

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

AUGUSTA
KENNEBEC JOURNAL PRINT
1919

HOUSE

Tuesday, February, 4, 1919.

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

Prayer by the Rev. Mr. Layton of Augusta.

Journal of previous session read and approved.

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. Washburn of Perry: An Act to provide for co-operative agricultural extension work between the several counties of Maine and the University of Maine, College of Agriculture, in accordance with the Federal Agricultural Extension Act of May 8, 1914, entitled "An Act to provide for co-operative agricultural extension work between the agricultural colleges and the United States Department of Agriculture."

By Mr. Sweatt of Andover: An Act to amend Section 110, Chapter 4, Revised Statutes, relating to payment of damages done by dogs and wild animals.

By the same gentleman: An Act relating to the reimbursement of amount paid by cities and towns for damage to domestic animals caused by dogs.

By Mr. Austin of South Berwick: Resolve making appropriation for Maine Seed Improvement Association.

By Mr. Grinnell of Exeter: Resolve making appropriations to assist, encourage and develop the poultry industry in Maine.

By Mr. Austin of So. Berwick: Resolve making appropriation for New England Fruit Show to be held in year 1919.

Appropriations and Financial Affairs

By Mr. Maher of Augusta: Resolve providing for a seal of the State.

By Mr. Lausier of Biddeford: Resolve in favor of Webber Hospital Association for the care, support and education of indigent persons and for other purposes.

By Mr. Williams of Wells: Resolve in favor of the York Hospital, situated in York Village in York County.

By Mr. Berry of Waterville: Resolve in favor of the Sisters of Charity, Waterville.

By Mr. Rounds of Portland: Resolve for an appropriation to celebrate the 100th anniversary of the admission of Maine into the Union.

(Tabled by Mr. Rounds of Portland pending reference.)

Claims

By Mr. Mathews of Oakfield: Resolve in favor of Levi H. May of Island Falls.

By Mr. Maher of Augusta: Resolve in favor of Frank Williams, administrator of the estate of Nicola Dinora, late of Boston, State of Massachusetts.

By Mr. Smith of Skowhegan: Resolve in favor of McQuillan and Pooler for material furnished by them in the construction of the Women's Reformatory at Skowhegan.

By Mr. Jones of Bangor: Resolve appropriating money to pay the amount due the firm of George H. Wilbur & Sons on account of labor performed and materials furnished on the Women's Reformatory job at Skowhegan, Maine.

By Mr. Roberts of Lyman: Resolve reimbursing the town of Lyman for expenses on account of State paupers.

By Mr. Chellis of Porter: Resolve in favor of the town of Brownfield.

By Mr. Bradford of Turner: Resolve in favor of the town of Livermore.

Education

By Mr. Hussey of Blaine: Petition of Thomas Avery and three others of the plantation of E. county of Aroostook, asking that the rate of interest on wild land school fund be restored and the plantation be reimbursed for their loss.

By Mr. Mathews of Oakfield: Petition of John S. Snell and 13 others

of the plantation of Hammond, Aroostook county, for same.

By the same gentleman: Petition of S. F. Chase and 24 others of the plantation of Moro, Aroostook county, for same.

By Mr. Flint of Monson: Petition of M. J. Draper and eight others of Kingsbury plantation for same.

By Mr. Varney of Windham: An Act to provide for physical education in the public schools.

By Mr. Mathews of Oakfield: An Act to amend Chapter 16, Sections 169, 170 and 171 of the Revised Statutes, relating to teachers' pensions.

By Mr. Cochrane of Monmouth: An Act to amend Section 107 of Chapter 16 of the Revised Statutes, relating to the payment of teachers' salaries.

By Mr. Varney of Jonesboro: An Act to amend Sections 128 and 130 of Chapter 16 of the Revised Statutes, relating to the certification of teachers.

By the same gentleman: An Act to amend Section 110 of Chapter 16, Revised Statutes, as amended by Chapter 60 of the Public Laws of 1917, relating to teachers' associations.

By Mr. Miller of Auburn: An Act to provide tuition and transportation for common school pupils residing in the National Reservation of Togus, in the county of Kennebec.

By Mr. Clifford of Reed Plantation: Resolve reimbursing plantations because of reduction in the rate of interest paid by the State to plantations on their wild land school funds.

By Mr. Cochrane of Monmouth: Resolve in favor of Monmouth Academy.

By Mr. Crane of Whiting: Resolve in favor of the town of Whiting for the support of common schools.

By Mr. Conary of Bucksport: Resolve in favor of John P. Haney of Bangor, Penobscot county, State of Maine.

By Mr. Pattee of Harmony: Resolve in favor of Ellie L. Stafford for teacher's pension.

By the same gentleman: Resolve in favor of the trustees of Hartland Academy for State aid for agricultural instruction for the year 1917-18.

Inland Fisheries and Game

By Mr. Putnam of Danforth: Petition of William R. Foss and 72 other residents of Danforth and vicinity, in favor of resident hunters' registration law.

By the same gentleman: Petition of R. H. McCready and 109 others, residents of Danforth and vicinity, for same.

By Mr. Sweatt of Andover: An Act to amend Section 32 of Chapter 33 of the Revised Statutes, as amended by Chapter 219 of the Public Laws of 1917, relating to pollution of the waters of the State by sawdust and other mill waste.

By Mr. Clason of Lisbon: An Act to provide for the registration of resident hunters.

(Tabled by Mr. Clason of Lisbon pending reference, and 1500 copies ordered printed.)

By Mr. Washburn of Perry: An Act to amend Section 22 of Chapter 33 of the Revised Statutes, as amended by Chapters 219 and 244 of the Public Laws of 1917, relating to the sale and purchase of certain protected fish.

Interior Waters

By Mr. Perkins of Orono: An Act to amend Chapter 358 of the Private and Special Laws of 1867, as amended by Chapter 466 of the Private and Special Laws of 1868, relative to tolls on logs.

By Mr. Davis of Old Town: An Act authorizing the Penobscot Development Company to construct and maintain booms and piers in the Aroostook river in the town of Ashland.

Judiciary

By Mr. Smith of Skowhegan: Petition of F. A. Grant and three others of Hermon, urging the passage of House Bill No. 3, providing for the registration of legislative counsel and agents.

By the same gentleman: Petition of G. B. Lowell and 14 others of Leeds, urging same.

By the same gentleman: Petition of C. T. F. Smith and 18 others of Carthage, urging same.

By the same gentleman: Petition of Fred C. Knight and 12 others of Kennebunk for same.

By the same gentleman: Petition of

H. J. Tuck and eight others of Fayette for same.

By the same gentleman: Petition of J. E. Lamb and 10 others of Rockwood for same.

By Mr. Corliss of Bath: An Act to simplify the revision of city charters.

By Mr. Weatherbee of Lincoln: An Act to determine the compensation of special deputy sheriffs in Penobscot county.

By Mr. Berry of Waterville: An Act to amend the charter of the city of Waterville.

(Tabled by Mr. Berry pending reference, and 500 copies ordered printed.)

By Mr. Buzzell of Belfast: An Act to incorporate the Belfast Water District.

By Mr. Stacey of Phippsburg: An Act to amend Section 5 of Chapter 126 of the Revised Statutes, relating to indecent exposure.

Legal Affairs

By Mr. Maher of Augusta: An Act to extend the charter of Investment Insurance and Guaranty Company.

By Mr. Perkins of Boothbay Harbor: An Act to extend the charter of Boothbay Harbor Water District.

By Mr. Clason of Lisbon: An Act to incorporate the Lisbon Center Cemetery Circle. (On motion by Mr. Clason of Lisbon 500 copies ordered printed.)

By Mr. Davis of Old Town: An Act to amend Chapter 331 of the Private and Special Laws of 1867, entitled "An Act to incorporate the Nahmakanta Dam Company," as amended by Chapter 598 of the Private and Special Laws of 1874, and by Chapter 126 of the Private and Special Laws of 1881.

By Mr. Miller of Auburn: An Act to incorporate the Auburn Chamber of Commerce.

By Mr. Maher of Augusta: An Act to extend the charter of the Farmington - Oakland Interurban Railway.

By Mr. Putnam of Danforth: An Act to repeal Chapter 147 of the Private and Special Laws of 1911, relating to the Baskahegan Dam Company.

By Mr. Davis of Old Town: An Act to amend Chapter 214 of the Private and Special Laws of 1883

entitled, "An Act to incorporate Penobscot River Dam and Improvement Company, as amended by Chapter 74 of the Private and Special Laws of 1887 and by Chapter 482 of the Private and Special Laws of 1889 and by Chapters 620 of the Private and Special Laws of 1893 and by Chapter 553 of the Private and Special Laws of 1897.

By Mr. Jones of Bangor: An Act to enlarge the purposes and powers of the Utterback-Gleason Co. Inc. of Bangor, Maine.

By Mr. Miller of Auburn: An Act to amend Section 1 of Chapter 62 of the Revised Statutes, relating to the organization of corporations for literary, charitable, educational and other purposes.

By Mr. Fuller of Rockland: An Act to extend the charter of the Rockland and Thomaston Cement Railroad.

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

By the same gentleman: An Act to amend Chapter 34 of the Private and Special Laws of 1915, relating to the Eastport Municipal Court.

By Mr. Dolloff of Standish: An Act to authorize the town of Standish to tax the water pipes, gatehouse, and other fixtures of the Portland Water District.

Library

By Mr. Baxter of Portland: Resolve providing for the printing certain volumes of the Documentary History of Maine.

By Mr. Phillips of Bar Harbor: Resolve providing for the printing and distribution of an index to the Private and Special laws and to the Resolves of the State of Maine.

Military Affairs

By Mr. Baxter of Portland: An Act to provide for the presentation of medals and testimonials for the soldiers and sailors who served in the European War.

By Mr. Garcelon of Auburn: Resolve to reimburse the city of Auburn for money paid to soldiers' and sailors' dependents.

By Mr. Rounds of Portland: Resolve for an appropriation for a

monument commemorating the one hundredth anniversary of all the wars since Maine became a State.

(Tabled by Mr. Rounds of Portland pending reference to a committee.)

Pensions

By Mr. Jones of Bangor: Resolve granting a State pension to Flora H. Devereux.

By Mr. Rounds of Portland: Resolve in favor of Andrew Egan.

By Mr. Cochrane of Monmouth: Resolve providing a State pension for Mary J. Black.

By Mr. Buzzell of Belfast: Resolve in favor of Annie L. Durham.

By Mr. Baxter of Portland: Resolve providing for a State pension for Drucilla M. Chase.

By Mr. Buzzell of Belfast: Resolve in favor of Lizzie M. Waterman.

By Mr. Reed of Bangor: Resolve providing for a State pension for Emma H. Cating.

By Mr. Roberts of Lyman: Resolve in favor of Mary F. Fernald.

By Mr. Mason of Ellsworth: Resolve in favor of a pension for Moses Cottle of Ellsworth in the county of Hancock.

By Mr. Brann of Lewiston: Resolve in favor of Simon E. McNeill of Lewiston for State pension.

By the same gentleman: Resolve in favor of Arthur H. King for a State pension.

By Mr. Rounds of Portland: Resolve in favor of C. S. Pettingill.

By Mr. Putnam of Danforth: Resolve in favor of Mrs. Brackett of Danforth, Washington County.

Public Buildings and Grounds

By Mr. Maher of Augusta: Resolve for the maintenance and improvement of the State Park in Augusta.

Public Health

By Mr. Sawyer of Fort Fairfield: An Act amending Chapter 301 of the Public Laws of 1917, being an act additional to Chapter 19 of the Revised Statutes relating to public health.

(Tabled by Mr. Sawyer of Fort Fairfield pending reference, and 500 copies ordered printed.)

By the same gentleman: An Act amendatory and additional to Section 121 of Chapter 19 of the Revised Statutes, relating to public health.

(Tabled by Mr. Sawyer of Fort Fairfield pending reference, and 500 copies ordered printed.)

By the same gentleman: An Act amending Section 9 of Chapter 19 of the Revised Statutes, relating to public health.

(Tabled by Mr. Sawyer of Fort Fairfield pending reference, and 500 copies ordered printed.)

By the same gentleman: Resolve in favor of the State Department of Health.

Salaries and Fees

By Mr. Crane of Whiting: An Act to amend Section 41 of Chapter 117 of the Revised Statutes, increasing the salary of the sheriff of Washington county.

By Mr. Murchie of Calais: An Act to increase the salary of the clerk of courts of Washington County.

By Mr. Maher of Augusta: An Act to increase, temporarily, the salary of the clerk of courts of Kennebec County.

By Mr. Murchie of Calais: An Act to increase the salary of the register of deeds in Washington County.

By Mr. Crane of Whiting: An Act to amend Section 45 of Chapter 117 of the Revised Statutes, relative to the salaries of clerks in the office of the register of deeds, register of probate, and clerk of courts in Washington County.

By Mr. Maher of Augusta: An Act to increase, temporarily, the allowance for clerk hire in the office of clerk of courts for Kennebec County.

By Mr. Weatherbee of Lincoln: An Act to determine the pay of court deputies of Penobscot County.

By Mr. Barnes of Houlton: Resolve to amend Section 38 of Chapter 117 of the Revised Statutes, to increase the compensation of the judge of probate of Aroostook County.

(Tabled by Mr. Bragdon of Perham for printing, pending reference.)

Sea and Shore Fisheries

By Mr. Foss of Hancock: An Act to amend Section 1, Chapter 4, of the Private and Special Laws of 1913, entitled "An Act to regulate the taking of smelts in the waters of Egypt Bay, Franklin Bay, Taunton Bay and

river, in the towns of Hancock, Franklin and Sullivan, in Hancock county," as amended by Chapter 9 of the Private and Special Laws of 1917.

By the same gentleman: Petition of H. W. Johnston and 11 others of Hancock county for same.

By Mr. Cates of Harrington: An Act for the protection of salmon, alewives and smelts in Pleasant river, Washington county.

By Mr. Stacey of Phippsburg: Resolve in favor of a bounty on seals.

State Lands and Forest Preservation
By Mr. Sweatt of Andover: An Act amending Chapter 8, Section 60, paragraph 4 of the Revised Statutes, relative to the township of Grafton.

Taxation

By Mr. Washburn of Perry: Resolve appropriating money for the purpose of obtaining information in regard to wild lands for the purposes of taxation.

Towns

By Mr. Smith of Skowhegan: Petition of H. J. Tuck and nine others of Fayette urging the passage of House Bill No. 2, providing for the election of road commissioners of towns.

By the same gentleman: Petition of F. A. Grant and seven others of Hermon for same.

By the same gentleman: Petition of F. W. Douglass and 23 others of Whitefield for same.

By the same gentleman: Petition of E. M. McGugin and 33 others of Pittston for same.

By the same gentleman: Petition of J. E. Lamb and 10 others of Rockwood for same.

By the same gentleman: Petition of Daniel W. Berry and 18 others of Carthage for same.

By the same gentleman: Petition of Sylvester H. Carle and 20 others of Kennebunk for same.

By the same gentleman: Petition of Alvah B. Lord and 10 others of Abbot for same.

By the same gentleman: Petition of J. Blaine Morrison and 13 others of Phillips for same.

By the same gentleman: Petition of Fred C. Knight and 21 others of Kennebunk for same.

By the same gentleman: Petition of G. B. Lowell and 11 others of Leeds for same.

By the same gentleman: Petition of Ralph Wardwell and 15 others of Castine for same.

By Mr. Mathews of Oakfield: An Act to annex part of the town of Smyrna to the town of Merrill.

Ways and Bridges

By Mr. Brown of Abbot: Petition of William J. Chase and 25 others in favor of a resolve for repairing a highway in the towns of Sebec and Bowerbank and the plantation of Barnard.

By the same gentleman: Petition of William M. Glover and 10 others in favor of same.

By Mr. Buzzell of Belfast: Resolve in favor of the city of Belfast, Waldo county, for the purpose of repairing a roadway.

By Mr. Cole of Brooklin: Resolve appropriating money to build a highway in the town of Surry.

By Mr. Pattee of Harmony: Resolve in favor of the town of Harmony appropriating money for building a bridge across Mainstream.

By Mr. Cole of Brooklin: Resolve appropriating money to rebuild a highway in the town of Bluehill.

By Mr. Wyman of Milbridge: Resolve in favor of the town of Milbridge, Washington county, for aid in repairing a road.

By Mr. Weatherbee of Lincoln: Resolve in favor of repairing road in Township No. 7, Range 2. Kossuth, Washington county.

By Mr. Clifford of Reed Plantation: Resolve in favor of Glenwood Plantation.

By Mr. Phillips of Bar Harbor: Resolve in favor of county road running from Bangor* to Ellsworth through Brewer, Holden and Dedham.

By Mr. Mason of Ellsworth: Resolve in favor of repairs upon the road between the town lines of Waltham and Plantation No. 21 in the town of Mariaville, in the county of Hancock.

By Mr. Burns of Madison: Resolve

in favor of the town of Madison for repairing highway.

By Mr. Case of Lubec: Resolve appropriating money to aid the town of Trescott in repairing its highways.

By Mr. Murchie of Calais: Resolve for ten thousand dollars in favor of the town of Calais for the reconstruction of the Plaster Mill bridge.

By Mr. Cochrane of Monmouth: Resolve appropriating the sum of two thousand dollars for the repair and improvement of the county road in the town of Winthrop between Sears' Corner, so called, and the Wayne town line.

By Mr. Bradford of Turner: Resolve for the purpose of repairing the North Turner toll bridge, so called, across the Androscoggin river, in the towns of Turner and Leed's.

By Mr. Foss of Hancock: Resolve in favor of repairing a road in the town of Franklin.

By Mr. Crane of Whiting: Resolve for repairing road in the town of Marion.

By Mr. Ricker of Poland: Resolve for repairing road in the town of Casco.

By Mr. Mathews of Oakfield: Resolve in favor of the town of Oakfield.

By Mr. Phillips of Bar Harbor: Resolve to assist in constructing a road in the town of Bar Harbor, known as the Shore road.

By Mr. Cates of Harrington: Resolve in aid of repairing road in the town of Harrington.

By Mr. Sanborn of Vienna: Resolve appropriating money to aid in repairing the Pond road in Readfield.

By Mr. Smith of Skowhegan: Resolve in favor of the town of Skowhegan for aid in repairing highway in said town.

Orders

Mr. Rounds of Portland presented the following order:

Ordered, that the State Treasurer be requested to furnish forthwith a statement of the receipts and expenditures of all public money, which should have been published at the commencement of the 79th Legislature, in accordance with the provisions of Section 4, Article V, part

fourth, of the Constitution of Maine.

Mr. ALLAN of Portland: Will the gentleman (Mr. Rounds) explain what he is trying to get at?

The SPEAKER: Does the gentleman from Portland, Mr. Rounds, wish to make any statement as to the intention of this order?

Mr. ROUNDS: One of the provisions of the Constitution of Maine has not been complied with. I think every member of this House would like to know the financial condition of the State of Maine at the beginning of this session. I have been here going on six weeks and I have not been able to find out. I have been to the different Departments and I have found out some things, but I would like a clear statement in accordance with the provisions of the Constitution. Therefore, I present this order at this time.

A viva voce vote being taken, the order received unanimous passage, and was sent up for concurrence.

Reports of Committees

Mr. O'Leary, from the Committee on Appropriations and Financial Affairs, to which was referred Resolve in favor of the Bangor Anti-Tuberculosis, reported that same be referred to the Committee on State Sanatoriums.

Report was read and accepted and sent up for concurrence.

Mr. Holley, from same committee, reported "ought to pass" on resolve in favor of William R. Roix.

Report was read and accepted and resolve ordered printed under joint rules.

Mr. Lanpher, from the Committee on Legal Affairs, reported same on bill "An Act to amend Sections 11 and 13 of Chapter 6 of the Revised Statutes relating to enrollment of voters for primary elections."

The SPEAKER: The Chair will state that this bill appears to be reported in the original draft and has already been printed. Unless somebody moves suspension of the rules so that this bill can take its readings at this time, it will automatical-

ly be tabled for printing under the joint rules.

On motion by Mr. Garcelon of Auburn, the rules were suspended, and the bill given its two several readings at this time.

Mr. ROUNDS of Portland: I do not think it wise, Mr. Speaker, to rush these bills through, inasmuch as there is no general primary election until a year from now. Therefore, I would like to have the bill tabled until I can investigate it.

A viva voce vote being taken, the bill was tabled, pending commitment to the committee on bills in the third reading.

Mr. ALLAN from the Committee on Taxation reported "ought to pass" on bill "An Act relative to the taxation of money deposited in banks outside the State."

The report was read and accepted and the bill ordered printed under the joint rules.

The SPEAKER: The Chair feels that perhaps at this time it is not out of place to state that when a

bill is introduced and sent to a committee and reported out in the original draft, it would save expense to the State if the rules were suspended and the bill given its reading at that time in order to save double printing of the same bill which has already been printed and is in the hands of the members of the Legislature. The Chair simply makes this suggestion.

First Reading of Printed Bills and Resolves

House 83. An Act to amend Section 89 of Chapter 118 of the Revised Statutes relating to fees of witnesses.

House 84. Resolve authorizing the land agent to sell certain lots in Madawaska, Aroostook county. (New Draft.)

House 85. Resolve authorizing the State land agent to sell certain lots in the town of Fort Kent in Aroostook county.

On motion by Mr. Washburn of Perry

Adjourned until tomorrow morning at 10 o'clock.