

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LEGISLATIVE RECORD

OF THE

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

AUGUSTA
KENNEBEC JOURNAL PRINT
1919

HOUSE

Thursday, January 23, 1919.

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

Prayer by the Rev. Mr. O'Meara of Augusta.

Papers from the Senate disposed of in concurrence.

The following bills, resolves and petitions were presented and, upon recommendation of the committee on reference of bills, were referred to the following committees:

Agriculture

By Mr. Grinnell of Exeter: An Act to amend Sections 3 and 5 of Chapter 37, Revised Statutes, regulating the sale of milk.

Appropriations

By Mr. O'Leary of Bangor: Resolve in favor of the Good Samaritan Home Association of Bangor for maintenance.

By Mr. Baxter of Portland: Resolve in favor of the Maine Eye and Ear Infirmary.

Claims

By Mr. Smith of Skowhegan: Resolve in favor of Hahnel Bros. & Co. for labor and material furnished in construction of the Women Reformatory at Skowhegan.

By Mr. Murchie of Calais: Resolve in favor of the city of Calais to reimburse said city for money expended in the care of State paupers.

Education

By Mr. Burns of Madison: Resolve in favor of Somerset Academy for repairs and maintenance.

By Mr. Macomber of Jay: Resolve providing teachers' pension for Adelia J. Webber.

By Mr. Wilson of Portland: Resolve in favor of Westbrook Seminary for maintenance and interest on debt.

By Mr. Barnes of Houlton: Resolve in favor of the Ricker Classical Institute.

By Mr. Wilson of Presque Isle: Resolve appropriating money for the

construction of a new school building at the Aroostook State Normal school.

By Mr. Dutton of Bingham: Petition of Bert Heald of Bigelow and eight others, asking that the rate of interest on the wild land school funds be restored and the plantations be reimbursed for their loss.

By the same gentleman: Petition of Damas M. Michaud of Wallagrass and 32 others, asking for same.

By the same gentleman: Petition of A. P. Wing of Flagstaff and 16 others, asking for same.

By the same gentleman: Petition of Tom Duboy of Winterville and 14 others, asking for same.

By the same gentleman: Petition of George B. Colby of Moose River and 18 others, asking for same.

By the same gentleman: Petition of Peter Delaire of Long Pond and 28 others, asking for same.

By the same gentleman: Petition of J. C. Grant of Unity and eight others, asking for same.

By the same gentleman: Petition of John Desjardins of New Canada and 40 others, asking for same.

By the same gentleman: Petition of P. M. Taylor of Dead River and 17 others, asking for same.

By the same gentleman: Petition of John B. Sterling of Jackman and 22 others, asking for same.

By Mr. Owen of Milo: Petition of F. A. Doble and 31 others of Lakeview plantation, asking for same.

Inland Fisheries and Game

By Mr. Rounds of Portland: An Act to repeal as much of Section 6 of Chapter 33 of the Revised Statutes as applied to the Presumpscot river in the county of Cumberland.

On motion by Mr. Allan of Portland, the bill was tabled for printing, pending reference, and 500 copies ordered printed.

By Mr. Rounds of Portland: Resolve in favor of a fish screen at the outlet of Sebago lake.

Interior Waters

By Mr. Chellis of Porter: An Act to change the name of Sand pond in Denmark to Walden pond.

Judiciary

By Mr. Eaton of Rumford: An Act to amend Section 5 of Chapter 118 of the Revised Statutes, relating to fees of sheriffs and other deputies.

Mr. BARNES of Houlton: Is there an order for printing that bill?

The SPEAKER: There is no order.

Mr. BARNES: I move that 500 copies be printed.

Mr. ROUNDS of Portland: Will it lie on the table, Mr. Speaker?

The SPEAKER: The Chair will state that the bill will go to the Committee.

Mr. ROUNDS: I move to re-consider the vote sending this bill to the committee on judiciary, and further move that it be sent to the committee on salaries and fees.

Mr. BARNES: Mr. Speaker, I have not read this bill, but I had heard that a bill was coming in whereby the fees of deputy sheriffs for serving civil papers were to be raised. This is not a question of salary. For instance, if we order a deputy sheriff to go out into an adjoining town and post notices of a sale of real estate by levy, in late years he could not do this except at his own expense, because he is authorized to charge six cents a mile, and that will not pay team hire in some cases. My sole object in asking the printing of this bill was that the other sheriffs in the state might see the suggestion. Perhaps it is immaterial to what committee the bill goes, although the lawyers have the bills to pay, and it is not anything that comes out of the State or county. The lawyers who have the bills to pay would perhaps be competent to determine whether the deputy sheriff should have more pay or not.

Mr. WILSON of Portland: Mr. Speaker, I would like to inquire if the gentleman from Houlton (Mr. Barnes) will answer one question?

The SPEAKER: The gentleman from Portland may make the inquiry through the Chair.

Mr. WILSON: Does not the present statute provide that deputy sheriffs when they serve papers have six cents per mile travel and reasonable expenses for team hire?

Mr. BARNES: Mr. Speaker, I would not attempt to quote the statute. I merely want the privilege of reading this bill before voting on it, and I merely make the suggestion to the gentleman from Portland, Mr. Rounds, that one of the legal committees may as well handle it as the committee on salaries.

Mr. ROUNDS: I withdraw my motion.

(On motion by Mr. Barnes of Houlton, the bill was tabled for printing, pending reference, and 500 copies ordered printed.)

By Mr. Jordan of Cape Elizabeth: An Act to amend Section one of Chapter 10 of the Revised Statutes, to provide for a uniform poll tax.

By Mr. Mitchell of Kittery: An Act to make valid the organization of the Second Christian Society at Kittery, Maine, under the Revised Statutes in the Year of our Lord eighteen hundred and forty three.

By Mr. Love of Southport: An Act to permit the town of Southport to obtain a supply of pure water.

By Mr. Hooley of No. Anson: Resolve proposing an amendment to the Constitution of the State of Maine, providing for the election of State Treasurer by direct vote of the people.

On motion by Mr. Alden of Gorham, the vote was re-considered whereby the uniform poll tax bill was referred to the Committee on Judiciary, and on further motion by the same gentleman, it was referred to the Committee on Taxation.

Legal Affairs

By Mr. Austin of South Berwick: An Act to provide for the freeing of Eliot toll bridge and authorizing York county to maintain that part lying within said county.

Military Affairs

By Mr. Lausier of Biddeford: Resolve appropriating money for the erection of a suitable memorial in the city of Biddeford, York county, commemorative of the bravery and valor of the soldiers and sailors of said York County in the late war.

(On motion by Mr. Lausier of Biddeford tabled for printing pending reference to the committee.)

Pensions

By Mr. Hanson of Saco: Resolve in favor of Marietta Fowler.

By Mr. Phillips of Bar Harbor: Resolve granting a pension to Wilson M. Mayo.

By Mr. Small of Brewer: Resolve in favor of Meldon Nealley for State pension.

Public Health

By Mr. Sawyer of Ft. Fairfield: An Act amendatory to the Public Laws of the State Department of Health.

(Tabled by Mr. Sawyer of Ft. Fairfield, at the request of the Department of Health and 500 copies ordered printed.)

Public Utilities

By Mr. Perkins of Boothbay Harbor: An Act to amend Section 2 of Chapter 56 of the Private and Special Laws of 1895, as amended by Chapter 203 of the Private and Special Laws of 1903, relative to water supply of Boothbay Harbor.

By Mr. Rowe of Yarmouth: An Act to extend the provisions of Chapter 153 of the Private and Special Laws of 1917, entitled "An Act to authorize the town of Yarmouth to supply gas and electricity," and to amend the same.

By Mr. Allan of Portland: An Act relative to the appointment of examiners to perform certain duties for the Public Utilities Commission. (500 copies ordered printed.)

Railroads and Expresses

By Mr. Barnes of Houlton: An Act to extend and amend the charter of the Eastern Maine Railroad.

By Mr. Cowan of Winterport: An Act to amend Section 67 of Chapter 56 of the Revised Statutes of 1916, relating to crossings.

On motion by Mr. Wilson of Portland, the vote was reconsidered where-by the last two bills were referred to the committee on railroads and expresses, and on further motion by the same gentleman they were referred to the committee on public utilities.

Salaries and Fees

By Mr. Maher of Augusta: An Act relative to the salary of the register of probate of Kennebec county.

By the same gentleman: An Act rel-

ative to the salary of the judge of probate of Kennebec county.

By the same gentleman: An Act relative to the allowance for clerk hire in the office of register of probate in Kennebec county.

By the same gentleman: An Act relative to salaries of members of Industrial Accident Commission.

(Tabled by Mr. Barnes of Houlton, pending reference.)

By Mr. Lanpher of Sebec: An Act to increase the salary of the clerk of courts of Piscataquis county, and to increase the apportionment for clerk hire in the office of said clerk of courts.

By the same gentleman: An Act to increase the salary of the register of probate of Piscataquis county, and to increase the apportionment for clerk hire in said registry of probate.

By the same gentleman: An Act to increase the salary of the register of deeds of Piscataquis county, and to increase the apportionment for clerk hire in the office of said register of deeds.

By the same gentleman: An Act to increase the salary of the judge of probate of Piscataquis county.

Sea and Shore Fisheries

By Mr. Stacey of Phippsburg: An Act to amend Chapter 372, Laws of Maine, 1905, entitled "An Act for the protection of clams in parts of the county of Sagadahoc."

By Mr. Murchie of Calais: An Act to authorize the construction of a weir in the tide waters of Passamaquoddy bay in the town of Perry.

By Mr. Perkins of Boothbay Harbor: An Act to repeal so much of the Revised Statutes and acts amendatory thereof as relate to the granting of lobster licenses.

By the same gentleman: An Act to render lobster licenses non-revocable.

By the same gentleman: An Act to repeal Chapter 75 of the Private and Special Laws of 1915, entitled "An Act to prohibit fishing for herring in Sheepscot river and its tributaries by use of seines or nets within two thousand feet of any trap or weir."

School for Feeble Minded

By Mr. Forbes of Paris: Resolve in favor of the Maine School for Feeble Minded for construction of power house

and other purposes for the years 1919 and 1920.

State School for Boys, State School for Girls, and Women's Reformatory

By Mr. Smith of Skowhegan: Resolve to appropriate money for the maintenance of the Reformatory for Women at Skowhegan.

By the same gentleman: Resolve to appropriate money for the erection and equipment of buildings and the construction and maintenance of roads for the Reformatory for Women at Skowhegan.

State Sanatoriums

By Mr. Wilson of Presque Isle: Resolve in favor of the Northern Maine Sanatorium.

By the same gentleman: An Act to authorize the town of Presque Isle to raise money to pay the purchase price for the lot of land conveyed to the State of Maine as a site for the erection of the buildings of the Northern Maine Sanatorium.

On motion by Mr. Murchie of Calais, the vote was reconsidered whereby the bill to authorize the town of Presque Isle to raise money to pay for a State sanatorium site, was referred to the committee on State sanatoriums, and on further motion by the same gentleman it was referred to the committee on judiciary.

Taxation

By Mr. Weatherbee of Lincoln: An Act to amend paragraph one of Section 14 of Chapter 7 of the Revised Statutes of 1916, relating to the taxation of personal property. (500 copies ordered printed.)

Ways and Bridges

By Mr. Dunning of Charleston: Resolve to repair the road in the town of Charleston.

By Mr. Stacey of Phippsburg: Resolve for completing the State-aid road No. 2 in the town of Phippsburg.

By Mr. Cunningham of Patten: Resolve for improvement of Danforth road in Prentiss.

By Mr. Putnam of Danforth: Resolve for roads in Indian Township.

By the same gentleman: Resolve for improvement of Springfield road in Danforth.

By Mr. Austin of Milford: Resolve

for road in the towns of Old Town and Milford.

By Mr. Dutton of Bingham: Resolve in favor of the town of New Portland to aid in the construction of a road.

By Mr. Wyman of Milbridge: Resolve for an appropriation to aid in re-building a highway in the town of Cherryfield.

By Mr. Dutton of Bingham: Resolve in favor of the plantation of Lexington to aid in the construction of a road.

By Mr. Wyman of Milbridge: Resolve in favor of the town of Steuben.

By Mr. Gray of Troy: Resolve in favor of the town of Troy for construction of road leading from Unity to Dixmont.

By the same gentleman: Resolve in favor of the town of Burnham for repairing the road leading from Winnecook to Clinton through the Leonard woods.

By Mr. Simons of Gardiner: Resolve in favor of the city of Gardiner and the town of Randolph.

Orders

On motion by Mr. Baxter of Portland,

Ordered, the Senate concurring, that the Committee on Military Affairs be requested to consider and report upon the State of Maine's presenting a medal to her soldier sons who entered the service of their country during the period of the European war.

Mr. MITCHELL of Kittery: The veteran folder of the House, Joseph H. Dixon, finds it impossible to attend to his duties, on account of ill health, and I present his resignation in an order, and move its passage, as follows:

Ordered, that the resignation of Joseph H. Dixon of Eliot, first folder of the House, be accepted, and that he be paid \$150 salary to date.

The order received a passage.

On motion by Mr. Stevens of Old Orchard,

Ordered, that Percy N. H. Lombard of Old Orchard be elected first folder

in the place of Joseph H. Dixon, resigned.

Reports of Committees

Mr. Clifford, from the Committee on Claims, to which was referred resolve appropriating money to reimburse in part the town of Abbot on account of the cement bridge at Upper Abbot over the Piscataquis river and on the State road to Moosehead lake, reported that this be referred to the committee on ways and bridges.

The report was accepted, and sent up for concurrence.

Mr. Berry, from the committee on military affairs, to which was referred Resolve from the files of the last session relating to the equestrian statue of Major General Oliver O. Howard, and a standing statue of Major General Joshua L. Chamberlain at Gettysburg, reported that the same "ought not to pass."

The report was accepted and sent up for concurrence.

Orders of the Day

The SPEAKER: We will take up at this time under orders of the day the credentials of the representatives from the Penobscot and Passamaquoddy tribes of Indians:

Old Town, Jan. 20, 1919.

To the Speaker of the House of Representatives, Augusta, Maine.

I hereby certify that at the regu-

lar biennial election of the Penobscot Tribe of Indians held on Old Town Indian Island, Nov. 5, 1918, Mr. Mitchell M. Nicolar was duly elected to serve the tribe as their representative to the State Legislature for 1919.

(Signed) IRA. E. PINKHAM,

Agent Penobscot Tribe of Indians.

A similar communication was received from the Passamaquoddy Tribe of an election held at Peter Dana's Point, Oct. 1, and at Pleasant Point, Oct. 3, 1918, at which John L. Mitchell received a majority of the votes and was declared elected to represent said tribe at the House of Representatives at Augusta for the years 1919-1920.

(Signed) JUSTIN C. GOVE,

Agent Passamaquoddy Tribe of Indians.

The credentials were accepted and placed on file.

The SPEAKER: The Chair extends the welcome of the House to the representatives from the Passamaquoddy and Penobscot tribes of Indians. (Applause).

On motion by Mr. Murray of Portland,

Adjourned until tomorrow morning at 10 o'clock.