws of 1911, relating to Park Commissioners of the city of Portland.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act to amend Chapter 66 of the Private and Special Laws of 1911, being An Act to incorporate the Island Cottage Company.

Majority and minority reports of the committee on judiciary to which was referred bill, An Act to amend Chapter 120 of the Private and Special Laws of 1899, relating to the establishment of a municipal court in the town of East Livermore, majority reporting in a new draft and "ought to pass," signed by Messrs. Stearns, Hersey, Dutton, Smith of Patten, Dutton and Sanborn; minority report "ought not to pass," signed by Messrs. Smith of Auburn and Smith of Presque Isle.

On motion by Mr. Smith of Auburn both reports, pending the acceptance of either, were tabled.

Mr. Connors from the committee on legal affairs reported in a new draft and "ought to pass" bill, An Act to establish a county farm in the county of Penobscot.

Mr. Peacock from the same committee reported "ought to pass" on bill, An Act to incorporate the Readfield Chamber of Commerce.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act to amend Section 14 of Chapter 128 of the Revised Statutes, relating to malicious mischief and trespasses on property.

Mr. Chick from the committee on education reported "ought to pass" on bill, An Act to amend Section 36 of Chapter 15 of the Revised Statutes, in relation to the accurate keeping of school records and accounts.

Mr. Peterson from the committee on agriculture reported in a new draft and "ought to pass" bill, An Act to provide for scientific investigation in agriculture in Aroostook county.

Mr. Farnham from the same committee reported "ought to pass" on bill, An Act relating to insurance on property owned by the State.

Mr. Higgins from the same committee reported in a new draft and "ought to pass" bill, An Act to amend Chapter 131 of the Public Laws of 1911, relating to taxing of insurance in companies not authorized to do business in Maine.

Same gentleman from same committee reported in a new draft and "ought to pass" bill, An Act relating to mutual fire companies transacting factory and mill insurance only.

Same gentleman from same committee reported in new draft and "ought to pass" bill, An Act relating to inter-insurers and authorizing business transacted thereby.

Mr. Clark of Portland, from the committee on inland fisheries and game, reported in a new draft and "ought to pass" Resolve in favor of screening Allen Pond in Greene, in the county of Androscoggin, with petitions for same.

Same gentleman from same committee reported in a new draft and "ought to pass" Resolve providing for the screening of Shiloh Pond, in Franklin county.

Same gentleman from same committee, reported "ought to pass" on Resolve in favor of screening Squaw Pan Lake, so-called, in Aroostook county.

Same gentleman from same committee reported in a new draft and "ought to pass" Resolve in favor of screening Gardiner's Lake situated in Washington county.

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

Mr. Smith of Patten from the committee on judiciary reported "ought to pass" on bill, an Act to amend Section 70 of Chapter 8 of the Revised Statutes, as amended by Chapter 186 of the Public Laws of 1909, relating to collection of inheritance tax.

Mr. Waterhouse from the same committee reported "ought to pass" on bill, an Act to enable the town of Old Orchard, Maine, to assess taxes for street sprinkling.

Same gentleman from same committee reported "ought to pass" on bill, an Act to amend the charter of the Mount Desert bridge.

Mr. Sanborn from the same committee reported "ought to pass" on bill, an Act to prohibit certain forms of prostitution and for the competency of certain evidence at the trial thereof.

Mr. Connors from the committee on legal affairs reported "ought to pass" on bill, an Act authorizing the city of Bath to levy assessment for street improvements.

Mr. Price from the committee on mercantile affairs and insurance reported "ought to pass" on bill, an Act relating to special insurance brokers.

The reports were accepted and the several bills having been already printed received their first and second readings and were assigned for tomorrow morning for their third readings.

First Reading of Printed Bills and Resolves.

An Act to incorporate the Ogunquit Village Corporation. (Tabled pending its first reading and specially assigned for consideration on Thursday of this week on motion by Mr. Dunbar of Jonesport.)

An Act to enlarge the powers of the Scarborough Water Company.

An Act to incorporate the Blue Hill Water Company.

An Act to incorporate the Inter-urban Ferry Company.

An Act to incorporate the Stockholm Water Company.

An Act to amend Sections 1, 2, 6 and 10 of an Act entitled "An Act to incorporate the Madison Water Company."

An Act to incorporate the Southwest Harbor Water District.

An Act relating to the construction of sidewalks in the town of Sanford.

An Act to amend Section 1 of Chapter

53 of the Revised Statutes, as amended by Chapter 86 of the Public Laws of 1911, relating to the recording of personal property mortgages and sales.

An Act to prevent usury by foreign corporations.

An Act additional to Chapter 28 of the Revised Statutes for the prevention of false fire alarms.

An Act to amend Chapter 393 of the Private and Special Laws of 1909.

An Act to amend Section 8 of Chapter 325 of the Private and Special Laws of 1897 entitled "An Act establishing a municipal court in the city of Waterville."

An Act to amend Section 102 of Chapter 15 of the Revised Statutes, relating to the preparation of blank forms by the State superintendent of public schools.

An Act to incorporate the Livermore and Augusta Railway Company.

An Act limiting and defining the liabilities of keepers of hotels, inns and boarding houses.

An Act relating to the inspection of hotels, inns and lodging houses. (Tabled pending its second reading on motion by Mr. Mitchell of Kittery.)

Resolve in favor of paying certain bills contracted for placing a rail in the rear of the House of Representatives and marking the members desks.

Resolve in favor of a feeding pond at the Knox County hatchery, Camden, Maine.

Resolve in favor of the Canaan Lake Fish Screen Association, of Camden, Maine.

Passed to Be Engrossed.

An Act to amend Section 62 of Chapter 7 of the Revised Statutes by providing that railroad companies shall screen the windows of smoking cars, as amended.

An Act to authorize the town of Boothbay Harbor to retire its bonded indebtedness and to issue new bonds.

An Act to amend Paragraph X of Section 1 of Chapter 73 of the Revised Statutes, relating to sales of real estate by license of court.

An Act to amend Section 1 of Chapter 88 of the Public Laws of 1909, relating to the appropriation for procuring plans and specifications for school buildings.

An Act to authorize and ratify the appointment of the Portland Music Commission.

An Act to authorize the appointment of Portland High School Commission.

An Act to authorize the town of Sanford to own, maintain and operate a gas plant.

An Act establishing a close time on lobsters in the waters of Jonesport and Addison, in Washington county.

An Act additional to Chapter 4 of the Revised Statutes, relating to appointment of town auditors.

An Act to amend the charter of the Camden & Rockland water Company.

An Act to amend Section 1 of Chapter 41 of the Public Laws of 1903, relating to the duties of the commissioner of sea and shore fisheries.

An Act for the better protection of herring and herring fisheries in the waters of St. Croix river and Passamaquoddy bay in the county of Washington.

An Act to prohibit lobster pot fishing in York river.

An Act to amend the Act establishing the Northern Aroostook municipal court.

An Act to amend Section 13 of Chapter 53 of the Revised Statutes in relation to the taking of land by street railroad companies.

An Act to regulate the size of smoked herring boxes.

An Act for the better protection of clams within the town of York in the county of York.

An Act to create the Temple Water District.

An Act to incorporate the Bowdoinham Water and Electric Company.

An Act to regulate and establish mileage rates for the conveyance of passengers over the steam railroads within the State. (Tabled pending its third reading on motion by Mr. Mitchell of Kittery.)

Resolve for the purpose of operating the fish hatcheries and feeding stations for fish and for the protection of fish, game and birds, and for printing the report of the commissioners of inland fisheries and game.

Resolve in favor of Law Reporting Company.

Resolve in favor of Mary Buswell Ridgton of Bridgton.

Resolve in favor of Annie Jones.

Resolve in favor of the town of Hollis.

Resolve in favor of the Aroostook Central Institute.

Resolve in favor of Monmouth Academy.

Resolve in favor of the Nasson Institute for young women, Springvale, for maintenance and extension of its work.

Resolve in favor of Lucinda P. Brackett.

Passed to Be Enacted.

An Act to authorize the construction and maintenance of a dam and other structures in the St. Francis river.

An Act to amend Section 38 of Chapter 47 of the Revised Statutes, relative to giving notice of the time and place of sale of shares of stock in corporations to pay assessments.

An Act to amend Section 8 of Chapter 195 of the Public Laws of 1911 relating to the disposition of cattle reacting to the tuberculin test.

An Act to amend Sections 74 and 78 of Chapter 15 of the Revised Statutes relating to free High schools.

An Act to amend Section 16 of Chapter 54 of the Revised Statutes in relation to the sale of unclaimed merchandise.

An Act to amend the primary election law and reduce the number of ballots required to be printed.

An Act to restrict and regulate private banking.

An Act amending and correcting the limits of the Maine Forestry District as defined and established by Chapter 193 of the Public Laws of 1909.

An Act granting the Penobscot Tribe of Indians the right to establish and maintain a ferry between Indian Island, so-called, and the city of Old Town.

An Act to extend the charter of the Farmington & Augusta Railway Company.

An Act to incorporate the Brownfield Electric Company.

An Act to incorporate the Washington County Light & Power Company.

An Act to amend Section 4 of Chapter 73 of the Public Laws of 1909, relating to the better protection of the people of Maine from the diseases known as tuberculosis.

An Act to amend Chapter 215 of the Resolves of Maine for 1897 as amended by Chapter 108 of the Private and Special Laws of 1903, relating to the tuition

of students in Agriculture at the University of Maine.

An Act to revive and extend the charter of the Shawmut Water Company.

An Act authorizing the selectmen of Dexter to sell Good Templars' hall in said town.

An Act authorizing the Sebago Lake, Songo River and Bay of Naples Steamboat Company to construct and maintain a wharf at South Casco, in the County of Cumberland.

An Act to incorporate the Madison Water District.

An Act relating to the jurisdiction of the superior court in the County of Kennebec, and to fix the salary of the Judge thereof.

An Act repealing the law providing for the inspection of lime casks.

An Act to incorporate the town of Connor.

Finally Passed.

Resolve in favor of the Washington State Normal school for equipment, repairs and permanent improvements.

Resolve in aid of navigation on Sebago Lake.

Orders of the Day.

On motion by Mr. Swift of Augusta, bill, an Act to incorporate the Sheepscot Valley Conservation Power Company, was taken from the table, and on further motion by Mr. Swift the report of the committee, reporting "ought to pass" was accepted.

Under the joint rules the bill was tabled for printing.

On motion by Mr. Swift of Augusta, the rules were suspended and that gentleman introduced out of order bill, An Act to compel the printing of all State papers and documents under proper sanitary conditions, and on further motion by Mr. Swift the bill was referred to the committee on labor.

On motion by Mr. Stuart of East Livermore, the vote was reconsidered whereby the House accepted the report of the committee on legal affairs, reporting "ought not to pass" on bill, An Act to amend an Act to incorporate the Livermore Falls Sewer District, as amended by Chapter 441 of the Private and Special Laws of 1907 and as amended by Chapter 185 of the Private and Special Laws of

1911, and on further motion by Mr. Stuart the bill was tabled pending the acceptance of the report of the committee.

The SPEAKER: The Chair will lay before the House bill, An Act to incorporate the Jackman Water, Light & Power Company, which bill has been passed to be engrossed in the House after the adoption of House Amendment A. In the Senate, Senate Amendment A was adopted, which was not adopted by the House.

On motion by Mr. Marston of Skowhegan, the vote was reconsidered whereby the bill was passed to be engrossed, and the vote was reconsidered whereby the House adopted House Amendment A.

On further motion by Mr. Marston, the House voted to concur with the Senate in the adoption of Senate Amendment A in concurrence.

House Amendment A was then adopted, and the bill was then passed to be engrossed as amended.

On motion by Mr. Boman of Vinalhaven the vote was reconsidered whereby the House on Friday of last week accepted the report of the committee on legal affairs, reporting "ought not to pass" on bill, An Act requiring safeguards for the protection of all persons employed or laboring in manufacturing establishments and providing civil remedies for all persons so employed 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 this act, and on further motion by Mr. Boman the bill was tabled pending the acceptance of the report of the committee.

On motion by Mr. Austin of Phillips, Senate Document No. 316, bill, An Act to amend Sections 2, 9 and 12 of Chapter 195 of the Public Laws of 1911, in relation to the control of contagious diseases among cattle, sheep and swine, was taken from the table, and on further motion by Mr. Austin the bill was recommitted to the committee on agriculture.

On motion by Mr. Boman of Vinalhaven,
Adjourned.