

MAINE STATE LEGISLATURE

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LEGISLATIVE RECORD

OF THE

Seventy-Ninth Legislature

OF THE

STATE OF MAINE

1919

AUGUSTA
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HOUSE

Monday, March 31, 1919.

The House met according to adjournment was 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.

From the Senate: Final reports of the joint standing committees on insane hospitals, legal affairs, mercantile affairs and insurance and public utilities.

The reports were accepted in concurrence.

Senate Bills on First Reading

S. D. 270: An Act to amend Section 72 of Chapter 82 of the Revised Statutes as amended by Chapter 283 of the Public Laws of 1917, increasing the annual appropriation for the attorney general's department.

S. D. 269: An Act to amend Section 55 of Chapter 30 of the Revised Statutes as amended by Chapter 270 of the Public Laws of 1917, relating to the amount to be expended by the insurance commissioner in investigating fires.

S. D. 268: An Act to amend Chapter 215 of the Public Laws of 1917 to provide for payment of a bounty on bears killed in the state.

S. D. 261: An Act to amend Section 4, Chapter 37 of the Revised Statutes relating to the duties of the commissioner of agriculture.

S. D. 267: An Act to amend Section 41, Chapter 36 of the Revised Statutes, relating to analysis of feeding stuff, commercial fertilizers, etc.

S. D. 265: An Act relating to the appropriation for industrial accident commission.

S. D. 266: An Act in relation to the employment of clerks and necessary assistants by the superintendent of public printing.

S. D. 264: An Act authorizing the appointment of a state pension agent.

S. D. 262: An Act to amend Chapter

244, Section 1, Public Laws of 1917, relating to the duties of the commissioner of inland fisheries and game.

Senate 260: An Act in relation to appropriations for the Maine state library.

Senate 259: An Act to defray the necessary expenses of an assessors' convention.

S. D. 263: An Act to acquire the property of the People's Ferry Company and to provide for the operation by the state of a ferry between Bath and Woolwich in the Kennebec river.

S. D. 272: An Act to provide an equalization fund for secondary schools.

S. D. 271: An Act to provide for the upkeep, equipment and extensions for the several normal schools and the Madawaska Training school.

S. D. 283: An Act additional to Chapter 145 of the Revised Statutes, relating to the commitment, observation and care of insane persons.

S. D. 273: Resolve making an appropriation in favor of Sebago lake, Songo river, Bay of Naples, Chutes river and Long lake in Cumberland county.

S. D. 275: An Act to amend Section 7, Chapter 117 of the Revised Statutes, relating to compensation of judges upon retirement.

S. D. 274: An Act to amend Section 55 of Chapter 82 of the Revised Statutes, relating to exceptions in civil and criminal cases.

From the Senate: An Act providing for cooperation with the United States in the settlement of returned soldiers, sailors and marines on state lands and lands acquired under this act, creating a soldier settlement board, defining its powers and duties, and making an appropriation therefor.

This comes from the Senate amended by Senate Amendment A. (Senate Amendment A read.)

Mr. BARNES of Houlton: Mr. Speaker, there is no opposition, so far as I know, to this bill. It is a bill to meet the Federal appropriation for soldiers' settlements, making it possible for men who have been soldiers and who wish farm lands, to get them. The amendment, while long, is

not of serious moment. There can be no objection to it, and I move that the rules be suspended and the bill be given its readings without printing. It is a long bill and should be gotten to the printer as rapidly as possible.

Thereupon it was voted to adopt Senate Amendment A in concurrence, the bill received its second reading, and under suspension of the rules its third reading, and on further motion by Mr. Barnes was passed to be engrossed as amended by Senate Amendment A in concurrence.

S. D. 276: An Act to increase the salary of the judge of the Bath municipal court.

S. D. 277: An Act to increase the salary of the recorder of the Bath municipal court.

S. D. 278: An Act to increase the amount allowed for clerk hire to the Leviston municipal court.

House 437: An Act to amend Chapter 233 of the Public Laws of 1917, entitled An Act to create a commission of sea and shore fisheries.

The SPEAKER: This is apparently a House bill reported in the Senate.

On motion by Mr. Perkins of Boothbay Harbor, tabled pending its third reading.

Senate 230: Resolve in favor of the Maine State prison for maintenance and current expenses.

On motion by Mr. Barnes of Houlton the rules were suspended and the resolve given its second reading and passed to be engrossed in concurrence.

From the Senate: An Act to incorporate the Western Maine Branch of the Woman's Board of Missions.

The House accepted the report, ought not to pass, upon this bill, and it comes from the Senate with the bill substituted for the report and passed to be engrossed in non-concurrence with the action of the House.

Mr. BARNES of Houlton: Mr. Speaker, this is the bill that the gentleman from Portland, Mr. Wilson, was interested in, and about which he spoke to me. The only objection to it was that the name of the State is in the title. We have authorized the Maine Automobile Association to continue the use of the

word "Maine" in its title. This is the Western Maine Branch of the Woman's Christian Temperance Association. I move that we reconsider our action whereby we voted to accept the report, ought not to pass.

The motion to reconsider prevailed; and on further motion by the same gentleman, a viva voce vote being taken, the House voted to substitute the bill for the report of the committee, and the bill received its two several readings.

The SPEAKER: The bill is a printed bill, and is it the pleasure of the House that the rules be suspended and the bill be given its third reading at the present time and passed to be engrossed?

Mr. HINCKLEY of South Portland: Mr. Speaker, what was the action taken in the House on this matter?

The SPEAKER: The Chair will state that the House in the first instance accepted the report, ought not to pass. We have just reconsidered that vote, and substituted the bill for the report, it has been given its two several readings and is in process of the third reading.

Mr. HINCKLEY: Mr. Speaker, our statute distinctly says that no corporation using the word "Maine" shall be incorporated either under the general or the special laws of this State. That matter was first presented to the attorney general's office under the general law, and the attorney general's office refused to approve it on the ground that the word "Maine" was incorporated in it. For this reason the legal affairs committee unanimously reported, ought not to pass, and for no other reason than to comply with the statute. I move that the matter be indefinitely postponed.

Mr. BARNES: Mr. Speaker, the House bearing in mind that this is Mr. Wilson's measure of Portland, I move that it lie on the table.

The SPEAKER: Is it the pleasure of the House that pending the motion of the gentleman from South Portland, Mr. Hinckley, that it be indefinitely postponed, that it lie on the table?

Mr. HINCKLEY: Mr. Speaker, I withdraw my motion under those circumstances.

The SPEAKER: The gentleman may withdraw his motion and it lies on the table.

From the Senate: Report of the committee on State prison on resolve for the improvement of the State prison at Thomaston, reporting same in new draft under the same title and that it ought to pass.

The report was accepted in concurrence.

On motion by Mr. Tilden of Hallowell the rules were suspended and the resolve received its two several readings and was passed to be engrossed in concurrence with the Senate.

From the Senate: An Act to provide for the fixing of salaries and wages of subordinates of the several departments of the State government.

This was by the House passed to be engrossed as amended by House Amendment A. It comes from the Senate passed to be engrossed without amendment, that body insisting on its action, asking for a committee of conference, and appointing as conferees Senators Butler, Walker and Grant.

On motion by Mr. Barnes of Houlton, a viva voce vote being taken, the House voted to insist and join the committee of conference.

The SPEAKER: The Chair will appoint as conferees on the part of the House Messrs. Barnes of Houlton, Fowles of Lagrange and Crabtree of Island Falls.

Reports of Committees

Mr. Mathews, from the committee on military affairs, on bill An Act to provide for the presentation of medals and testimonials to the soldiers and sailors who served in the European war, reported that the same be referred to the next Legislature.

Mr. STACEY, from the committee on sea and shore fisheries, on remonstrance of E. A. Young and eighteen others against An Act to protect the lobsters within three miles of Matinecus, reported that the same be placed on file.

Mr. Clason, from the committee on ways and bridges, reported ought not to pass on the following resolves:

Resolve in favor of the town of

Far Harbor in Hancock county, for the purpose of repairing a road.

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

Resolve in aid of repairs to highway leading from Burlington to Lincoln.

Resolve for an appropriation to aid in rebuilding a highway in the town of Cherryfield.

Resolve in favor of county road running from Bangor to Ellsworth through Brewer, Holden and Dedham.

Resolve appropriating the sum of three thousand dollars, for repairing certain portions of the river road in the town of Farmingdale and the city of Hallowell.

Resolve in favor of repairing a road in the town of Franklin.

Resolve in favor of town of Harrington

Resolve for repairing road in the town of Marion.

Resolve in favor of the improvement of the state highway in North Kennebunkport to the Atlantic Shore Railway Station in Kennebunkport and over North Street in said Kennebunkport.

Resolve for road in the towns of Old Town and Milford.

Resolve in favor of the town of Orland for repair of a road.

Resolve in favor of the town of Picton.

Resolve in favor of the improvement of the public highway leading from the state road in Saco through Old Orchard to the Scarborough line.

Resolve appropriating money to build a highway in the town of Surry.

Resolve in favor of repairing road in Township No. 7, Range 2, Kossuth, Washington County.

Resolve appropriating money for the repair of the Middle Dam Carry Road in the town of Upton and Magalloway plantation.

Resolve appropriating money for the completion of a road in the plantation of Winterville.

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

Resolve relating to the erection of a memorial bridge in Cumberland County to be known as Maine's Memorial Bridge.

Resolve reimbursing the town of Sebago for money expended in building a bridge over North West River at East Sebago.

Resolve for the construction of a highway bridge over the Penobscot River between the towns of Verona and Penobscot, Hancock County, Maine.

Resolve appropriating money for a bridge on the Fish River at Fort Kent Mills.

First Reading of Printed Bills and Resolves

House 505: An Act to amend Sections 6 and 7 of Chapter 33 of the Revised Statutes, as amended by Chapters 219 and 244 of the Public Laws of 1917, relating to providing dams with fishways. (New draft.)

Mr. BARNES of Houlton: I offer House amendment A and move its adoption.

House Amendment A to House Document No. 505.

Amend House Document No. 505 by striking out the fourth paragraph thereof and by substituting therefor the following paragraph:

"An appeal may be taken by such owner or occupant from any order of said commissioner to any Justice of the Supreme Judicial Court within fourteen days after the mailing of the copy of said order, by filing in the office of the clerk of the Supreme Judicial Court in the county in which said dam or other obstruction is located, notice in writing of such appeal, stating the reasons therefor. Said justice shall appoint a time to view the premises and hear the parties and give due notice thereof, and after such hearing he shall decide all questions in relation thereto and cause record to be made thereof and his decision shall be final.

A viva voce vote being taken, the amendment was adopted and the bill assigned for its third reading as amended by House amendment A tomorrow morning at nine o'clock.

Mr. BAXTER of Portland: Mr. Speaker, I think it would save a great deal of time if the rules were suspended on these matters on which there is no contest, and it might save us a day at the end of the week. I move that in all such cases the rules be suspended and the bills be given their third reading at the present time.

House 506: An Act to amend Chapter 280 of the Public Laws of 1917, relating to price of Maine Reports.

(On motion by Mr. Baxter of Portland, the rules were suspended, and the bill received its three several readings and was passed to be engrossed.)

House 507: An Act relative to the compensation of judges of probate. (New Draft).

(Tabled by Mr. Lanpher of Sebec, pending second reading.)

House 508: An Act relative to compensation of registers of probate.

(Tabled by Mr. Lanpher of Sebec, pending second reading.)

House 509: An Act to amend Section 5 of Chapter 96 of the Revised Statutes, relating to notice of foreclosure of mortgages of personal property. (New Draft).

(On motion by Mr. Barnes of Houlton, the rules were suspended and the bill given its three several readings and passed to be engrossed.)

House 510: An Act to amend Section 4 of Chapter 446 of the Private and Special Laws of 1897, fixing the compensation of trustees of the Maine School for the Deaf.

(On motion of Mr. Peabody of Richmond the rules were suspended, and the bill received its three several readings and was passed to be engrossed.)

House 511: An Act to amend Section 40 of Chapter 117 of the Revised Statutes, increasing the salary of the clerk of courts for the county of Lincoln. (New Draft).

(Tabled by Mr. Maher of Augusta pending third reading under suspension of the rules.)

House 512: An Act to amend Chapter 166 of the Private and Special Laws of 1911, as amended by

Chapter 189 of the Private and Special Laws of 1915, relating to the Piscataquis municipal court; making the clerk of courts of Piscataquis county recorder of said municipal court and fixing the salary of said recorder. (New Draft).

(On motion by Mr. Lanpher of Sebec, the rules were suspended and the bill given its three several readings and passed to be engrossed.)

House 513: An Act to amend Section 3 of Chapter 346 of the Private and Special Laws of 1905 as amended by Chapter 27 of the Private and Special Laws of 1915, providing for and fixing the salaries of the probation officer and the assistant probation officer for the county of Cumberland. (New Draft).

(Tabled by Mr. Rounds of Portland pending its second reading.)

House 516: An Act to amend and correct certain clerical errors in Chapter 33 of the Revised Statutes, as amended by Chapter 219 and 244 of the Public Laws of 1917, relating to inland fisheries and game. (New Draft).

(On motion by Mr. Wilson of Presque Isle, the rules were suspended and the bill was given its three several readings and passed to be engrossed.)

House 517: An Act additional to Chapter 45 of the Revised Statutes relating to sea and shore fisheries. (New Draft).

(Tabled by Mr. Perkins of Boothbay Harbor pending its second reading.)

House 518: An Act to provide for repairing and maintaining Portland bridge. (New Draft).

Mr. ROUNDS of Portland: I offer House Amendment A and move its adoption.

House Amendment A to House Document 518.

Amend House Doc. 518 by striking out lines 9, 10, 11, 12, 13, 14, 15 of Section 4 of said act.

Mr. ALLAN of Portland: Mr. Speaker, I move that it be tabled.

A viva voce vote being taken, the motion was lost.

Mr. ROUNDS of Portland: Mr. Speaker, I think the gentleman from Portland (Mr. Allan) by looking at

the bill will see what it amounts to. Those lines just merely strike out the ferry slip that has been so much needed for the last six months; and, if this bridge should be in trouble again and they go to work and sell it, the city of South Portland would be off the map for another length of time. By striking that out, it leaves it so that they can have transportation if they can get a ferry boat. This is to sell the ferry slip. I think the gentleman from Portland (Mr. Allan) will agree with me that that ferry slip should be left there in case of an emergency.

Mr. ALLAN: I have not had time to examine the effect of the amendment, Mr. Speaker. That is why I asked to table it.

Mr. HINCKLEY of South Portland: Mr. Speaker, as I understand the whole thing, the amendment offered by the gentleman from Portland (Mr. Rounds) is to provide that the ferry slip, which he suggests is very important and might be very much needed in case of future emergency, shall be left, and the county commissioners shall not be authorized in this bill to sell the ferry slip and have it taken down and carried away. I think the amendment is proper, and I move that it have a passage.

A viva voce vote being taken, the amendment was adopted, and the bill as amended received its second reading.

On motion by Mr. Rounds of Portland the rules were suspended, a viva voce vote being taken, and the bill received its third reading and was passed to be engrossed as amended by House amendment A.

House 519: An Act to amend Section 3 of Chapter 325 of the Private and Special Laws of 1897, as amended by Chapter 17 of the Private and Special Laws of 1919, increasing the salary of the judge of the municipal court of Waterville; and to amend Section 13 of Chapter 368 of the Private and Special Laws of 1919, relating to the judge of police court of Rockland; and to amend Section 14 of Chapter 368 of the Private and Special Laws of 1919, relating to the

record of the police court of Rockland. (New draft.)

(On motion by the Mr Rounds of Portland, the rules were suspended and the bill was given its three several readings and passed to be engrossed.)

House 520: An Act relative to unclaimed shares of estates in any savings bank or like institution, deposited by direction of the probate Court. (New Draft.)

(Tabled by Mr. Pike of Eastport, pending second reading.)

House 521: An Act to amend Section 15 of Chapter 9 of the Revised Statutes, to provide for additional assistance for the board of State assessors.

(On motion by Mr. Fowles of Lagrange, the rules were suspended, and the bill was given its three several readings and passed to be engrossed.)

Passed to Be Enacted

An Act to amend Section 71 of Chapter 8 of the Revised Statutes, relating to the office of forest commissioner.

An Act to amend Section 146 of Chapter 16 of the Revised Statutes, as amended by Chapter 64 of the Public Laws of 1917, relating to the appropriation for the support of normal and training schools.

An Act to amend Section 137 of Chapter 16 of the Revised Statutes, relating to the maintenance of evening schools, and to provide for Americanization and the reducing of illiteracy.

An Act to amend Section 20 of Chapter 117 of the Revised Statutes, as amended by Chapter 179 of the Public Laws of 1917, relating to the employing of clerks and agents by the State superintendent of public schools.

An Act to amend Section 125 of Chapter 16 of the Revised Statutes, relating to the duties of the State superintendent of public schools and providing for the teaching of common school subjects in the English language.

An Act to amend Section 1, 2, 3 and 4 of Chapter 297 of the Private and

Special Laws of 1907, relating to the Fort Kent Village Corporation.

An Act to amend Section 1 of Chapter 313 of the Private and Special Laws of 1864, entitled "An Act to incorporate the Baskahegan Dam Company", as amended by Chapter 272 of the Private and Special Laws of 1903 and by Chapter 147 of the Private and Special Laws of 1911.

An Act to amend Section 7 of Chapter 303 of the Public Laws of 1917, changing the conditions under which loans may be granted by the farm lands loan commissioner:

An Act to amend Section 1 of Chapter 319 of the Public Laws of 1915, as amended by Chapter 304 of the Public Laws of 1917, entitled An Act to provide for State and county aid in the construction of highway bridges.

An Act to provide for the collection of agricultural statistics by assessors.

An Act to authorize the commissioner of agriculture to employ an expert in animal husbandry.

An Act to re-enact Section 24 of Chapter 69 of the Revised Statutes, relating to when no succession tax shall be assessed on the stock, bonds and evidences of debt of Maine corporations.

An Act to amend Section 33 of Chapter 16 of the Revised Statutes, relating to vacancies in the membership of superintending school committees.

An Act to provide for the payment of half salaries to judges of probate who retire at the age of 70 after having served as such judge at least 20 consecutive years.

An Act to amend Section 42 of Chapter 82 of the Revised Statutes, relating to the law court.

An Act additional to Section 2 of Chapter 5^o of the Revised Statutes, relating to the definition of banking.

An Act to authorize Horace Cleland to erect and maintain a fish weir in tide waters in front of his land in the town of Perry.

An Act to prohibit the use of trawls of more than 4000 hooks, or more than 10 nets, within certain waters.

An Act to amend Section 25 of Chapter 18 of the Revised Statutes, relating

to appointments of members of Board of Dental Examiners.

(On motion by Mr. Williams of Auburn, a viva voce vote being taken, the bill was tabled until tomorrow morning.)

An Act to amend Section 49 of Chapter 117 of the Revised Statutes, relating to the Board of Registration in Medicine.

An Act to authorize the payment of additional sums for cooperative agriculture.

An Act to provide for the registration of resident hunters.

Mr. REED of Bangor: Mr. Speaker, I move that this be tabled until tomorrow morning.

A viva voce vote being doubted,

A division of the House was had.

Thirty-one voting in the affirmative and 45 in the negative, the motion to table was lost.

Mr. REED: Mr. Speaker, I call for the yeas and nays on the passage of the bill.

The SPEAKER: We will lay this aside temporarily and take the others by themselves.

An Act amendatory of and additional to Chapter 37 of the Public Laws of 1917, and Chapter 301 of the Public Laws of 1917, relating to the State department of health.

An Act relating to the inspection of creameries, cheese factories, condensaries or receiving stations for milk or cream.

(On motion by Mr. Storm of Westmanland Plantation, tabled pending to be enacted.)

An Act to amend Section 1 of Chapter 55 of the Revised Statutes, relating to causes determined by the public utilities commission.

An Act to provide for the removal of electric wires and poles when necessary for the repair of streets or removal of buildings.

Finally Passed

Resolve, accepting the gift of the home of the late James G. Blaine from his daughter, Harriet Blaine Beale in memory of and in the name of her son Lieutenant Walker Blaine Beale.

Resolve, in favor of Esther M. Giles, of Boothbay, for state aid.

Resolve, appropriating money for the purpose of obtaining information in regard to wild lands for the purpose of taxation.

Resolve, appropriating money to provide offices for the adjutant general's department and fire-proof apartments for the records and documents thereof.

Resolve, to appropriate money for the erection and furnishing of buildings for the Reformatory for Women at Skowhegan.

Resolve, providing for aid in the payment of premiums awarded by the Eastern Maine State Fair.

Resolve, in favor of Frank Wilhams, administrator of the estate of Nicola LiNora, late of Boston, state of Massachusetts.

The SPEAKER: Bill, An Act to provide for the registration of resident hunters. All those in favor of taking the vote on its passage to be enacted, by yeas and nays, will rise and stand until counted.

Mr. REED of Bangor: Mr. Speaker, am I in order if I state my reason for my motion now?

The SPEAKER: The Chair will rule that it is in order, if the gentleman so desires, at this time.

Mr. REED: Mr. Speaker, I made my motion to table this bill until tomorrow morning for the reason that this is a very important measure, and there are quite a number that are not in this chamber this afternoon who want to go on record against that bill, and I have no doubt but what there may be some absent that want to go on record in favor of the bill; but the House did not so decree. Now I am particularly anxious to go on record against the passage of that bill, and there are others here who also want to so go on record, and I hope there may be enough to call for the yeas and nays on the passage of that bill.

Mr. CLASON of Lisbon: Mr. Speaker, may I ask the gentleman from Bangor, Mr. Reed, through the Chair, if his sole purpose is to go on record, why he is opposing the bill at this time?

The SPEAKER: The gentleman from Bangor, Mr. Reed, may answer through the Chair if he chooses.

Mr. REED: Mr. Speaker, I am absolutely and unalterably opposed to the passage of a bill of this kind. This bill was thoroughly discussed at the hearing the other day, and I am not going to take a moment of time to go into the merits of the bill at this time.

Mr. CLASON: Mr. Speaker, the gentleman from Bangor (Mr. Reed) is right when he says the bill received a thorough discussion at the time when it was passed to be enacted. I think there is no question in the minds of all of you that both the proponents and opponents of the bill had ample opportunity to hear both sides of this discussion, and after hearing both sides of this discussion, the vote was 79 to 33 that the bill should receive a passage. The following day an amendment was introduced by the opponents of the bill and received almost a unanimous passage. That, I thought, would end any controversy we might have in the House. In the other branch, it was passed by a unanimous vote, not even asking for a yea and nay vote. Perhaps I am out of order—

The SPEAKER: The Chair must rule that you cannot properly make reference to actions of the other branch.

Mr. CLASON: Mr. Speaker, I will simply say this, that if the sole purpose of the opponents at the present time is to place themselves on record, I should have no objections to this bill being tabled until tomorrow morning in order that all those who are interested for and against the bill may be here.

Mr. HINCKLEY of South Portland: Mr. Speaker, I was opposed to the bill in its original form and offered an amendment, and the amendment was adopted. I do know that there are many members of this House who desire to vote one way or the other, and I feel that it would be perfectly proper, considering the importance of this bill, and the local feeling on it, for them to go on record. The amendment which I offered has been adopted

and I shall vote in favor of this bill as amended; but I believe it is only fair to those whose constituents are opposed to this bill, that they should be given an opportunity to go on record so that they can show their constituents how they voted on it.

Mr. CLASON: Mr. Speaker, as there are many, I presume, from Kennebec county absent today who desire to place themselves on record, I now make the motion that it be tabled until tomorrow morning.

A viva voce vote being taken, the bill was tabled and specially assigned for tomorrow morning.

Orders of the Day

The SPEAKER: Unless the order requiring taking from the table the unassigned matters is suspended, the House will be obliged to go through this calendar. The Chair will start in with the tabled and unassigned matters in order.

Mr. MAHER of Augusta: Mr. Speaker, I move that we take from the table the bill which I tabled a moment ago, House 511.

Thereupon the House voted to take from the table, bill, An Act to amend Section 40 of Chapter 117 of the Revised Statutes, increasing the salary of the clerk of courts for the county of Lincoln.

Mr. MAHER: Mr. Speaker, it is not a matter that concerns me at all, except that in drafting it they have followed the language of the statute with reference to Kennebec county, and Kennebec county is already provided for in a later report of the committee on salaries and fees. I have an amendment here which will correct House bill 511, so that it conforms to the report of the same committee, which will be found in Senate Document 288. That is my only purpose in offering the amendment, and I move its adoption so it may go right along.

The SPEAKER: The gentleman from Augusta, Mr. Maher, offers the following amendment: "House Amendment A. Amend House Bill No. 511 entitled 'An Act to amend Section 40 of Chapter 117 of the Revised Statutes, increasing the salary of the clerk of courts for the

county of Lincoln,' by striking out after the word 'Kennebec' the words 'two thousand three hundred and fifty dollars' and substituting the words 'two thousand five hundred dollars.' "

A viva voce vote being taken, the amendment was adopted.

On motion by Mr. Maher of Augusta the bill then received its third reading, under suspension of the rules, and was passed to be engrossed as amended by House Amendment A.

The Chair lays before the House, Governor's veto message on bill, An Act to grant additional corporate power to Maine Title and Utility Company, House No. 401, tabled by the gentleman from Belfast, Mr. Buzzell, pending consideration.

Mr. BAXTER of Portland: Mr. Speaker, the gentleman from Belfast (Mr. Buzzell) wished me to state that he tabled this bill by mistake, and that he had no motion to make in regard to it when it was taken from the table.

The SPEAKER: What is the pleasure of the House in this matter? If there is no further motion to table we will proceed to vote on the question. An Act to grant additional corporate powers to Maine Title and Utility Company, which comes back from the Executive Chamber with the veto message of the Governor. The question before the House is, shall this bill become law, notwithstanding the objections of the Governor. Upon this a roll call is necessary under the constitution.

Mr. PIKE of Eastport: Mr. Speaker, will the Chair kindly read the Governor's veto message?

(Message read by the clerk.)

The SPEAKER: The question is, shall the bill become a law notwithstanding the objections of the Governor?

Mr. ROUNDS of Portland: Mr. Speaker, there are quite a number absent today. Would it not be better to have this lie on the table until tomorrow, when more will be here?

The SPEAKER: The Chair will entertain any motion.

Mr. ROUNDS: Mr. Speaker, I move it lie on the table until tomorrow.

A viva voce vote being taken, the matter was tabled and specially assigned for tomorrow morning.

Mr. BARNES of Houlton: Mr. Speaker, I move that the special rule whereby matters tabled and unassigned must come up in consecutive order be suspended.

A viva voce vote being taken, the motion prevailed.

On motion by Mr. Baxter of Portland it was voted to take from the table House Document No. 503. An Act to incorporate the Wallagrass Dam Co., the pending question being the second reading.

Mr. Baxter of Portland offered House Amendment A and moved its adoption, as follows:

House Document No. 503, entitled "An Act to incorporate the Wallagrass Dam Company," is hereby amended in the third section thereof by adding after the word 'after' in the fifth line of said section three, the words 'the twentieth day of', and striking out after the word 'June' in said fifth line the word 'first.'

The amendment was adopted.

The same gentleman then offered House Amendment B, and moved its adoption, as follows:

"Amend House Document No. 503 by adding thereto the following additional section, number eight:

"Sec. 8. The State of Maine reserves the right to take over by proper legislation, the property rights and franchises of said company upon the payment of just compensation to the owners thereof, but such compensation shall not include the value of the franchises hereby granted."

The amendment was adopted. On further motion by the same gentleman, the bill was given its second reading; and on further motion by the same gentleman, the rules were suspended, the bill given its third reading and passed to be engrossed as amended by House Amendments A and B.

On motion by Mr. Hinckley of South Portland, it was voted to take from the table, An Act relating to

the Sunday closing law, the pending question being the second reading.

Mr. Hinckley of South Portland offered House Amendment A, and moved its adoption, as follows:

"House Amendment A to bill, An Act to amend Section 35 of Chapter 126 of the Revised Statutes. Amend the title of said act by adding thereto 'relating to the observance of Sunday,' so that said title, when amended, shall read as follows:

'An Act to amend Section 35 of Chapter 126 of the Revised Statutes relating to the observance of Sunday.'"

The amendment was adopted.

The bill then had its second reading.

Mr. ROUNDS of Portland: Mr. Speaker, I do not know just what is in that bill, but I hear that it stops you from even going on the street on Sunday, unless you are going to church. Now in the city of Portland, we have band concerts on Sunday, and the city appropriates money for them, and I do not want them to be in the position of breaking the law. There are a good many people who like to hear a band concert on Sunday who have to work six days in the week. If it would be in order, I would like to have that bill lie on the table for printing.

A viva voce vote being taken, the bill, as amended, was tabled for printing.

On motion by Mr. Lanpher of Sebec, it was voted to take from the table, majority report, ought not to pass, minority report, ought to pass, new draft, of committee on legal affairs on bill, An Act relating to appeal of cases from Supreme Judicial and Superior Courts. House No. 522, the pending question being the acceptance of either report.

Mr. LANPHER of Sebec: Mr. Speaker, I move that the majority report, ought not to pass, be accepted.

The SPEAKER: In order that the House may understand the situation, the committee on legal affairs reported by two reports on bill An Act relating to appeal of cases from Supreme Judicial and Superior Courts, the majority report being ought to pass, in new draft.

All those who are in favor of the motion of the gentleman from Sebec, Mr. Lanpher, that the majority report be accepted, will say aye; those opposed no.

A viva voce vote being taken, the majority report ought not to pass was accepted.

On motion by Mr. Flint of Monson, it was voted to take from the table, House Amendments A. B. C to bill, An Act relating to the care and preservation of shade and ornamental trees, tabled pending adoption.

On motion by Mr. Flint of Monson, a viva voce vote being taken, House Amendment A was adopted.

On further motion by the same gentleman, a viva voce vote being taken, House Amendment B was adopted.

On further motion by the same gentleman, a viva voce vote being taken, House Amendment C was adopted.

On further motion by the same gentleman, the rules were suspended and the bill received its third reading and was passed to be engrossed, as amended by House Amendments A, B and C.

Unanimous consent being given, Mr. Barnes of Houlton presented the following order:

Ordered, that House Document No. 439 be recalled from the engrossing office.

The order received a passage.

On motion by Mr. Barnes of Houlton,

Adjourned until tomorrow morning at 9 o'clock.