

# MAINE STATE LEGISLATURE

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# Legislative Record

OF THE

# Eightieth Legislature

OF THE

# State of Maine

1921

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AUGUSTA  
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1921

**ERRATA:**

**The following errata are  
inserted because one or more pages  
in this session day have errors  
noticed and corrected here.**

## ERRATA

Page 154, column	1, line 17, for Chapter "199" read "198."
" 163, "	2, after order by Mr. Winter, read "Tabled on motion of Mr. Buzzell of Belfast."
" 174, "	1, line 8, for "Lewiston" read "Rockland."
" 194, "	1, " 24, for "Sewall" read "Newall."
" 197, "	2, " 50, for "insurance" read "issuance."
" 267, "	2, " second Act referred to Inland Fisheries and Game was referred to Judiciary Committee.
" 305, "	1, " 42, for "Boys" read "Girls."
" 305, "	1, " 45, "H. 169" should read "H. 165."
" 511, "	2, " 2, for "H. 106" read "H. 160."
" 586, "	1, " 13, for "St. Albans" read "St. Agatha."
" 591, "	2, " 23, for "1919" read "1909."
" 602, "	2, " 12, for "enacted" read "engrossed."
" 617, "	1, " 46, for "322" read "332."
" 650, "	2, " 31, for "H. 336" read "H. 366."
" 662, "	2, " 26, for "Barrington" read "Harrington."
" 692, "	2, " 35, for "H. 236" read "H. 336."
" 694, "	1, " 2, for "S. 154" read "S. 155."
" 716, "	2, " 3, for "Mr. Perham" read "Mr. Bragdon of Perham."
" 772, "	1, " 24, for "same" read "Committee on Appropriations and Financial Affairs."
" 869, "	1, " 50, insert "Finally passed."
" 902, "	1, " 24, for "Clark" read "Barton."
" 902, "	1, " 40, for "S. 185" read "S. 184."
" 928, "	1, " 51, for "343" read "243."
" 949, "	1, " 43, for "Merton's" read "Martin's."
" 954, "	1, " 44, insert "ought not to pass."
" 958, "	2, " 20, for "179" read "181."
" 958, "	2, " 28, for "178" read "179."
" 967, "	2, " 49, for "S. D. 198" read "S. D. 180."
" 981, "	2, " 10, for "\$300" read "\$300,000."
" 1000, "	2, " 47, for "Portland" read "Biddeford."
" 1005, "	2, " 42, for "salaries" read "selection."
" 1142, "	1, " 40, for "H. D. 465" read "H. D. 456."
" 1169, "	2, " 2, for "Fogg" read "Forbes."
" 1191, "	2, lines 3 and 11, for "engrossed" read "enacted."
" 1191, "	2, line 20, for "finally passed" read "passed to be enacted."
" 1191, "	2, lines 31, 40, 48, for "engrossed" read "finally passed."
" 1211, "	2, " 12 and 13, "National Guard" should read "Nash and Viles."
" 1280, "	1, line 14, for "bald" read "bomb."
" 1321, "	1, " 35, for "lighting Long and Big Lakes" read "Lewy, Long and Big Lakes."
" 1373, "	2, " 42, for "Arthur B. Forbes" read "Arthur E. Forbes."
" 1376, "	2, " 14, for "S. D. 161" read "S. D. 167."
" 1409, "	2, " 36, for "Chapter 178" read "Chapter 238."

**SENATE**

Monday, April 4, 1921.

Senate called to order by Hon. Charles E. Gurney, President pro tempore.

Prayer by Rev. J. H. Wilkins of Hallowell.

The PRESIDENT: The Chair wishes to state at this time that we are about to begin what is probably to be called the closing week of the session, and that the burden that has lain upon the Senate during the entire session begins to assume proportions that are formidable. Some of the most important measures of the session will be presented to these bodies during the current week. So many errors have been discovered by the men in charge of the particular work that it seems necessary again to urge caution in the passing of these measures. Much of the work of the latter part of the week has been discovered to be of a nature that requires revision, and some of the bills will be back again this morning for correction. So that we shall duplicate our efforts of last week, occasioned through the fault of no particular individual senator.

It seems to all of us, I am sure, that in case of doubt the matter should be tabled, at least temporarily for examination, and if we are in doubt as to a bill it should receive double consideration, the Chair feels constrained to say. Even at the expense of being delayed somewhat, we should not pass these very important matters superficially in the judgment of the Chair. The State of Maine is entering upon this week the most important week that will confront it for many months yet to come.

Papers from the House disposed of in concurrence.

From the House: S. 155. An Act to amend Chapter 132 of the Laws of 1919, entitled "An Act to create 'The Maine Water Power Commission.'"

This bill was passed to be engrossed in the Senate.

The House adopted House Amendment A, to correct a clerical error.

Mr. GILLIN of Penobscot: Mr. President, has the bill been printed in its amended form?

The PRESIDENT: The Chair will inform the senator that it has not been printed in the amended form. The amendment strikes out Section 2. The bill was passed to be engrossed in the House as amended.

Mr. GILLIN: Mr. President, I move that the rules be suspended and we re-consider the vote by which this bill was passed to be engrossed.

The motion was agreed to and on further motion by the same senator House Amendment A was adopted in concurrence and the bill as amended was passed to be engrossed.

Mr. GILLIN: Mr. President, may I ask one question relative to it? Will it be printed before final passage so that we can read the bill as amended?

The PRESIDENT: The Chair believes that the bill will not be re-printed in its amended form until engrossed.

(Mr. Gillin was then given permission to have the bill upon his desk a moment for examination.)

**House Bills in First Reading**

An Act to amend Chapter 188 of the Private and Special Laws of 1915, entitled "An Act conferring additional rights and powers upon the East Branch Improvement Company, a corporation incorporated by special act of the Legislature, approved March 18, 1903.

An Act to amend Section 14, Paragraph 1, Chapter 10 of the Revised Statutes, relating to the taxation of personal property.

(On motion by Mr. Allen of York, the rules were suspended and the bill was given its first reading without printing.)

An Act to amend Section 5 of Chapter 111 of the Revised Statutes, relative to the number of names in the jury box.

(On motion by Mr. Spencer of York, under suspension of the rules

the bill was read twice, without printing, and was passed to be engrossed.)

An Act providing a labor lien on manufactured lumber.

(On motion by Mr. Tuttle of Aroostook, the rule requiring printing was suspended and the bill given its first reading.)

An Act to punish bomb outrages and blackhand activities.

(On motion by Mr. Folsom of Somerset, the rule requiring printing was suspended, and under further suspension of the rule the bill was given its second reading and was passed to be engrossed.)

Resolve dividing the State into executive counsellor districts.

(On motion by Mr. Thompson of Knox, the rule requiring printing was suspended and the bill given its first reading.)

#### Bills in First Reading

S. 151. An Act to authorize establishment of danger signals on public ways, and to regulate display of advertisements thereon. (Tabled by Mr. Parent of Androscoggin, pending first reading.)

S. 201. An Act to amend Section 77 of Chapter 82 of the Revised Statutes, relative to clerk hire for reporter of Decisions.

(On motion by Mr. Morrill of Cumberland, the rules were suspended and the bill given its second reading and passed to be engrossed.)

S. 202. An Act to legalize and make valid certain acts of the Assessors of the Town of Danforth for the years 1920 and 1921.

(On motion by Mr. Emery of Washington, the rules were suspended and the bill given its second reading and passed to be engrossed.)

S. 203. An Act to amend Section 2 of Chapter 69 of the Revised Statutes relating to Inheritance Taxes.

S. 204. An Act to amend Sections 2 and 3 of Chapters 111 of the Revised Statutes, relating to the selection and services of Jurors.

(On motion by Mr. Clark of Lincoln, the rules were suspended and the bill

given its second reading and passed to be engrossed.)

S. 205. An Act to authorize Emery-Waterhouse Company of Portland to bring suit in the name of the State of Maine against Alfred Hanson and Son and the Massachusetts Bonding and Insurance Company.

(On motion by Mr. Farrington of Kennebec, tabled pending second reading.)

S. 206. An Act to amend Section 7 of Chapter 303 of the Public Laws of 1917, as amended by Chapters 141 and 223 of the Public Laws of 1919, changing the conditions under which loans may be granted by Farm Lands Loan Commissioners.

(On motion by Mr. Baxter of Sagadahoc, the rules were suspended and the bill given its second reading and passed to be engrossed.)

S. 207. An Act to amend Chapter 319, Public Laws 1915, and acts amendatory thereof, providing for State and County Aid in the construction of highway bridges.

#### Reports of Committees

Mr. Eaton from the committee on banks and banking, on An Act to amend Section 27, Sub-Section 6, of Chapter 52 of the Revised Statutes, relating to investments by savings banks in railroad equipment obligations, and that it ought to pass.

Mr. Emery from the committee on Indian affairs, on An Act to regulate certain internal affairs of the Passamaquoddy Tribe of Indians, reported the same in a new draft under the same title and that it ought to pass.

The reports were accepted and the bills tabled for printing under the joint rules.

Mr. Sprague from the committee on library, on Resolve in favor of county law libraries, reported that the same ought to pass. (The resolve was read by the President. On motion by Mr. Sprague of Piscataquis, the rules were suspended and the bill without printing was read twice and passed to be engrossed.)

Mr. Gillin from the committee on judiciary, and Mr. Garcelon from the committee on military affairs, on An

Act prohibiting sports on Memorial Day, reported same in a new draft under title of "An Act Prohibiting Public Games and Amusements on Memorial Day," and that it ought to pass.

The report was accepted and the bill tabled for printing under the joint rules.

### Final Report

The committee on public utilities submitted its final report, which was accepted.

### Passed to Be Engrossed

An Act relating to Fire Department of the City of Portland.

An Act to amend the law relating to investigations in Animal Husbandry.

An Act to amend paragraph 3 of Section 1 of Chapter 127 of the Public Laws of 1919 relating to the amount of secondary school tuition to be paid in case of unorganized territory students.

An Act relating to Martin's Point Bridge, so-called in the county of Cumberland.

An Act to authorize the County Commissioners of Cumberland County to issue bonds of said county for the purpose of refunding bonds issued for the erection of a county building in Portland, under the provisions of Chapter 213 of the private and special laws of 1903 and acts amendatory thereof.

Resolve in favor of Nash and Viles for services in connection with work on brick dormitory building at the Maine School for Feeble Minded.

Resolve appropriating money for construction and improvement at the State Reformatory for Women.

Resolve appropriating money for the construction and improvement of the State Reformatory for Men.

Resolve in favor of the State Reformatory for Men, for maintenance.

Resolve in favor of the State School for Boys for the construction of a central school building.

Resolve in favor of the State School for Boys for maintenance and other purposes.

Resolve in favor of the State School for Girls, for maintenance and other purposes.

An Act to authorize the Public Utilities Commission to regulate headlights on electric cars.

An Act to authorize the Auburn Water Commissioner to make a further issue of bonds.

An Act to amend Chapter 424 of the Private and Special Laws of 1897, and Section 1 of Chapter 486 of the Private and Special Laws of 1883, relating to pensions for police officers of the city of Portland.

An Act authorizing the City of Portland to transfer the statutory and fund received by it as a legacy under the last will and testament of Franklin Simmons to Portland Society of Art.

An Act to amend Paragraph 7 of Section 98 of Chapter 4 of the Revised Statutes, as amended by Section 2 of Chapter 58, of the Public Laws of 1917, relating to gasoline tanks and pumps placed within the limits of highways.

An Act to amend Chapter 2, Section 81, of the Revised Statutes, relating to the election of the State auditor.

(Tabled on motion by Mr. Parent of Androscoggin.)

An Act to amend Section 9 of Chapter 126 of the Revised Statutes relating to accessories.

Resolve in favor of the State Reformatory for Women for maintenance.

An Act to amend Section 87 of Chapter 16 of the Revised Statutes, relating to State Aid to High Schools under emergency conditions.

Mr. FARRINGTON of Kennebec: Mr. President, there is evidently an error in that bill. A portion of the section has been left out and I offer Senate Amendment A and move its adoption.

### SENATE AMENDMENT "A"

"Amend An Act to amend Section 87 of Chapter 16 of the Revised Statutes, relating to State aid to high schools under emergency con-

ditions, by adding to the end of said bill the following:

'Any town or precinct, dissatisfied with his decision may appeal to the governor and council, and the governor and council shall issue a certificate to the treasurer of the town or agent of the precinct, for such amount as they adjudge such town or precinct entitled to receive from the State treasury. Any person connected with the management of such free high schools, either as teacher, agent or Superintendent, who in any way aids or abets in defrauding the State into the payment in support of said schools of more than is contemplated by this chapter, shall forfeit not less than five hundred dollars, or be imprisoned in the county jail not less than one year.'

Mr. FARRINGTON: Mr. President, I will say that it was called to my attention, and I have found out from the State department of education that this part was left out of the section.

Senate Amendment A was adopted and the bill as amended was passed to be engrossed.

S. 192. An Act to amend Section 11 of Chapter 260 of the Public Laws of 1917, increasing the salary of the stenographer of the Androscoggin superior court.

S. 193. An Act to amend Sections 1 and 7 of Chapter 101 of the Revised Statutes, relating to the replevin of distrained beasts.

S. 194. An Act to amend Section 5 of Chapter 128 of the Revised Statutes relating to removal or concealment of mortgaged or attached personal property.

S. 195. An Act additional to Chapter 33 of the Revised Statutes, as amended, relating to the protection of white perch in East pond and in North pond of the Belgrade Chain of Lakes, so called, in Kennebec County and in Somerset County.

S. 196. Resolve appropriating money for the purpose of operating the fish hatcheries and feeding stations for fish, for the protection of fish, game and birds, and for printing the report of the Commissioner of

Inland Fisheries and Game, and other expenses incident to the administration of the Department of Inland Fisheries and Game.

S. 197. Resolve in favor of the Penobscot Tribe of Indians for the general care, maintenance and education thereof.

S. 198. Resolve making appropriations for the Passamaquoddy Tribe of Indians for the half year from Jan. 1, 1921, June 30, 1921, and for the years July 1, 1921 to June 30, 1923.

H. 362. An Act to amend Sections 85 and 86 of the Revised Statutes as amended by Chapter 229 of the Public Laws of 1917, Chapter 96 of the Public Laws of 1919, and Chapter 103 of the Public Laws of 1919, providing for an increase in the amount of tuition to be paid by towns for secondary school pupils and in the amount of State aid for the same.

H. 114. An Act authorizing married women and widows to use family name, as part of name by which they shall be registered as voters. (On motion by Mr. Morrison of York, tabled pending second reading.)

H. 434. An Act to incorporate the Kennebunk, Kennebunkport and Wells Water District.

H. 436. Resolve in favor of the Central Maine Sanatorium, Fairfield, Somerset County.

H. 437. Resolve in favor of Maine Agricultural Experiment Station.

H. 438. Resolve in favor of the Maine School for the Deaf.

H. 439. Resolve making an appropriation for printing and binding Adjutant General's report for 1917, 1918 and 1919 (War Period).

H. 440. Resolve, in favor of Wallace Lewey, Representative of the Passamaquoddy Tribe of Indians.

H. 441. Resolve in favor of the Northern Maine Sanatorium, Presque Isle, Aroostook County.

H. 442. Resolve in favor of Horace Nelson, Representative of the Penobscot Tribe of Indians.

H. 443. An Act to provide for the appointment of a Treasurer and Resident Auditor at the University of Maine, and define their duties.



H. 444. Resolve in favor of the Maine General Hospital.

H. 445. Resolve in favor of the Commissioners of Pharmacy.

H. 446. Resolve in favor of the Central Maine Sanatorium, Fairfield, Somerset county.

H. 447. Resolve in favor of the National Conference of Commissioners on Uniform State Laws and of the Commissioners from Maine for the promotion of Uniformity of legislation in the United States.

H. 449. An Act to amend Section 15, of Chapter 9 of the Revised Statutes, and Section 32 of Chapter 117, of the Revised Statutes, relating to the Board of State Assessors.

Mr. SPRAGUE of Piscataquis: Mr. President, I merely want to be certain about a resolve in favor of the State School for Boys for construction of a central school building. I didn't happen to hear it read, but presume it has been.

The PRESIDENT: The bill has had its second reading and passed to be engrossed.

Mr. PARENT of Androscoggin: Mr. President, I move we take from the table An Act to amend Chapter 2, Section 81, of the Revised Statutes, relating to the election of the State auditor.

The motion was agreed to, and on further motion by the same senator the report of the committee on bills in the second reading was accepted, the bill was given its second reading and passed to be engrossed.

#### Finally Passed

Resolve in favor of Frank S. Wingate for material furnished for the construction of the Central School building for the Maine State School for Girls.

#### Orders of the Day

The PRESIDENT: The Chair lays before the Senate S. D. 142, An Act to regulate the use of aircraft, specially assigned for today, tabled by Senator Spencer, the pending question being second reading.

Mr. SPENCER of York: Mr. President, I offer Senate Amendment A and move its passage.

Senate Amendment A to S. D. 142. Amend Section 4 of said bill by striking out in the fourth line thereof the words "of one hundred persons or more." Amend Section 6 by striking out the whole Section and substituting in place thereof the following: "The municipal officers of any city or town are authorized from time to time to designate and define landing places on any lands or waters within the territorial jurisdiction of such municipality, subject to the approval of the owners of private lands and of State or Federal officials who have supervision of the public lands. Said municipal officers shall also limit the number of aircraft which may use said landing place or places, and make or change from time to time rules governing the regulation of said landing places; and no such landing place or places shall be used by any aviator without permit from such municipal officers."

The motion was agreed to and Senate Amendment A was adopted by a viva voce vote, and on further motion by the same Senator, the bill was given its second reading and passed to be engrossed.

Mr. PARENT of Androscoggin: Mr. President I move to take from the table, An Act increasing the salary of the treasurer of Androscoggin County.

The matter was agreed to.

Mr. PARENT: Mr. President, I now move that the bill be substituted for the report of the committee.

The PRESIDENT: The pending question is the acceptance of the report. As the bill has not been printed, the Secretary will please read the report and the bill.

(The Secretary read the bill and the report.)

The motion was agreed to substituting the bill for the report, and on further motion by the same Senator under suspension of the rules, the bill was given its second reading and passed to be engrossed.

Mr. SPRAGUE of Piscataquis: Mr. President, I move to take from the table S. D. 128, An Act increasing

the salary of the commissioner of agriculture.

The motion was agreed to and the Senator yielded to the Senator from Aroostook, Senator Tuttle.

Mr. TUTTLE of Aroostook: Mr. President—

The PRESIDENT: May the Chair state the pending question is the adoption of House Amendment A. We have reconsidered the votes by which it was passed to be enacted and passed to be engrossed.

Mr. TUTTLE: Mr. President, I move the adoption of House Amendment A, and I will say that I have conferred with the interested parties and it is satisfactory to all concerned.

The PRESIDENT: The Secretary will please read this. It is brief.

(The secretary read House Amendment A.)

The motion was agreed to and House Amendment A was adopted by a viva voce vote, and upon further motion by the same senator, the bill as amended was passed to be engrossed.

Mr. PARENT of Androscoggin: Mr. President, I move to take from the table H. D. 59, An Act relating to the State Department of Health.

The PRESIDENT: The pending question is the acceptance of the report.

Mr. PARENT: Mr. President, I now move the acceptance of the report.

The PRESIDENT: The Chair will state that the bill in the new draft is House No. 372, An Act relating to the State Department of Health, has been reported by the committees on salaries and fees and public health jointly that it ought to pass.

The motion was agreed to and the report was accepted.

Mr. PARENT: Mr. President, I now move that it have its two several readings and be passed to be engrossed.

Mr. FOLSOM of Somerset: Mr. President, did I understand that the House amendments had been acted on?

The PRESIDENT: The Chair will state that we have merely accepted the report. Will the senator from Androscoggin table this temporarily?

Mr. PARENT: I move that it be again tabled temporarily.

The motion was agreed to.

Mr. HALL of Franklin: Mr. President, I move we take from the table H. D. 406, An Act to increase the amount paid by the State for cattle condemned under the provisions of Sections 3 and 9, of Chapter 35 of the Revised Statutes.

The motion was agreed to and the same senator then offered Senate A and moved its adoption.

Senate Amendment A. to H. D. 406. Amend by striking out the words "seventy-five dollars" in the third line of page 2 and substituting therefor the words "one hundred dollars," and by striking out the words "seventy-five dollars" in the sixteenth line on page four and substituting therefor the words, "one hundred dollars."

The motion was agreed to and Senate Amendment A was adopted by a viva voce vote, and on further motion by the same senator the bill was given its second reading and passed to be engrossed as amended.

Mr. THOMPSON of Knox: Mr. President, I move to take from the table S. D. 171, Resolve authorizing the payment of certain deficiencies. I tabled that for the time being to get in the other items. At that time there were certain unpaid bills on which the auditor had not received all the vouchers. The pending resolve, No 171, contained all the old bills due by the State on account of widows' pensions and burial of paupers and that sort of thing and was carried up to the new year. The additional amount for which I wish to offer the substitute resolve is what has accrued along that line since the beginning of the new year, and I offer to substitute in place of this a new resolve carrying with it a larger amount. I will state this resolve is fresh from the Auditor's office and is stated by the Auditor as correct. It

has been before the committee on claims in its last meeting. I move that it be substituted for the pending resolve.

The PRESIDENT: Will the Senator from Knox temporarily lay this on the table?

On motion of the Senator from Knox, the matter was temporarily tabled.

Mr. THOMPSON of Knox: Mr. President, I move to take from the table H. D. 377, An Act relating to trial terms.

The PRESIDENT: The pending question is the acceptance of the report of the judiciary committee that the bill ought to pass. H. D. 377 is a printed bill.

Mr. THOMPSON: Mr. President, I do not desire to change anything in that respect. I simply want to state that there is another bill covering the same ground, and that other bill is already read and is on the table in the House. By striking out the third and fourth lines on page 4 it obviates the difficulty. Now I do not object to the report outside of that. The trouble is if that is not done Sagadahoc county will not know where she stands on her October term—

The PRESIDENT: The Chair will suggest that the Senator from Sagadahoc is absent—

Mr. THOMPSON: I told him I would attend to it for him and I am doing so.

The PRESIDENT: Has the Senator any motion?

Mr. THOMPSON: I wish to make an amendment perhaps offering that the report of the committee be accepted except as to lines three and four—

The PRESIDENT: The Chair will suggest that the matter be tabled and that the Senator prepare an amendment in writing.

On motion by Mr. Thompson the matter was tabled temporarily.

Mr. CLEMENT of Waldo: Mr. President, I move we reconsider our

action whereby we indefinitely postponed S. D. 137, An Act to amend Section 32 of Chapter 219 of the Public Laws of 1917 as amended by Chapter 174 of the Public Laws of 1919, relating to the pollution of waters of the State by sawdust and other mill waste.

The motion was agreed to.

The PRESIDENT: The Chair will state that in the Senate this bill has been passed to be engrossed as it stands now. In the House, House Amendment "A" was added by striking out in the second line of the substituted Section 32 after the words "in any" in said Section, so that said Section shall not apply to deposits in lakes and ponds.

Mr. CLEMENT: Mr. President, I move that we non-concur in the adoption of House Amendment "A" and insist upon our former action.

The motion was agreed to.

The PRESIDENT: The Chair will state that this leaves it as an engrossed bill as far as the Senate is concerned.

Mr. SPRAGUE of Piscataquis: With the House amendment rejected.

The PRESIDENT: Rejected by the Senate. We have engrossed it, and it stands as it stood formerly before the indefinite postponement; just as it appears printed in S. D. 137.

Mr. FOLSOM of Somerset: Mr. President I move that we now recess until 2.30 this afternoon.

Mr. PARENT of Androscoggin: Mr. President, I believe that the Judiciary and Military Affairs Committees have a meeting with the Governor at two o'clock, as I understand it.

The PRESIDENT: There is a motion to adjourn to 2.30.

Mr. PARENT: Will the Senator temporarily withdraw his motion?

Mr. FOLSOM: I will withdraw my motion.

The following notice was read by the Secretary: The Judiciary and Military Affairs Committees are requested to meet in the judiciary room at two P. M.

Mr. GILLIN of Penobscot: Mr.

President, I would ask for information in regard to H. D. 73—I told Senator Thombs that would be left on the table until tomorrow. It has not been taken off, has it, in my absence?

The PRESIDENT: It still lies up on the table.

Mr. FOLSOM of Somerset: Mr. President, I move that the Senate recess until four o'clock this afternoon.

Mr. THOMPSON of Knox: As far as I am personally concerned I do not expect to be here at four o'clock. I expect to have to go home and I should like to get this out of the way, or I will leave it to Senator Folsom.

Mr. FOLSOM: I will withdraw my motion.

The PRESIDENT: We are dealing with H. D. 377, An Act relating to trial terms, the pending question being acceptance of the report ought to pass.

On motion by Mr. Thompson the report was accepted and the bill was given its first reading.

Mr. THOMPSON: Mr. President, I offer Senate Amendment "A" to H. D. 377, and move its passage. Amend by striking out the lines 3 and 4 on page 4 of said bill relating to the trial terms of the Supreme Judicial Court in Sagadahoc county.

The President read the bill.

Senate Amendment "A" was adopted by a viva voce vote.

The President: In the House, House Amendment "A" was offered. The Chair will suggest that the matter be temporarily tabled. There seems to be a conflict between House Amendment "A" and Senate Amendment "A."

Mr. THOMPSON: I understand, Mr. President, that H. D. 377 is very much complicated. I am not giving attention to that. I want to see that among all this mess the county of Sagadahoc is not left without trial terms. H. D. 366 is one that was heard in the committee on legal affairs and the matter especially delegated to myself; the chairman and myself went over it with a great deal of care to see that everybody's rights were preserved. We attended to that.

The PRESIDENT: There is no motion before the Senate. May the Chair suggest that there is an Amendment "A" offered by the House, which now would come before the Senate, that would be in conflict with the Senator's own amendment.

Mr. THOMPSON: I understand if this is done that will relieve H. D. 366 relating to the trial terms in Sagadahoc county—

The PRESIDENT: The Chair will state that House Amendment "A" re-writes the bill. The senator's amendment applies to the printed bill. There is a conflict, and the Chair will suggest that the matter be re-tabled—the point being that the senator's own amendment is in conflict with the House Amendment.

On motion by Mr. Thompson of Knox the matter was retabled.

On motion by Mr. Folsom of Somerset a recess was taken until 4 o'clock.

#### AFTER RECESS

Senate called to order by the President at 4.30 o'clock.

The President: The Chair will state that to facilitate the printing it seems to be advisable to revert to the original order of the morning. The senator from Somerset, Senator Folsom, moves that we suspend the regular order and proceed with the substituted order found on the blue card.

Papers from the House disposed of in concurrence.

The PRESIDENT: The Secretary will read an important measure that has been presented.

The secretary read the title of the Act: An Act to repeal Section 6 of the emergency Act enacted at the present session of the Legislature, under the title of "An Act amendatory of and additional to Chapter 9 of the Revised Statutes, relating to the assessment and payment of excise taxes, which has become Chapter 71 of the Public Laws of 1921."

(The secretary then read the bill in full.)

On motion by Mr. Hall of Franklin, the rules were suspended and the bill, without printing or reference to a committee, was read the second time and passed to be engrossed.

From the House: An Act relating to municipal elections in the town of Houlton.

In the House this bill was indefinitely postponed.

On motion by Mr. Folsom of Somerset, the Senate indefinitely postponed the bill in concurrence.

From the House: An Act to amend the Revised Statutes, Chapter 33, Section 57, relating to killing of wild birds.

This bill was passed to be engrossed by the Senate; in the House it was indefinitely postponed.

Mr. THOMPSON of Knox: I would like to inquire what that relates to Mr. President. Are sea gulls included in that bill?

The PRESIDENT: Yes. The pending question is on concurrence with the House.

Mr. THOMPSON: Mr. President, I move that we non-concur. If it is in order to make any remarks I desire to do so.

The PRESIDENT: The senator from Knox moves that the Senate non-concur with the House, insist upon our former action, and ask for a committee of conference.

Mr. THOMPSON: Mr. President, is it in order for me to say anything at this stage? The bill in this form allows the killing of gulls on the coast when they are actually engaged in damaging property.

It is well known among the people living on the coast that gulls are very destructive to certain industries. The blueberry land owners—I know of one instance right in the county where a blueberry crop was entirely destroyed. The neighbors were called in and drove them off, but they succeeded in destroying the whole crop. This was a poor family and they lost

their blueberries, some two hundred fifty or three hundred dollars worth.

More than that, the gulls under the protection of the Government have become so tame that they will alight on a boat when a man is fishing and destroy his bait. It seems a little hard for fishermen to have their bait destroyed before they have a chance to throw it overboard.

This is the only thing that is aimed at. I understand under this federal bill gulls have been classified as birds of passage. It is well known to the people living on the sea coast that gulls are not birds of passage. They are with us the year around and continue their destruction the year around. It is as ridiculous to call a gull a bird of passage as it is to call a cow a bird of passage. We know better.

The only thing this bill seeks to accomplish is to give the blueberry owner the right to save his crop and the fisherman to save his bait. If they can kill a few gulls and make them a little wilder we do not object. The fishermen have no objection to the presence of the gulls, provided they keep their distance.

Mr. SPRAGUE of Piscataquis: Mr. President, let me say a word. This came before the committee on inland fisheries and game, and the hearing was very interesting indeed, and the testimony was somewhat new to me. I did not understand the conditions down there. So far as the sea gulls are concerned in the interior part of the State we regard them as an attraction to the summer visitors, and we do not want a law any different from the present law. We had no desire to have the sea gulls killed, but down on the coast it is altogether a different situation, and there they are very destructive to property of certain kinds, as Senator Thompson says, the blueberry patches, the fishermen's bait, etc., and so this bill was finally reported favorably by us, after this had been inserted: "Provided further that sea gulls may be killed while in the act of destroying property." So this law, as I understand, remains exactly as it has been, they are protected in

the interior, and all over the State, everywhere, unless those people down on the coast, where they are injuring property of certain kinds to a considerable extent, see them and can shoot them while destroying their property.

I think that is all there is to it. I agree with Senator Thompson exactly that we should not concur with the House in the indefinite postponement of this bill.

The motion was agreed to and the Chair appointed on such committee of conference on the part of the Senate, Messrs. Thompson, Sprague and Morrison.

Sent down for concurrence.

On motion by Mr. Eaton, the rules were suspended in order that he might present an order out of order.

The senator then presented the following order and moved its passage:

Ordered, that Senate Document 182 be recalled from the engrossing department.

The Chair informed the senator that the paper was in the possession of the Senate.

On further motion by the same senator the vote was reconsidered whereby this bill S. D. 182, Resolve providing for the care, support and medical or surgical treatment of dependent persons in or by certain charitable and benevolent institutions and organizations not owned or controlled by the State, and for other purposes, was passed to be engrossed.

The same senator then offered Senate Amendment "A" to S. D. 182, and moved its adoption.

"Senate Document 182 is hereby amended by striking out in the thirteenth paragraph the words 'fourteen dollars' in the eleventh line at the top of page six, and insert in their place therefor the words 'seventeen dollars and fifty cents,' so that said paragraph as amended shall read as follows:

'For medical and surgical treatment and care of children and adults, —including children under sixteen

years of age, who are being supported away from their parents under the provisions of Sections fifty-one to fifty-five, inclusive, Chapter sixty-four, Revised Statutes, and acts amendatory thereof, but not including persons sixteen years of age and over, who, directly or indirectly, within a period of three months prior to receiving such treatment or care, have been supported or assisted under the provisions of Chapter twenty-nine, Revised Statutes, and acts amendatory thereof,—at not to exceed seventeen dollars and fifty cents per week, including direct payments from sources other than the State.'

The amendment was adopted and the resolve was passed to be engrossed as amended.

#### House Bills In First Reading

H. 452: An Act to regulate religious worship in the public schools.

H. 453: An Act to amend Section 24 of Chapter 219 of the Public Laws of 1917, and Sections 10 and 75 of Chapter 219 of the Public Laws of 1917, as amended, relating to Inland Fish and Game.

H. 459: Resolve in favor of the Bangor State Hospital for maintenance during the years 1921, 1922 and 1923.

(On motion by Mr. Clark of Lincoln, under suspension of the rules, the bill was given its second reading and was passed to be engrossed.)

H. 414: An Act to provide additional funds for the maintenance of State and State aid highways.

(House Amendment "A" adopted in concurrence.)

The following resolves and remonstrance were received and were referred as follows:

#### Appropriations and Financial Affairs

By Mr. Garcelon of Androscoggin: Resolve in favor of Faith A. Tryon, for services as stenographer to the committee on Military Affairs.

By the same senator: Resolve in favor of Faith A. Tryon, for services as stenographer to the committee on Re-districting the State.

By Mr. Cobb of Kennebec: Resolve in favor of Mildred L. Humphrey for services as clerk and stenographer to the special committee of the 80th Legislature to investigate agricultural conditions in Maine.

By Mr. Clark of Lincoln: Resolve appropriating money to pay clerk and stenographer to the committee on Interior Waters.

#### Placed on File

Remonstrance of A. P. Hawes and 42 others of Hartland against passage of House Doc. No. 388, entitled "An Act regulating the sale of liquor in Maine."

#### Bills in First Reading

S. 208. Resolve in favor of the Augusta State Hospital for furniture and other equipment.

S. 209. Resolve in favor of the Augusta State Hospital for maintenance during the years 1921, 1922 and 1923.

S. 210. An Act to increase salaries of certain county officers and amount of money allowed for clerk hire in certain county offices.

#### Reports of Committees

Mr. Morison from the committee on Indian Affairs, on petition of G. W. Thombs and others relating to agriculture by the Indian tribes and petition of those members of the Passamaquoddy Indians located at Peter Dana's Point regarding allowances made for firewood and other support, and petition of Nicholas Newall and 18 others, members of the Passamaquoddy Tribe of Indians, for the passage of a law having to do with the affairs of the Passamaquoddy Tribe of Indians, reported that the same be placed on file.

The report was accepted. Sent down for concurrence.

Mr. Garcelon from the committee on Legal Affairs, on An Act to amend Section 19 of Chapter 5 of the Revised Statutes, as amended by Chapter 69 of the Public Laws of 1917, relating to sessions of boards of registration (Senate Doc. No. 164), reported that the same ought to pass.

The report was accepted and the

bill tabled for printing under the joint rules.

The same senator from the same committee, on An Act to amend Section 10 of Chapter 137 of the Revised Statutes, as amended by Chapter 203 of the Public Laws of 1917 and by Chapter 76 of the Public Laws of 1919, relating to the appointment of probation officers (Senate Doc. No. 165), reported that the same ought to pass.

On motion by Mr. Thombs of Penobscot, the rules were suspended, and the bill given its two readings and passed to be engrossed.

The same senator from the same committee, on An Act to amend Section 29 of Chapter 68 of the Revised Statutes relating to the appointment of public administrators (Senate Doc. No. 34), reported that the same ought to pass.

(On motion by Mr. Morison of Penobscot, the rules were suspended and the bill given its two readings and passed to be engrossed.)

Mr. Folsom from the Committee on Salaries and Fees, on An Act to fix the salaries of Justices of the Superior Courts, amending Section 6 of Chapter 117 of the Revised Statutes, Section 9 of Chapter 260 of the Public Laws of 1917, and Section 9 of Chapter 10 of the Public Laws of 1919, reported the same under a new draft under the same title, and that it ought to pass.

The same senator from the same committee, on An Act to amend Section 9, Chapter 117 of the Revised Statutes relative to salary of Reporter of Decisions, reported the same in a new draft under the same title, and that it ought to pass.

Mr. Adams from the Committee on Ways and Bridges, on An Act to enable the town of South Bristol to construct a State Aid Road to Christmas Cove, reported that the same ought to pass.

The reports were accepted and the bills tabled for printing under the joint rules.

#### Final Reports

The following committees submit-

ted their final reports which were accepted:

Labor,  
Salaries and Fees,  
Temperance,  
Education.

The Committee of Conference, on Bill "An Act to amend the charter of the City of Lewiston relating to the office of City Clerk" (Senate Doc. No. 55), reported that the House recede and concur with the Senate for the passage of the Bill to be engrossed.

(Signed)

Messrs. PARENT,  
CLARK,  
MORRILL,  
on the part of the Senate.

Messrs. VILES,  
BUZZELL,  
on the part of the House.

The Committee of Conference, on Bill "An Act to promote the efficiency of the fire department of the City of Lewiston" (Senate Doc. No. 116), reported that the House recede and concur with the Senate for the passage of the Bill to be engrossed without amendments.

(Signed)

Messrs. PARENT,  
EATON,  
CLARK,  
on the part of the Senate.

Messrs. BARWISE,  
WILSON,  
on the part of the House.

The Committee of Conference, on Bill "An Act to abolish the Board of Public Works of the City of Lewiston and to provide for a Highway Commission" (Senate Doc. No. 115), reported that the House recede and concur with the Senate for the passage of the bill to be engrossed without amendments.

(Signed)

Messrs. PARENT,  
EATON,  
CLARK,  
on the part of the Senate.

Messrs. BARWISE  
WILSON,  
on the part of the House.

The Committee of Conference, on Bill "An Act to amend the charter of

the City of Lewiston and to provide for a City Auditor" (Senate Doc. No. 117), reported that the House recede and concur with the Senate for the passage of the bill to be engrossed without amendments.

(Signed)

Messrs. PARENT,  
EATON,  
CLARK,  
on the part of the Senate.

Messrs. BARWISE,  
WILSON,  
on the part of the House.

The reports were accepted and sent down for concurrence.

Mr. GILLIN of Penobscot: Mr. President, I move suspension of the rules that I may present an order out of order.

The motion was agreed to and the senator offered the following order and moved its adoption:

Ordered, that An Act entitled "An Act to incorporate the Howland Storage and Water District," be recalled from the engrossing department to the Senate.

The motion was agreed to and the Chair informed the senator that the papers were in the possession of the Senate.

Mr. GILLIN: I move that under suspension of the rules, the vote be reconsidered whereby this bill was passed to be engrossed.

The motion was agreed to, and the same senator then offered Senate Amendment A, to An Act to incorporate the Howland Storage and Water District:

"Amend Section 2 of said act by striking out, beginning in the 29th line of said section the following word 'Provided that no such point of discharge shall be northerly of the Penobscot river bridge, so called, which said bridge connects West Endfield with the town of Howland.' "

The amendment was adopted and the bill as amended was passed to be engrossed.

#### Passed to Be Enacted

An Act for the better protection of clams within the limits of the towns



of Yarmouth, North Yarmouth and Cumberland.

An Act to amend Section 2 of Chapter 16 of the Revised Statutes, providing for the improvement of conveyance of pupils to common schools.

An Act to control the establishment of sanatoriums and hospitals for infectious and contagious diseases within the populous districts of cities and towns.

An Act to amend Section 1 of Chapter 215 of the Public Laws of 1917, increasing the bounty on bears in Penobscot and Washington counties.

An Act to amend Section 10 of Chapter 117 of the Revised Statutes, as amended by Chapter 216 of the Public Laws of 1917 and as amended by Chapter 31 of the Public Laws of 1919, relating to salaries of reporters of the supreme judicial court.

An Act authorizing the town of Bar Harbor to lay out and maintain paths within its limits.

An Act to change the time of holding the Annual Meeting of the town of East Livermore, to enlarge the powers and duties of the selectmen, to abolish certain offices and to provide for the administration of town affairs.

An Act to incorporate the South Portland High School District.

An Act additional to Chapter 33 of the Revised Statutes, as amended, prohibiting fishing in the tributaries to Lake Annabessacook, in the County of Kennebec.

An Act to amend Paragraph 13 of Section 51 of Chapter 82 of the Revised Statutes, relating to the holding of trial terms of the Supreme Judicial Court for the County of Sagadahoc. (Tabled on motion by Mr. Thompson of Knox.)

An Act to regulate boxing exhibitions within the State of Maine.

An Act to provide for Temperance day in the public schools in the State of Maine.

An Act to amend Section 12 of Chapter 36 of the Revised Statutes, as amended by Chapters 126 and 237 of the Public Laws of 1919, relating to

the sale of clams, oysters and scallops.

An Act to amend Section 20 of Chapter 68 of the Revised Statutes, relating to administration granted without bond.

An Act to repeal Section 34 of Chapter 25 of the Revised Statutes, requiring an annual appropriation of the sum of \$300 for State Aid Construction.

An Act to amend Section 85 of Chapter 82 of the Revised Statutes, relating to the terms of Superior Court for the County of Kennebec.

An Act to amend Section 53 of Chapter 8 of the Revised Statutes, as amended by Chapter 111 of the Public Laws of 1919, requiring a permit for the burning of brush or slash near Woodlands. (Tabled on motion by Mr. Emerson of Aroostook.)

An Act to amend Chapter 8 of the Revised Statutes as amended by Chapters 111 and 168 of the Public Laws of 1919, requiring a permit for the burning of blueberry land adjacent to forest growth. (Tabled on motion by Mr. Emerson of Aroostook.)

An Act to amend the first two paragraphs of Section 38 of Chapter 219 of the Public Laws of 1917, as amended by Chapter 37 of the Public Laws of 1919, relating to the protection of deer.

An Act to create the Hancock-Sullivan Bridge District.

An Act relating to life insurance for minors and the surrender of such insurance.

An Act amending Section 25 of Chapter 30 of the Revised Statutes, relating to appointment of inspector of buildings.

An Act to amend Chapter 239 of the Public Laws of 1919, relating to the use for public purposes of armories built by municipalities with State aid.

#### Finally Passed

Resolve in favor of Sarah W. Pike for services as stenographer of the Committee on Judiciary.

Resolve, in favor of Andrew H. Morong for services rendered to State of Maine by order of the Adjutant General in investigating cases for local registration boards in matter of soldiers.

Resolve in favor of the town of Sorrento, to reimburse the town for expenses of a law suit regarding dependents of sailors and soldiers.

Resolve, reimbursing the County of Kennebec for money expended in pursuing insane criminals escaping from Augusta State Hospital.

Resolve, in favor of Bert Allard of Richmond for damages caused by Highway Construction.

Resolve, providing for payment for the care of Pearl Clark, during the year of 1919.

Resolve, in favor of Cary Hospital, Caribou, Aroostook county, to aid in the construction of a hospital.

Resolve, in favor of Catherine Nelligan of Brewer for State Pension.

Resolve, increasing the State Pension of Vinnie E. Saunders of Trescott.

Resolve, in favor of Meldon Nealey for State Pension.

Resolve, in favor of Nasson Institute.

Resolve, appropriating money to pay for preparation of "The Maine Book."

Resolve, in favor of Mrs. E. L. Robinson of Bangor.

Resolve, appropriating money to pay the claim of Roswell S. Cushing against the State of Maine.

Resolve, appointing a Committee of Investigation to procure plans and estimates for a State Library building.

Resolve, in favor of the clerk, stenographer and messenger to the committee on Inland Fisheries and Game.

Resolve, authorizing the State land agent to sell certain public lots in Lakeville Plantation in Penobscot county.

Resolve, in favor of the town of

Milo, for aid to mothers with dependent children.

Resolve, to provide for payment of seed lobsters purchased in 1920.

Resolve, reimbursing plantations because of reduction in the rate of interest paid by the State to plantations on their wild land school funds.

#### Orders of the Day

Mr. THOMPSON of Knox: Mr. President, I had tabled temporarily this forenoon H. D. 377, which I move to take from the table at this time, and also in connection with it, if it is proper to do so, a bill relative to the trial terms of Sagadahoc county relating to the same matter.

The motion to take H. D. 377 from the table was agreed to, and on further motion by the same senator the Senate reconsidered its vote by which it adopted Senate Amendment A.

Mr. THOMPSON: Now, Mr. President, if it is in order, I would like to take from the table the engrossed bill which I had tabled a few minutes ago, because they relate to the same thing.

The PRESIDENT: The Chair will suggest that we deal with this matter first, but reference to that will be perfectly admissible. The vote whereby Senate Amendment A was adopted has been reconsidered, so that the bill has had its first reading and House Amendment A would now be in order for consideration.

Mr. THOMPSON: The calendar here stated the acceptance of the report as the pending question.

The PRESIDENT: That report was accepted this morning and the bill given its first reading. Then on the senator's own motion Senate Amendment A was adopted, which has now been reconsidered, leaving the matter in its first reading, and House Amendment A now in process of consideration.

Mr. THOMPSON: Mr. President, I move that House Amendment A be adopted.

The PRESIDENT: In order that the Senate may understand, House Amendment "A" will be read by the Secretary. Does the Senator from

Knox desire to offer an amendment to House Amendment "A"?"

Mr. THOMPSON: I desire to make an amendment to House Amendment "A" at this time.

The PRESIDENT: In order that the matter may be understood by all of us, the Secretary will read House Amendment "A" to which the Senator from Knox, Senator Thompson presents Senate Amendment "A" and moves its adoption; the question being on the adoption of our amendment to House Amendment "A."

(The Secretary read House Amendment "A.")

The PRESIDENT: And now the Senator from Knox, Senator Thompson, moves that we adopt Senate Amendment "A" to House Amendment "A," as follows: Amend by striking out all after the word "Bath" relating to the holding of terms in said court in Sagadahoc county, and substituting in place thereof the following, "on the fourth Tuesday of January, the second Tuesday of May and the third Tuesday of October," so that as amended House Amendment "A" will then read:

"Sagadahoc, at Bath, on the fourth Tuesday of January, the second Tuesday of May and the third Tuesday of October.

All matters or proceedings commenced before or after this act takes effect and returnable to, and all matters pending in said court in said county in Sagadahoc, and which would, but for the provisions of this act, be entered and have day at the term of said court to be held on the second Tuesday of October in the year of our Lord 1921, as provided by law, shall be entered and have day at the term of the Supreme Judicial Court in said county to be held on the third Tuesday of October, in the year of our Lord 1921, which is substituted by this act for said second Tuesday of October, and shall have day therein as if originally returnable to said third Tuesday of October."

The motion was agreed to, and Senate Amendment "A" to House Amendment "A" was adopted, and

on further motion by the same senator House Amendment "A" as amended was adopted, and on further motion by the same senator the rules were suspended and the bill was given its second reading and passed to be engrossed, as amended.

On further motion by the same senator the bill was tabled.

Mr. FARRINGTON of Kennebec: Mr. President, I move we take from the table the two reports on H. D. 203, An Act relating to the purity of ice cream.

The motion was agreed to and the senator yielded to the senator from Penobscot, Senator Gillin.

Mr. GILLIN of Penobscot: Mr. President, I now move that we concur with the House in accepting the majority report of the committee, ought not to pass.

The motion was agreed to.

Mr. MORISON of Penobscot: Mr. President, I move to take from the table the Act tabled by me this morning, authorizing married women and widows to use family name as part of name by which they shall be registered as voters.

The PRESIDENT: The Chair will state that this was tabled merely on the assumption that an error had been made, but the error is in the calendar. The pending question is the second reading.

The motion was agreed to and the bill was taken from the table, and on further motion by the same senator the rules were suspended and the bill (H. D. 114) was given its second reading and passed to be engrossed.

Mr. PARENT of Androscoggin: Mr. President, I move to take from the table H. D. 59, An Act relating to the State department of health.

The motion was agreed to.

Mr. PARENT: I believe we have accepted the report of the committee, Mr. President?

The PRESIDENT: The report of the committee has been accepted, it has been given its first reading, and

is now in order to consider House Amendment A.

Mr. PARENT: Whether or not House Amendment A has been adopted by the House?

The PRESIDENT: By the House, but not by the Senate.

Mr. PARENT: I move we concur with the House in the adoption of House Amendment "A."

The Secretary read House Amendment "A."

The motion was agreed to, adopting House Amendment "A."

Mr. PARENT: I move the adoption of House Amendment "A" to House Amendment "B," in concurrence.

House Amendment "B" and House Amendment "A" to House Amendment "B" were read by the Secretary.

The motion was agreed to adopting House Amendment "A" to House Amendment "B" and on further motion by the same senator House Amendment "B" as amended was adopted, and on further motion by the same senator the rules were suspended, and the bill was given its second reading and passed to be engrossed.

Mr. GILLIN of Penobscot: Mr. President, I move we take from the table H. D. 157, An Act providing for cleansing of ice cream containers.

The motion was agreed to, and on further motion by the same senator the bill was indefinitely postponed by a viva voce vote.

Mr. THOMBS of Penobscot: Mr. President, I move we take from the table H. D. 200, An Act relating to protection of game birds.

The motion was agreed to, and on further motion by the same senator the bill was passed to be enacted.

Mr. THOMBS of Penobscot: Mr. President, I move to take from the table, An Act relating to election of town officers.

The motion was agreed to.

Mr. THOMBS: Mr. President, will you read the title, please.

The PRESIDENT: An Act to amend Section 12 of Chapter 4 of the Revised Statutes, relating to the election of town officers. The question is on the adoption or rejection of the report.

Mr. THOMBS: May I inquire if that is a legal affairs report?

The PRESIDENT: Reported by the committee on legal affairs.

Mr. THOMBS: Mr. President, I move the acceptance of the report of the committee, ought not to pass.

The motion was agreed to.

Mr. ALLEN of York: Mr. President, I move we reconsider the vote whereby we passed to be engrossed H. D. 434, An Act to incorporate the Kennebunk, Kennebunkport and Wells Water District.

The motion was agreed to and on further motion by the same Senator, the matter was tabled.

Mr. GILLIN of Penobscot: Mr. President, I move that we take from the table H. D. 291, An Act to amend act to incorporate the city of Bangor.

The motion was agreed to and on further motion by the same Senator, the bill was passed to be enacted.

Mr. PARENT of Androscoggin: Mr. President, I move that we take from the files H. D. 65, An Act to regulate the payments of appropriations for the care, treatment, support and education of persons in charitable and benevolent institutions not wholly or controlled by the State.

The motion was agreed to, and on further motion by the same senator, under suspension of the rules, the Senate reconsidered its action whereby it accepted the report of the committee.

Mr. PARENT: Mr. President, I move that we substitute the bill for the report. In doing this, I would say that this bill at the time it came through the Senate escaped my attention and I understand—if I am not correct, the chairman of the legal affairs committee will correct me

—that the real reason that this report was made was that it might be taken care of under another act.

Under our present law the regulation of expenditures of money which this Legislature appropriates to the various hospitals of the State is now in the hands of the secretary of the board of correction and Charities. This bill merely transfers the approval of these bills presented by the hospitals to the State auditor and reenacts an old law under which we formerly acted. Under the present system the State Board of Charities visits various institutions frequently, and it takes time for clerical assistance in the secretary's office, and it causes unnecessary expense in visitations to these various institutions, and to my mind nothing of value is available; therefore that was my reason for having this bill presented, that the auditor may approve these bills instead of the secretary of the board of charities and corrections. These bills must be rendered to the State fully itemized, and I think everybody here will agree if this bill is thoroughly understood that the matters will be carefully looked after by our

State auditor and it will save considerable expense in visitations and additional clerical hire to go over these matters, and I move that the bill be substituted for the report.

The motion was agreed to and the bill was substituted for the report.

Mr. THOMBS of Penobscot: Mr. President, I move that the bill now lie upon the table. I think the statement of the senator from Androscoggin is correct. He called my attention to the matter when I came into the room, and in order that I may reassure myself I should like to have a little time.

The motion was agreed to.

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Mr. EMERY of Washington: Mr. President, I move we taken from the table H. D. 326, An Act to establish the Western Washington municipal court.

The motion was agreed to and on further motion by the same senator the bill was passed to be enacted.

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On motion by Mr. Bemis of Somerset,

Adjourned until tomorrow morning at 9 o'clock.