

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Second Legislature

OF THE

STATE OF MAINE

1925

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Wednesday, January 7, 1925.

In convention of the members-elect of the House of Representatives of the Eighty Second Legislature.

This being the day designated by the Constitution of the State for the meeting of the Eighty Second Legislature, the members-elect of the House of Representatives assembled in the Hall of the House of Representatives at 10 o'clock A. M. and were called to order by Clyde R. Chapman, clerk of the last House.

Prayer was offered by the Rev. Mr. Walch of Augusta.

A communication was received from the Secretary of State transmitting a certified roll of the Representatives-elect of the Eighty Second Legislature.

A call of the roll by the clerk revealed the presence of a quorum and 149 members responded to the call.

On motion by Mr. Martin of Augusta, Messrs. Martin of Augusta, Hale of Portland, Dudley of Woodstock, Curtis of Brewer, Drake of Bath, Piper of Jackman and Hammond of Van Buren were appointed a committee to wait upon the Governor and inform him of the presence of a quorum of the members-elect of the House of Representatives, and request his attendance to administer the oath required by the Constitution to enable them to enter upon the discharge of their official duties. Subsequently Mr. Martin reported that the committee had discharged the duty assigned it, and that His Excellency, the Governor, was pleased to say that with his Council he would forthwith attend upon the Convention for the purpose indicated in the message.

The report of the committee was accepted.

Thereupon, the Governor, attended by his Council, came in and administered, and the members-elect subscribed, the oaths necessary to qualify them to enter upon the discharge of their official duties.

The Governor and Council then withdrew.

On motion by Mr. Beckett of Calais, Messrs. Beckett of Calais, Thompson of Rockland, Sargent of Sedgewick, Stitham of Pittsfield, Fendleton of Islesboro, Littlefield of Kennebunk and Bisbee of Damarscott were appointed a committee

to receive, sort and count votes for Speaker.

Having attended to the duties assigned it, Mr. Beckett from the committee reported 147 votes cast; necessary for a choice, 74. Mr. Gardiner of Gardiner had 120 and Mr. Holmes of Lewiston had 27.

The report was accepted.

William Tudor Gardiner was thereupon declared Speaker of the House of Representatives for the present session, and was conducted to the Chair by Mr. Holmes of Lewiston, amid prolonged applause.

Mr. HOLMES of Lewiston: Members of the House: I have the honor to present to you the Speaker of the Honorable House of Representatives of the 82nd Legislature, the Honorable William Tudor Gardiner of Gardiner. (Applause.)

The SPEAKER: Members of the 82nd Legislature: I deeply appreciate the honor that you have conferred upon me. I am appreciative of your support in the past, and, as the days progress, I will need more and more your support, and I will also need your patience and your forbearance. If I can be of assistance to any member of the House, old or new, the door of the Speaker's office will be open at any time.

I have a very high opinion of the office to which you have elected me, but I beg to assure you that that opinion extends to the office only and not to the man.

We are elected to this House from our respective districts and we will be confronted with many problems during the coming session, the greatest of which perhaps will be to find a rule of economy to apply in our deliberations, one that shall be at once strict and yet far-sighted. Although we represent different constituencies, our service is dedicated to the entire state, and may no consideration of any locality or any group detract from the spirit of our service to the entire State of Maine.

The Chair awaits your pleasure. (Applause.)

On motion by Mr. Oakes of Portland, Messrs. Oakes of Portland, Hammond of Van Buren, Dunning of Charleston, Flint of Monson, Pierce of Sanford, Gauvin of Lewiston and Burns of Eagle Lake were appointed a committee to receive, sort and count votes for Clerk of the House.

Having attended to the duties assigned it, Mr. Oakes from the Committee reported 141 votes cast; nec-

essary for a choice 71; Mr. Chapman had 113, and Chandler C. Harvey had 28

The report was accepted, the election was made unanimous and Clyde R. Chapman was declared duly elected Clerk of the House for the Eighty Second Legislature. (Applause.)

At this point a message was received from the Senate through Senator Maher of Kennebec, informing the House that the Senate had been duly organized by the choice of Hon. Hodgdon C. Buzzell as President, Royden V. Brown as Secretary and Chester Winslow as Assistant Secretary.

On motion by Mr. Cummings of Portland, Messrs. Cummings of Portland, Sturgis of Auburn, Palmer of Island Falls, Boman of Vinalhaven, Hallett of Ashland, Winn of Lisbon and Gagne of Lewiston were appointed a committee to receive, sort and count votes for Assistant Clerk of the House.

On motion of Mr. McDonald of East Machias it was voted that the Clerk cast the ballot of the House for Roy C. Fish as Assistant Clerk.

The Clerk attended to the duty assigned him and Mr. Fish was duly declared elected Assistant Clerk of the House for the 82nd Legislature. (Applause.)

On motion by Mr. Hamilton of Caribou, that gentleman was charged with a message to the Governor, notifying him of the organization of the House by the election of Hon. William Tudor Gardiner as Speaker, Clyde R. Chapman as clerk and Roy C. Fish as Assistant Clerk.

Mr. Hamilton subsequently reported that he had discharged the duty assigned him.

The report was accepted.

On motion by Mr. Hale of Portland, that gentleman was charged with a message to the Senate, informing that body of the organization of the House by the election of Hon. William T. Gardiner as Speaker, Clyde R. Chapman as clerk and Roy C. Fish as Assistant Clerk.

Mr. Hale subsequently reported that he had discharged the duty assigned him.

The report was accepted.

On motion it was voted that a committee be appointed to conduct

the Clerk and Assistant Clerk to the Governor for the purpose of taking their oaths of office.

The Chair appointed Mr. Foster of Ellsworth as such committee, and that gentleman thereupon conducted the clerk and assistant clerk to the Governor for the purpose above set forth; and that gentleman subsequently reported that he had attended to the duty entrusted to him, which report was accepted.

Orders

On motion by Mr. Greenleaf of Auburn, it was

Ordered, that H. Ralph Hayes of Randolph be Messenger; Frank H. Treworgy of East Surry, Assistant Messenger; George A. Dow of Portland, Postmaster; D. S. Clement of Winthrop, Mail Carrier; Julian K. Croxford of Newport, First Folder; Sumner T. Daniels of Hallowell, Second Folder; Patrick H. Fitzgerald, Doorkeeper, and that the Speaker appoint two pages and a document clerk.

Thereupon the Speaker appointed as pages, Elwin Simons of Gardiner and John Curry of Gardiner; as Document Clerk, Chester Partridge of Augusta.

On motion by Mr. Curtis of Brewer, it was

Ordered that the Secretary of State be directed to deliver to the Clerk of the House all typewriting paper, pencils, fountain pens, carbon paper and other necessary supplies which may be needed in the Clerk's office during the present session.

Mr. Kinsman of Augusta presented the following order and moved its passage:

Ordered, that the Secretary of State be directed to furnish each member and officer of the House with postage stamps to the amount of ten dollars.

Tabled by Mr. Hale of Portland.

On motion by Mr. Drake of Bath, it was

Ordered, that the State Librarian be authorized and directed to furnish the Clerk of the House with one copy of the Revised Statutes, one copy each of the session laws of 1917, 1919 and 1923, and the House Journal of 1923, Senate Journal of 1923, and Legislative Record of 1923.

On motion of Mr. Martin of Augusta, it was

Ordered, that the Secretary of State be authorized and directed to furnish the Maine State Year Book to each member and officer of the House.

On motion by Mr. Dunbar of Orland, it was

Ordered, that the Secretary of State be directed to deliver to the Clerk of the House one copy of Webster's Unabridged Dictionary, and one copy of the Century Dictionary.

On motion by Mr. Pendleton of Islesboro, it was

Ordered, that the Superintendent of Buildings be directed to purchase for the Clerk of the House a typewriter and such other office equipment as shall be deemed necessary by the clerk, and charge the same to legislative expense.

On motion by Mr. Frost of Belfast, it was

Ordered, that the rules and orders of the last House of Representatives be adopted for the government of the House until otherwise ordered.

On motion by Mr. Hale of Portland, it was

Ordered, that this House testify its respect for its senior member, the gentleman from Westbrook, Mr. Gilmour, by according him his choice of a seat on the floor of this House. (Applause.)

The SPEAKER: The Chair presents to the House the gentleman from Westbrook, Mr. Gilmour.

(The members rise and applaud.)

Mr. GILMOUR of Westbrook: Thank you very much for this honor. It affords me a great deal of pleasure. I occupied this seat at the last session and my thoughts have been on it ever since that time and I have been trying to work out in my mind how I could get it. This is a great surprise to me and I thank you, and you may all be assured that your welfare will be in my heart forever more—as long as I shall live. (Applause.)

On motion by Mr. Dudley of Woodstock, it was

Ordered that the Clerk of the House be directed to invite the clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the House during the present session.

On motion by Mr. Brown of Bethel, it was

Ordered, that the Official Reporter of the House be authorized to procure the services of a typewriter operator during the present session for the preparation and completion of the Legislative Record, the compensation to be four hundred dollars.

On motion by Mr. Campbell of Kingman, it was

Ordered, that the Clerk of the House be directed to furnish to each member and officer of the House during the present session one copy each of three daily papers printed in the State, as each member and officer may select.

On motion by Mr. Houghton of Lee, it was

Ordered, that the committees cause all Legislative hearing notices to be printed in the Kennebec Journal of Augusta, and in such other papers as the committees may designate.

At this point a communication was received from the Senate, through its Secretary, proposing a joint convention of both branches of the Legislature forthwith in the Hall of the House for the purpose of listening to a farewell address from His Excellency, the Governor.

On motion it was voted that the House concur in the proposition for a joint convention of the two branches of the Legislature, that the clerk of the House be charged with the duty of conveying to the Senate the concurrence of the House in the proposition for a joint convention forthwith in the Hall of the House.

Subsequently the Clerk reported that he had performed the duty assigned him.

On motion by Mr. Jordan of Westbrook, it was

Ordered, that Cecil Clay of Belfast be appointed official reporter of the House for the present session, his compensation to be fifteen hundred dollars.

Thereupon the Speaker presented to the House Mr. Cecil Clay of Belfast. (Applause.)

From the Senate: Ordered, the House concurring, that the Document Clerk prepare each week for the use of the Legislature a cumulative index

of all bills and resolves introduced during the session, showing concisely the important steps in the history of each, and its final disposition or present status, and that 500 copies thereof be printed.

In the Senate read and passed.

In the House read and passed in concurrence.

From the Senate: Ordered, the House concurring, that all bills and resolves shall be printed pending reference to a committee, and when the same are advertised for hearing the advertisement shall give the number of the bill and state whether it is a Senate or House Document.

In the Senate read and passed.

In the House, read, and on the motion by Mr. Curtis of Brewer, tabled pending passage.

From the Senate: Ordered, the House concurring, that the Secretary of the Senate and Clerk of the House jointly prepare the Senate and House Register, and that 4,000 copies be printed for the use of the Legislature.

In the Senate, read and passed.

In the House, read and passed in concurrence.

From the Senate: Ordered, the House concurring, that the returns of votes for governor, given in the several cities, towns and plantations of the State for the political years 1925 and 1926, be referred to a joint select committee of seven on the part of the senate, with such as the House may join.

In the Senate read and passed, with the following members appointed on its part: Messrs. Smith of Somerset, Maher of Kennebec, Lord of York, Barwise of Penobscot, Carter of Androscoggin, Bond of Lincoln and Clarke of Hancock.

In the House read and passed in concurrence with the following members appointed on the part of the House: Messrs. Nichols of Portland, Wing of Kingfield, Bragdon of Perham, Greenleaf of Auburn, McDonald of East Machias, Melcher of Rumford and Thompson of Rockland.

At this point the Senate came in and a joint convention was formed.

IN CONVENTION

The President in the Chair.

On motion by Senator Allen of York it was

Ordered, that a committee be appointed to wait upon the Honorable Percival P. Baxter, Governor of the

State of Maine, and invite him to attend this convention and present a farewell address.

Thereupon the President appointed on that committee Senator Allen of York, Senator Cram of Cumberland, and on the part of the House, Representatives Piper of Jackman, Frost of Belfast, Hamilton of Caribou, and Martin of Augusta.

Subsequently the committee reported through Senator Allen of York that they had delivered the message with which they were charged and that the Governor informed them that he would attend the joint convention forthwith.

The report was accepted.

Thereupon the Governor and suite then entered the hall of the House of Representatives and Governor Baxter delivered the following address:

Farewell Message to the People of Maine by Percival P. Baxter, Governor

Fellow Citizens:—

Twenty years ago, on the fourth day of January, 1905, I came to the State Capitol as a member of the House from Portland. If the official records did not establish that fact I now should hesitate to admit it. During these years I have three times been elected to the House, twice to the Senate, once its presiding officer, and have been Governor for two terms lacking twenty-five days. Having acquired a considerable knowledge of public affairs it is appropriate that, as the retiring Governor, I deliver a parting message to the people of my Native State.

A Precedent

There is no precedent for this address. Usually a Governor has left office without referring to the past or commenting upon the future. It may be that the knowledge I have gained from twenty years experience will prove helpful to my fellow citizens, and I hope such may be the case. I never have hesitated to establish a good precedent, and hope that hereafter retiring Governors may deem it proper to deliver a parting message to the people who have honored them and whom they have served.

My first oath of office was taken under trying circumstances upon the day of Governor Parkhurst's death. After the ceremony Chief Justice Cornish grasped my hand, wished me a useful and pleasant term of office and said: "When I became Chief

Justice of Maine I determined that I would not take myself too seriously, but that I would take my office very seriously." That maxim is one that every legislative and other public official should heed. It has guided and helped me throughout my service.

No Obligations

Coming into the Governor's office through an act of God, unhampered by any campaign or other selfish obligations, I have had an unusual opportunity to serve my State. Throughout these years I have catered to no individual or corporation and no man has been able to confront me with a "political" promise.

Today when certain large, powerful and well organized groups and business institutions exercise great influence over public affairs, "unmortgaged" officials are needed more than ever. Too many men in business and political life cater to these special interests. If the rights of the people are to be safeguarded our State needs executives and legislators who are fairminded and free from prejudice and self-interest. Moreover, a public man who intends to control the affairs placed in his charge must be able to say "No" when occasion demands. The ability to do so often is the test of his service.

A New Governor

A new Governor upon taking office immediately is confronted by many problems. The "veterans" in the institutions and departments, who know the "ins and outs" of State affairs, soon find out of what material he is made. He is overwhelmed with Council Orders for the extension of departments, travel permits, increase of salaries, and granting of special favors. He is at a decided disadvantage until he "finds himself" and it often requires a year or more before he really understands the true relationship of things. Even under these conditions if he is free from entangling alliances and shuns the temptation to build up a political machine he has little difficulty in overcoming obstacles. Moreover, a sense of humor and a liberal supply of patience and good nature are invaluable assets and help him over rough places.

Leadership Needed

Unselfish, fearless leadership is needed above all else, both in Maine

and in the country at large. Too many men in public life hold their ears to the ground and fear to do anything that might antagonize some person or group. In legislative assemblies a large proportion of the members follow, while few lead. Many are timid about taking a stand, watch how the vote is going and seek to be on the winning and popular side. Every member should cultivate backbone, speak out openly and express his convictions, basing them upon his own common sense regardless of the views of others who may not agree with him. If this were the common practice it would have a most wholesome effect upon the administration of the State's business. I have great faith in the ultimate sound judgment of the men and women of Maine.

As to parties, they count for little in State affairs, and any person would be hard pressed to define the difference between the leading parties as they function at Augusta. Although myself a member of a party, I am not a believer in the out-of-date doctrine of "My party, right or wrong." It is well that party lines are so seldom drawn in legislative matters.

The Indifference of Citizens

It is difficult for a Governor at times to obtain the right men for important positions. The indifference toward their government of the so-called "best citizens" is deplorable. They are unwilling to assume their share of the public burdens and too often stay at home or in their clubs and criticize those who honestly are trying to do their best. As an example: I recently had an important appointment to make on a board to investigate the Tax Exemption Laws of the State. Under our laws many millions of dollars of property are exempt from taxation and public officials and citizens have little or no idea as to the total amount. I offered the position in question to nine prominent men before one was found who would accept it. Those who refused claimed they were too busy with their personal affairs, their banks and corporations to devote any time to the public service. They were not willing to make the sacrifice or did not have the courage to handle the knotty problems of taxation. My experience has not given me a very high opinion of the

public spirit of certain prominent "business men" of Maine.

A word of excuse, however, should be said for the man who refuses to enter politics. There is little or no encouragement for him to do so. If he is independent and caters to no one, if he stands out against certain interests and conscientiously tries to accomplish something for his fellow citizens, he is subjected to unfair criticism by his neighbors and is abused both by the newspapers and by the men and women who should support him and appreciate his unselfish public service. It is this and not, as some would have us believe, the direct primary that often keeps good men from office. There are those who always seek to belittle a man and hold him up to ridicule, while some detractors even would resort to blackmail to "break" an opponent. In my own case, to show how unscrupulous and bitter the opposition can become, one of the most prominent citizens of this State recently remarked: "I wish to God we could find something on him in his private life and then we would be able to control him."

The Direct Primary

Our direct primary is under fire and a determined attack is being made upon it. Certain groups of political leaders find their power has waned. These men no longer can control nominations, which in Maine usually mean elections, and consequently they now seek to restore the old order of things. In the years gone by a few men with political influence dominated the machines of both parties. Candidates too often were selected for reasons other than their fitness for office, and plans were made years in advance to retain control of public affairs.

I recognize that there are some opponents to the primary whose motives are above reproach and who honestly believe in the convention system. The views of such persons are entitled to respectful consideration and, though differing from them, I accord them sincerity of purpose and recognize their public spirit.

Under the direct primary the people have come into their own. Party manipulators are in the discard, and any citizen now may seek office by appealing to those whom he would serve, rather than as formerly, by coming under obligation to powerful groups. The primary is not perfect, but its faults are far less glaring than those of the old time convention-boss system.

No stream can rise higher than its source and the people are the source of all power. Once they realize this and take an intelligent interest in party affairs our problems are well on toward solution. The primary stimu-

lates this interest and the recent June contest disclosed it. Although there were certain irregularities in connection with it, they were trifling as compared with those of some of our old time conventions.

It is interesting to speculate as to what would have happened in recent years had the primary not been in existence. Most observers would admit that both Governor Carl E. Milliken and Governor-elect Ralph O. Brewster are its product, and that neither would have been nominated under the convention system. As for myself, coming into office through an act of Providence, I faced a gubernatorial primary as a Governor already in power with my official record to support me. Speaking of others than myself, the high quality of our chief executives certainly has not been lowered by reason of the primary, and the PEOPLE have nominated and elected the officials they wanted. That is the test of popular government.

Shall We Elect by Delegates?

There is no more reason for delegating the power to NOMINATE than there is for delegating the power to ELECT. In Maine nomination and election usually are synonymous. Will anyone dare advocate giving to delegates the power to ELECT a governor? And yet in reality that is what the opponents to the primary seek to do. A few scheming men want to pick and choose governors and other important officials from some back room in the Augusta House.

The primary was won only after a determined fight on the part of those who believed in the right of the people to control their own affairs, and this right is not to be taken from them. The present agitation will come to naught, especially as the women of Maine realize that their influence in man-controlled conventions would be negligible. They are too keenly and intelligently interested in the State's welfare to allow themselves to be relegated to an inferior position.

In my opinion it would be as unreasonable to curtail the right of universal suffrage as to revert to the discarded and objectionable conventions of the past. I predict that the people of Maine will hold to what they have won, and will rise in their might and overwhelm those who are endeavoring to obtain control both of nominations and elections. The time has not, and never will come, when the individual Maine citizen will delegate to others his sacred right to nominate his party candidate in the primary or to choose his public servants at elections.

Publicity

One of the deliberate purposes I have sought to accomplish has been to inform the people of Maine about their own affairs, to interest them in

their government, and to have them understand their own problems. With this in view I have prepared numerous statements for the newspapers, and hope these have made some impression upon the public mind. I have endeavored to shape public sentiment, not to follow or echo it, and never, regardless of criticism or abuse, have I hesitated to speak frankly and assume full responsibility for my acts.

It would have been easier to have slipped along with the current, speaking only platitudes and catering to those with power and influence. The newspapers no doubt would have applauded whenever the interests of their owners were advanced, and my path could have been soft and pleasant. I, however, have deliberately chosen the rougher and more turbulent road of independence and controversy, but each contest has brought new strength for the one to follow and in the fight I have given as well as received the blows of argument. It has been my desire to be known as the "Governor of all the people," and "their cause is the one I have championed."

Every day of my service has been worth while and I hope history will be kind and record that I accomplished something for my native State. I depart from the State House in the best of spirits, with kindly wishes toward all, especially for my successor, and saying as did Theodore Roosevelt, "I have had a bully time."

"Log Rolling"

The greatest obstacle to sound legislation is "log rolling," or trading support on legislative measures. Many good laws fall by the wayside, while numerous undesirable ones become law because at times bills are not considered on their merits. I have known legislators who, to secure an appropriation that would strengthen them politically with their home folks, have voted for anything if they could trade for a vote. On the other hand, I know of those who to punish an executive for exercising his veto power, have openly boasted that regardless of merit they would oppose every measure advocated by the Governor.

Senator Borah did not hesitate to speak frankly upon the making of promises to obtain political advantage. He says, "The most slimy creature that disgraces American politics is the man who buys office (or who retains office) by paying for it out of the public treasury and charging his venal obligations to the tax payer." If legislators would be free, un revengeful and open minded, would consider each measure upon its merits, discard those without merit and support such as are strictly for the public welfare, there would be little occasion for criticism. In this way "log rolling," the greatest evil in American politics, would be eliminated.

Another pitfall to be avoided is Class Legislation; legislation in the interest of the few and opposed to that of the many. "Special interests" are influential about legislative halls and their representatives are resourceful and oftentimes cunning. The public at large is forced to rely upon the legislators themselves to protect the interests of the people, who employ no "legislative agents" to plead their causes.

Lobby

I have had 20 years' experience with the lobby of the Maine Legislature. The men who compose it are skillful manipulators who at times have hesitated at almost nothing to carry their points. Their influence upon legislation is unwholesome and I condemn their methods. From present indications the lobby plans to be much in evidence at Augusta this winter.

It would be well for the State if lobbying as now indulged in could be eliminated. I would not prevent men from coming to Augusta to defend their legitimate interests, or to plead a righteous cause. It, however, is wrong for groups of well-paid men, inspired solely by selfish interest, to stand guard about the State House and combine in "blocs" to shape or stop legislation regardless of its merits.

Both lobbying and log rolling are vicious practices and have unfortunate consequences. I wish that members of the Legislature could thoroughly understand the forces at work underneath and behind the lobby. The methods of lobbyists are subtle; when they cannot intimidate, they flatter and they never lose sight of the object for which they are employed. One or two large corporations have abandoned lobbying, and experience has shown that in doing so they have rendered a public service. These corporations, when their bills are before legislative committees, send their representatives to Augusta, who when the hearings close promptly leave town and return home. Such men do their work openly and above board; they are cordially received and, I believe, more often carry their points than do those who resort to old time back-room methods.

As has been truly said, "the voice of the people is but feebly heard in legislative halls," due largely to the dominating influence exercised by some of the ablest men in the State who regularly spend their alternate winters at Augusta as "Legislative Agents" for special interests.

Children

Throughout my administration I have given special attention to the welfare of the children of our State. It has been a great privilege to come in contact with the young people of every section of Maine. The letters that I have received from some of my

boy and girl friends are the most precious of all my official documents. A tiny Aroostook girl five years of age in thanking me for a little note, wrote: "I thank you for writing me. I promise you I always shall be a good little girl and love the State of Maine." A South Portland boy eight years of age sent this message: "Excuse my writing, I am only eight years old. I want to be a good boy." Then there was Billy Miller, a bright ten-year-old barefoot Augusta youth, who in an extemporaneous speech welcoming me to the boys' Y. M. C. A. Camp at Winthrop, spoke as follows: "It is a great privilege to have the Governor here today and I welcome him for the boys. It may be that sometime one of us boys will be Governor of Maine." Then thrusting his hands in his pockets he gazed thoughtfully at the ceiling, and amid great applause concluded with, "I am thinking of running for Governor myself."

The journeys that I have made on my numerous school trips have left the pleasantest of memories and if I have made some contribution toward helping the young people of my State I am well repaid for all my work. The boys and girls of Maine are entitled to the best we can give them. They are our finest and most valuable product. To know them is to love them.

Humane Education

As Governor I have not hesitated to plead for the animals of our State who are unable to speak for themselves. I have called attention to the duties we owe all of these creatures and have emphasized the need of our being kind and merciful toward them. I have felt it proper to criticize certain so-called "sports" that involve cruelty, for I "detest the sport which owes its pleasure to another's pain." Most of the cruelty to, and neglect of animals in our State, and there is much of it, comes from ignorance and indifference. Once our people are aroused they will see to it that all our animals, both domestic and wild, are given kindly treatment while they live, and that when it becomes necessary to destroy them it be done swiftly and mercifully.

Progress in human and humane education has been slow, and both children and animals too long have been neglected. For example, it took over one hundred years of constant agitation in England, the most humane country in the world, to correct the abuses incident to the employment of chimney sweeps. Small boys, and even girls, within the century, were virtually sold into slavery to carry on that killing occupation, and it is surprising to recall that the first society for the prevention of cruelty to children was established only about fifty years ago.

Bear baiting, live pigeon shooting and dog and cock fighting and similar

exhibitions until comparatively recently were recognized as "gentlemanly sports." Today they have passed into well merited disgrace. Pulling contests at fairs, cruel slaughtering of food animals, cruel trapping and cruel motion pictures still remain. As to the last, I am glad to say that the State of Maine leads the country in having passed the first law prohibiting the exhibition of such pictures. Although not always enforced, this law has a restraining influence on picture exhibitors.

Our people are kindly at heart and respond when appealed to. The incident of the Hancock County boy who walked 48 miles in the winter to bring home his lost dog is inspiring and shows that some young people appreciate the loyalty and affection of their dumb brothers. Once gentleness and kindness are instilled into the heart of a child, you have laid the foundation for true Christian manhood. It is especially important to train our children to be considerate of every creature however humble. Kindness is universal; it knows no distinction of man or beast.

State Prison

We have built a new State Prison, since the fire in September, 1923, and now have as complete and modern a penal institution as there is in the country. It is well constructed, sanitary and a decent place for human beings to live and work in. What is of even more importance than its material surroundings, its moral atmosphere is wholesome and helpful. Instead of a dump into which ugly, disheartened and dissatisfied men are thrown, this institution is a place where men will be taught self-control.

The Prison Commissioners, with the approval of the Governor and Council, have adopted a plan of paying the prisoners at Thomaston. A man who is forced to work without wages is little better than a slave. He has no incentive to do his best. Considering the matter from the lowest point of view, that of dollars and cents, the new system will "pay" the State, for the men will work harder and more cheerfully, and the Prison output of harness, wagons and brooms will be greatly increased. Apart from all other considerations it is only honorable for the State to pay the men something for their labor.

Few Deliberate Criminals in Maine

Most of the men at Thomaston blundered into crime, due perhaps to early lack of training and to unfortunate environment. Few of them deliberately took up a criminal career. I believe that almost every prisoner is at least 90 percent good, and that there are few if any who enjoy or seek a life of crime. The purpose of our penal institutions is to help, rather than to punish, and if the

people of Maine could see and study these men as I have done, they would want to help and encourage them in every proper way. In appearance the prison population averages well up to any group of 200 or 300 men that you are likely to meet within our State.

These men are capable of reform and well worth helping. It is not for those outside prison walls to "cast the first stone." How many men are there out of every hundred in the community thirty years of age or older, who sometimes have not committed an offense that if discovered and prosecuted would have subjected them to punishment under our criminal laws? Without fear of successful contradiction, I say, not ten. The men in Thomaston are paying for their sins while offenders outside prison walls are not. Our citizens should be humble in spirit and charitable in their feelings and should give their unfortunate brothers every consideration that kindness, mercy, and forgiveness demands.

Four Cases for Clemency

Not long ago four life termers, in Prison for homicide, asked pardon. Former prosecuting officers and attorneys came before the Council in opposition, stating that no mercy ever should be shown these offenders, and that they all should remain in prison until the end of their days. Regardless of a man's offense I believe repentance is possible. If a prisoner for 25 years or more has obeyed all the Prison rules, been kind and helpful, lived a decent life, and by word and deed shown he has repented of his errors, the sovereign State does well to reward him with liberty. Our Heavenly Father has told us that a sinner may repent and be received into His Kingdom, and this being so, man, when occasion demands, should follow His example and cultivate a forgiving spirit.

Had I the power to do so I would not have hesitated to pardon these four men, and thus give them the chance to show that the State of Maine, through its many years of Prison training, had remade them into law abiding citizens.

The pardoning power of the State is vested in the Governor, but he cannot act without the approval of his councilors. This restriction, on the whole, has proven salutary and the present system in my opinion cannot be improved upon. At times local prejudices against a petitioner may have had undue weight in pardon decisions but there is no tribunal in our State better qualified to pass upon these matters than the Council. Councilors are practical men who weigh the evidence presented and who are not hampered by the stilted rules and precedents that often confuse legal proceedings. The only suggestion I offer is that in some of the most important cases councilors would do well to interview those

who seek clemency. I have found this personal contact helpful.

The Jails of Maine Loafing Places

The jails of the State of Maine in some respects are not what they should be. Although reasonably clean, most of them are loafing places where prisoners both morally and physically go from bad to worse. Such institutions are no credit to us; they are breeding places of sloth and crime. In years gone by prisoners were employed in jail workshops at some useful occupation, but most of these shops have been abandoned. Recently I visited Skowhegan Jail, where a few prisoners saw a little hardwood to be sold for fireplaces. In Bangor, when I called, but twelve of the ninety prisoners were working; seventy-eight were loafing around the corridors of the cell room at the County's expense. This discloses a shocking waste of human labor and needs prompt correction.

Every man and woman in our jails and other penal institutions, regardless of hostile outside influences, should be obliged to do a full day's work, first for the physical and moral benefit the prisoner derives therefrom, and second, because the community's burdens thereby are lightened. In order to establish proper workshops some of the smaller jails should be closed and prisoners grouped into larger units, but however it be done there should be an end to idleness. It is unfortunate that no matter how desirable it would be to close some of our smaller jails strong political influences will oppose such action for the reason that certain jail employees would be thrown out of employment, some storckeeper's would lose trade, and the influence of local politicians would be weakened. Probably for some time yet, men and boys will be forced to deteriorate in Maine jails because otherwise somebody might lose a few dollars worth of business or a little political prestige.

Children in Jails

In my visits to our jails I have been shocked to see mere boys mingling with old, hardened offenders. It does not require imagination to picture the evils incident to this system. Children of impressionable years, even though they have erred, are entitled to adequate protection from such influences.

Another feature of our penal law that has impressed me unfavorably is the imposition in certain liquor offenses of fines in addition to jail sentences. A man often is sentenced for a period of several months and also is fined a large sum of money, in default of payment of which he must serve another period in jail. Where the offender has money and can pay the fine, the county benefits

thereby and no injustice is done, but too often the poor man who has neither money nor friends is forced to serve a double term while his wife and children suffer. An offender with means thus is given an unfair advantage. The hardships and inequalities of this law have been forcibly brought to my attention in a large number of cases where Executive clemency has been asked. I would make the well-to-do offender pay liberally both in money and time, but I would not impose upon the poor man what, on account of his poverty, amounts to a double penalty.

State Contingent Fund

Almost everybody in Maine has heard of the "State Contingent Fund." Some of the letters that I receive about it are amusing. Certain people seem to think that the contingent fund falls like manna from Heaven, and that the Governor and Council rake it in each morning. As a matter of fact, the contingent fund represents the hard-earned savings of our citizens paid to the State in the form of taxes. Every dollar of it has been earned by somebody.

In former messages I have explained that this fund chiefly is made up of unexpended balances of appropriations and of incomes received in excess of estimates. In substance, the law authorizes the expenditure of this money by the Governor and Council to meet overdrafts of State institutions and departments, to pay for projects for which no appropriations were made by the Legislature or where appropriations were insufficient, and to meet "emergencies," the latter being entirely within Executive discretion.

During the past four years the Councilors and myself have handled this fund strictly in accordance with law. Every payment from it has been closely scrutinized. We have refrained from stretching beyond reason our "emergency" powers, and have provided only for things that we believe necessary.

The Smith Money

Ever since I became Governor I have saved every dollar possible and have felt obliged to withhold from departments and institutions certain things that I wanted them to have. When in September of this year the State received the sum of \$719,000 as inheritance taxes from the Smith

estate of Rockland, the Councilors and myself carefully surveyed the several institutions and departments with a view of finding out what equipment and improvements they needed and which to that time we felt the State could not afford. Some of the principal matters attended to are as follows:

A storehouse in which is to be placed all the inflammable material now scattered throughout the State House is being constructed at a cost of \$43,800. The danger of fire is imminent and I am of the opinion that sooner or later our State Capitol would have been destroyed by fire if we had left matters as they were. A wing to cost \$45,300 is being added to this new building to accommodate the State Highway and State Health Departments. This structure will provide for all the needs of the State for twenty-five years to come and takes the place of a new wing to the Capitol that might have cost a million dollars. At the Women's Reformatory at Skowhegan we authorized the repair of the barn, the laying out of the grounds, the repair of the farm sheds, the construction of a sun porch for babies at the maternity building, and a vegetable underground cellar in which to store the season's crop raised by the girls. These items totalled \$4250. At the Hebron Sanatorium a school for the tubercular children was sorely needed and \$7,500 was set aside for it. The old school was a tinder box unfit for human beings to live and work in. Two radio sets, one for the Hebron and one for the Presque Isle Sanatorium, have been purchased. One already had been installed at Fairfield and is accomplishing wonders for the patients. At the Men's Reformatory at South Windham, we authorized the installation of a brick yard to cost \$6,000, for the Trustees assured us that the prisoners would make their own bricks for the new buildings. We also purchased certain property for \$5,500 that was entirely surrounded by the Reformatory and was likely to fall into undesirable hands. About \$1,000 will be spent in the construction of a Memorial to the World Flyers at Mere Point, Brunswick; \$1200 for a fireproof vault in the State House in which to place the priceless records and manuscripts of the State Library, and \$2,074.85 for a barn at the Hebron Sanatorium, which was built by the Trustees without authority from the

Governor and Council. We have allowed about \$4,000 for completing the State Park in front of the State Capitol, the appropriation by the Legislature having been insufficient, and approximately \$7,000 for repairing the old forts recently purchased from the Federal Government and publishing a book of their history. Our two Insane Hospitals and Feeble Minded School were in need of certain electrical appliances and other equipment, and about \$30,000 was allowed them to meet the emergency. Had some of these projects waited upon Legislative action, certain of the State's wards and dependents would have suffered, for funds would not have been available before July, 1925. Between one quarter and one third of the Smith money has been used and these items give an idea as to some of the uses to which it was applied.

An Unwise Law

I have been asked to give my views upon the Contingent Fund. During my administration, due to the State Prison fire, I have found it convenient to have this fund but think its dangers overshadow its merits. In my opinion it would be well either to limit the fund to \$100,000 or \$200,000, or what is better, to repeal the law altogether and thus do away with what is a constant source of annoyance and temptation. The borrowing power of the Governor and Council very properly might be increased to \$500,000, or \$800,000 to correspond with the provisions of our constitution, and if that proved insufficient in case of a great emergency, the Legislature could be promptly convened in extra session. Overdrafts could be provided for as formerly by "deficiency bills." This method would serve as a check upon unwarranted expenditures by departments and institutions and would tend to keep the tax payers informed as to how the State's affairs were being conducted. In other words, the present Contingent Fund is an unsound method of finance, it opens the door to concealment and abuse, to manipulation and to the building up of a political machine. Because of its existence a Governor is overwhelmed and annoyed with requests for funds from this seemingly inexhaustible source, and departments and institutions are tempted to rely upon it to meet unauthorized overdrafts. It would be in the public interest and for the peace of Gov-

ernors to abolish this fund and thus eliminate it from State politics and State business. During my administration I should have had a less disturbed existence and could have carried on the State's work satisfactorily, including the rebuilding of our Prison, had there been no such fund. I believe it was a grave mistake ever to have created it.

Blaine House

As I am the first Governor who has lived in the Executive Mansion throughout his term, I want the people of the State to understand what it costs them to maintain the Blaine House. The Governor receives a salary of \$5,000 and in addition thereto he now is provided with a beautiful home completely furnished and equipped in every detail. When he moves to Augusta he needs only to bring with him his family, his hand bag and trunk; nothing more is required.

The Blaine House lacks nothing. Its furniture, furnishings and equipment are sufficient not only for a Governor's personal family, but also for all his official entertaining. The house is heated, lighted, cared for, cleaned and kept in repair at the State's expense and the State pays the salary of the housekeeper. This frees the Governor from the usual household cares. In fact, the only expense borne by a Governor is his grocery bill and the wages of such domestic help as is needed. His motor car is washed and housed in the Blaine Garage and, while personally I have not required a chauffeur as I drive my own car, the young man who cares for the State House trucks always has been available for special official trips.

\$15,000 a Year and the Mansion

There is no State in New England, not excepting the wealthy State of Massachusetts, and there are few States in the country, that treat their Governor as liberally as Maine. This being so, it is no longer necessary for a Governor to be a man of independent means because with his salary of \$5,000 and with a house furnished him as I have described, he can live both comfortably and appropriately. The Governor also has a \$10,000 a year "Governor and Council Contingent Fund" which, if he desires, may be used in paying for entertainment of official guests, for traveling expenses and for such other items as he thinks it proper to charge to the State.

Special Resolve of 1921

It will be recalled that in 1921 before I became Governor the Legislature passed a special resolve giving the then Governor in addition to his \$5,000 salary and his special Contingent Fund of \$10,000, an extra stipend of \$13,750 for the Legislative year and \$12,500 for the "off" year. These items gave the Executive \$28,750 and \$27,500 a year respectively, a sum that was beyond all reason. The 1921 Resolve money was not to be used for maintaining the Blaine property for the resolve recited "the funds herein appropriated are in addition to any sums expended by the Superintendent of Public Buildings and Grounds for the care and preservation of the property to be occupied by the Governor as his official residence, and payments hereunder shall be made on order of the Governor." The Blaine House was to be maintained for the Executive apart from these several items.

I took office on January 31st, four days after the said special resolve was signed, and shortly announced that it must be repealed. The Legislature accepted my suggestion. The circumstances involved in the passage of this measure need not be reviewed, but I have reason to believe the Legislature did not understand its purport or possibilities. Had this resolve remained in force a grave injustice would have been done the tax payers of the State and a precedent established that would have encouraged extravagance and been difficult to upset.

The expenses incident to the Blaine House and grounds have been paid from the regular appropriation for maintaining the State Capitol. The Superintendent of Public Buildings, without hampering the other work of his department, by prudent management has been able to care for this property without asking for an increase in his funds. In order that all may know what the Executive Mansion has cost the tax payers, I have had the State Auditor prepare an account for the past two-year period which shows the expenses of the entire Blaine property to have been \$5,898.49 for 1923 and \$5,318.85 for 1924.

The people of Maine very properly are proud of, and feel a sense of proprietorship in the Governor's residence. I have encouraged this sentiment in every way and have been glad to have the house open for

visitors, great numbers of whom come each year. It is the people's property and, as Governor, I always have considered myself but its temporary occupant. This gift from the Blaine family has proven to be most acceptable and the names of the donors ever will be held in grateful remembrance. As matters stand today no one can say that the State of Maine is not liberal toward its Chief Executive.

Education: A Four Year Review

The educational activities of the State during the past four years have been carried on with vigor. Especial attention has been paid to the development and improvement of our rural schools and today in Maine every community, no matter how small or far distant, is provided with reasonably good school facilities. In order to show the improvement during this period I quote statistics prepared for me by our Commissioner of Education.

"During the four-year period, 1921-1924, more than 60 towns have built new high school buildings or have repaired and standardized their old buildings. In 1921 the total value of all school property was \$13,620,000, while in 1924 it rose to more than \$20,000,000. This indicates that this program for adequate and proper housing is rapidly being completed. In 1921 the total school support was \$6,400,000; in 1924, \$10,300,000.

"Since 1921 the country towns have been financially aided in improving their schools through the distribution of school funds on an educational basis, a method approved by the best educational authorities. Within the four years mentioned over 500 buildings have been constructed or reconstructed, most of them being in country districts, and in addition thereto many towns, with the aid of the State, have improved their conveyance facilities for school children. More than 100 modern, safe and comfortable transports are now in use.

"Salaries of elementary teachers in 1921 averaged \$568.70; in 1924, \$811.71; while those of high school teachers averaged \$1067.07 and \$1404.07 in those years respectively. The number of students in normal schools increased from 600 to 1100 and graduates from 209 to 400 during the period in question. High school students housed in new standard buildings in 1921 numbered

5,840; in 1924, 12,588; while secondary school enrollment grew from 24,650 to 30,028 in those four years.

"Where it is necessary for the children to carry their dinners, warm noon luncheons are now provided in more than 1000 schools, and supervised play and noon hour exercises are conducted in almost all of the schools of the State.

"Our facilities for the training of teachers in normal schools have been greatly increased and improved. New buildings now are under way at Presque Isle, Farmington and Gorham, while additions have been completed at Machias and the Fort Kent training school. A complete health program has been installed with more than 100 school education actively at work with the cooperation of the State. A State wide census of physically handicapped children has been completed by the State Department of Education cooperating with the Maine Public Health Association, the Rotary and Kiwanis Clubs, and Chambers of Commerce.

"Evening schools have been fostered and one-third as many scholars are accommodated in them as there are pupils in our day high schools. Agricultural instruction is carried on in twenty high schools and according to the Federal Board for Vocational Education based on the cost of instruction, Maine high schools lead those of all states in the net returns from the agricultural products raised by these pupils.

"In proportion to its population Maine leads all states in the number of young people, up to the age of 18, who graduate from four year high schools, and our young people are making an enviable record in their college achievements. Through education we are undertaking to develop the several lines of interest that bring progress to the State, and safeguard the welfare of our people."

Needed Changes

Our State is teaching its children to work, to be useful to produce and to lead. One suggestion that I would make is that in certain of our schools, especially in City high schools, more discipline, more self-restraint and a closer attention to studies are needed. Social activities oftentimes are allowed to encroach upon the work of the class room, and the movie, athletics and fraternity work at times interfere with the serious

business of acquiring an education. Superintendents and principals should strengthen the rules of their schools, and parents cooperating with them should be made to understand that too many motor cars and parties give children false ideas which seriously handicap them in after life. Self control and a proper respect and consideration for the rights of others should be the corner stones of our educational system.

There is so much of interest in the world and so much to learn about that we should crowd the youthful mind during the few years of school age. The present school year of 36 weeks is too short and should be lengthened to 40, while there should be fewer interruptions in the routine of school work. Holidays and half holidays already are too frequent. On the whole, however, the young people of today are cleaner and more wholesome than those of any previous generation. Most of them display a serious purpose in life, and it is a privilege to know and work for them. I have faith in the coming manhood of Maine.

Public Money for Public Purposes Only

I am an advocate of the passage of a comprehensive Constitutional Amendment providing that public money be used only for purposes that strictly are public. Such a provision should not be pared down to meet the objections of its opponents or weakened so that its vital force will be lost. After thirty years of agitation the people of Maine will accept this principle if it is presented to them fairly and honestly. Once they understand its true significance they will demand its passage and local considerations will not be allowed to stand in the way. The State treasury forever should be divorced from all private institutions, educational, charitable or otherwise, however worthy. The last House of Representatives made a partial beginning by passing an amendment which lacked but four votes in the Senate. Had this failed at that time, by now it would have been ratified by the people and many hard feelings and much unnecessary strife would have been avoided. As I view it this issue should be placed on higher grounds than that of sectarianism; it is an issue that should be faced

squarely on the broad principle that the money taken from the people by taxation should be used only for purposes that are strictly public and for institutions that are solely under the management of public officials.

Private and Sectarian Schools

In expressing my views I speak from conviction and without trace of personal feeling or racial religious antagonism. Brought up in a New England family with New England traditions I have the utmost faith in our public school system and feel it my duty to foster and defend it. All the while I recognize the unselfish, earnest work of the priests and sisters who are engaged in sectarian parochial school activities. These self sacrificing men and women are untiring in their efforts to bring up the children placed in their care in what they conscientiously believe to be the only right way. They set a wonderful example of self denial, obedience and self restraint not only to their pupils but to the community at large. They are rendering faithful service to their church and believe that the church should control education, and that the State should recognize their sectarian schools by apportioning to them a proper share of the public money.

These priests and sisters also in their sectarian charity work and in their hospitals and asylums practice every economy, and with limited funds achieve extraordinary results. I do not doubt that with the means at their command they accomplish more than do many of those who manage institutions that are non-sectarian. They certainly deserve credit for their work, and some of their methods of handling children well may be copied by others.

Apart from the excellent work of the sectarian institutions referred to, here is a clash of principle centuries old. To me there is but one solution. Every child should attend the public school and there learn the basic principles of Americanism. Religious training should not be neglected but should be fostered in the church and home, and not in the school room. If this conflict is not settled now each year that passes will witness the growth of parochial and sectarian schools and make it more difficult for those who follow us to correct what I believe to be a menace to our American institutions. We now

have an opportunity to place the education of our children upon a sound and enduring basis.

Private and Sectarian Charities and Hospitals

The school issue is but one phase of this question. I also believe that the State should withdraw all its stipends to private charitable institutions so that they will become self-sustaining and independent of State aid. When this principle prevails the many worthy charities that now lean upon the State will become self-respecting and more useful to the community. The public spirit of the trustees of private schools, hospitals and charitable institutions will be put to the test. It will be interesting to see whether they will be able to rise above their immediate needs and accept this principle as wise and sound, or will oppose it in order to retain the comparatively small dote of State aid they now are receiving. Special arguments will be advanced telling of the wonderful work these private institutions are doing, all of which is admitted, but there is no sound reason why the public spirited persons who manage private charities should not themselves take full responsibility for them. The tax payer has a right to complain if any of his money is used for such purposes. If the time ever comes when the State requires more public hospitals than it now has, it will not be backward in providing them, nor is it at present unwilling to pay for whatever service is rendered to State wards and State dependents.

Local Communities Should Bear Their Own Burdens

The tendency today is constantly to place additional burdens upon the State and to lessen the responsibilities of local communities. This is unfortunate for communities are led to believe that by unloading their obligations they escape them. Such is far from being the case however for as the State's load becomes heavier the tax payers of the towns and cities are called upon to carry it. In the final analysis they are the ones who pay the bills. It costs the State more to carry on certain activities than it would cost towns to do the same work. The watchfulness of local self interest that prevails among neighbors is lacking when the State assumes control. Home folks know

more of the surroundings of needy persons, of the poor and the sick, and can handle these cases more sympathetically, more easily and more economically than State officials who come in from outside knowing little or nothing of local conditions. Municipalities without hospitals always can arrange to have their sick cared for elsewhere by paying for them.

A Sound Policy

I would divorce the State from aiding all local and private hospitals, schools, charities and similar institutions. Moreover the care of insane patients should be paid for by the communities from whence they are taken for there are many abuses of the present law. Our State hospitals too often are used as dumping grounds to relieve municipalities of undesirables.

This change in the State's policy as to sectarian and private institutions and schools might be gradual extending over a period of years so that such institutions would have time to arrange their finances without undue hardship. If it were arranged to reduce State appropriations and entirely stop them within a five or ten year period the public spirit of our communities would be stimulated, economies effected and abuses corrected.

Unless the proposed changes are made the State's burdens will become larger with each year, private institutions will clamor for more and more aid, for once their names are placed upon the State books they are there to stay and their demands are ever more insistent. This problem should be faced squarely, and politics and religion should have no place in its settlement. I regret that sectarian strife has been engendered in our State. It is unworthy of us. The Catholic, Protestant and Jew all are good citizens and should live harmoniously together. The bitterness that has been rampant among us for the past two years would have been avoided had sectarianism been kept in the background and had the discussions been confined to the issue of "public money for public purposes only."

Mount Katahdin

For four consecutive sessions I have endeavored to interest the Legislature and the people of Maine in Mt. Katahdin, and have attempted

to secure an appropriation for the purchase of some of the waste land in its vicinity to be used as a State Forest Reserve or Park. Due to the opposition of the large timberland companies, especially the Great Northern Paper Company, no progress has been made other than to create considerable public sentiment in favor of the project. The timberland owners have repeatedly defeated the law under which the State would be empowered to condemn land after paying a fair price for it.

The Mt. Katahdin Forest Reserve or Park would be the State's greatest natural attraction. It would draw to us many people from beyond our borders, and would serve as a place of resort for thousands of our own citizens. It could be developed at moderate expense, year by year, all the while contributing to the health and recreation of those who use it.

The establishment of a game preserve in that territory is a step forward, a feeble beginning. If, however, the orders recently promulgated by the above mentioned Company restricting the use of their lands to registered persons accompanied by licensed guides are held valid, Mt. Katahdin before long will be closed to hunters, fishermen and campers. The order referred to is the entering wedge of "regulation," that later will develop into "prohibition." The time never must come when the forest areas of Maine are made great private hunting preserves to be enjoyed only by the friends and sycophants of powerful interests. Such things savor of feudal times when the lords and barons of England claimed the sole right to the fish and game on their great estates. Before our woods are closed to us the people will be heard from.

A Beginning

To prove my interest in this project, if the 82nd Legislature will enact a law under which some duly constituted public body or agency is given power to condemn "wild" and forest land for public park and forest reserve purposes, and will appropriate \$10,000 annually for the coming two year period, for that purpose, I myself will pay to the State Treasurer the sum of \$10,000 as a personal contribution toward meeting the land damages for the first park and reserve areas thus condemned and acquired by the State.

The other conditions of my offer

are: First, that condemnation proceedings be completed and good title to the land vested in the State through such proceedings within eighteen months after the adjournment of the 82nd Legislature, the said land to be forever dedicated to public park and forest reserve purposes; second, that the entire State appropriation for the two year period, together with my gift, be expended in acquiring an area of land that will include within its boundaries not less than the entire Northwest One Quarter (1-4) of Township 3, Range 9, Piscataquis County in which are located Monument Peak, South Peak, The Chimney, Knife Edge, Pomola Peak, Middle, Saddle and North Table Lands so-called, North Peak and North and South and Little North Basins, all on Mt. Katahdin, and Dry Pond, Basin Ponds, and Chimney Pond together with such additional land contiguous to said Northwest Quarter of Township 3, Range 9 as can be acquired for the sum of \$30,000 available for the purpose; third, that the public body to be created be given full power to develop the acquired land for public park and forest reserve purposes, and to extend the boundaries thereof, whenever funds are made available therefor either by succeeding legislatures or through the gift of individuals or corporations. I have had a map prepared to show what I want the State to acquire as the nucleus or beginnings of the "State of Maine Mt. Katahdin Park and Forest Reserve."

It is interesting to remember that the Great Northern Paper Company in 1921 through its lobby intimated that it might donate to the State its undivided interest in some of the land in question. It was a gesture only, and nothing more ever was heard from it. Whatever it wanted as concessions in other directions evidently was not forthcoming. It is well in the future to bear this latter thought in mind.

Water Powers

I am deeply interested in the water power question. Whether or not the State gives away all its water privileges means nothing to me personally but I am concerned with the future of Maine and want the rights of our people protected.

There has been widespread discussion of this subject in the newspapers

and elsewhere, and a vast amount of mis-information, inspired by selfish interest, has been spread abroad. With few exceptions the press stands with the water power owners and has failed to give proper presentation of the people's side. From out of all this mass of discussion and argument, however, there has grown up a healthy public sentiment in favor of the State's retaining ownership of all its natural resources, which sentiment, though at times inexpressive, is strong and well defined. As one writer has said, "The time comes when through the very discussion that has been aroused the truth emerges."

There are two fundamental principles as to Maine water powers: First, the retention in Maine of the hydro electric energy generated within the State; and Second, the retention by the State of its ownership of its few remaining water resources. The development of our water powers should be and always has been encouraged and notwithstanding newspaper comment to the contrary, the only check ever placed upon development in Maine was in 1923, when the Kennebec Reservoir charter was defeated. Up to that time the corporations had been given everything they asked for. When the bill referred to came before me I believed it was better to stop that particular development than for the State to deed away its most valuable water resource. A public calamity was prevented by my veto of the bill referred to. If Maine holds fast to the two principles above mentioned succeeding generations will be grateful to those responsible for it.

The Interests Not Consistent

The water power corporations are carrying on extensive propaganda in their own interest. They gradually have obtained a strong influence over business and politics throughout the State and have become exceedingly powerful. Constant attacks are made against every form of public ownership, and the advantages that accrue from private ownership are emphasized upon every occasion. It is interesting to note the opposition to public ownership on the part of certain groups who are not averse to unloading on the State unprofitable ventures such as piers and ferries, while those that promise rich returns are closely held for private profit.

Without entering upon a discussion of the broad question of public ownership, I believe that the State itself should develop water storage in our lakes and great reservoir basins, all of which belong to the people, and sell in large blocks to distributing companies such hydro electric energy as may be generated on public power sites. This can be done safely, profitably and without bringing politics into competition with business. If however public sentiment has not advanced to my point of view the State should retain ownership of all its water resources, permitting them to be developed under leases that thoroughly safeguard the public interest.

A Probability?

I am apprehensive that some day certain power companies along our New Hampshire border arbitrarily may take matters into their own hands, hurriedly construct transmission lines across the State boundary, turn on the electric current and then appeal to the United States Supreme Court for protection under the Interstate Commerce Law. What the result would be if this happened I am not prepared to say. It would depend upon the attitude of the Governor, the Attorney General and the Legislature of that period. I fear however that the time yet will come when, through skilful manipulation of public sentiment, the Legislatures of future years will yield to pressure and once and for all deed away the pitifully small inheritance in the State's natural resources that still belongs to the people, and also will allow Maine's hydro-electric energy to be taken from us and shipped to other States.

"Public Control"

"Public control" is a convenient phrase for corporation managers to indulge in. It covers a multitude of sins and means little. Corporations want no "control" whatever. The President of the Standard Oil Company recently said: "Put not your trust in legislators." No doubt he would prefer to have all trust placed in the kindly care of his own company. I recall the long contest that was necessary before fenders and windows were ordered placed on the front of trolley cars; it required years to pass those laws.

It is the same today. Few large companies seem willing to recognize the rights of the public in public util-

ities. Some rates for electricity in Maine are higher than they should be, and it is almost impossible to obtain reduction in the face of corporate opposition. A single consumer virtually is helpless in these matters, and it is difficult to organize a strong group to fight such cases on account of conflicting personal political and financial interests. Expensive litigation is necessary and well paid corporation lawyers always stand guard. The Public Utilities Commission resembles a Court and must decide upon the evidence presented to it by both sides. Although it does its best to protect the consumer, it can not well both sit upon a case and at the same time plead one side of it, however worthy. There should be some effective method whereby the small consumer is afforded better protection than at present against excessive rates; some method whereby the State or municipality, itself, as the moving party should step in and see that its citizens are adequately served and that rates are reasonable. For example, the telephone companies are about to ask for increases in their rates and as yet no one has appeared to champion the cause of the individual subscriber. He probably realizes that his position is difficult, if not hopeless, for he is no match for the corporation in rate hearings and similar contests.

Super Power

We hear a great deal about the Super Power Plan and most of the Maine power companies favor it. I have the greatest respect for Secretary Herbert Hoover, who is an earnest advocate of super power and takes a nation-wide attitude toward it. As I view it, however, super power will benefit every State but ours. Certainly Maine does not need, nor would she ever receive any power from the states to the South and West. Hydro electricity would go out from while nothing would come into Maine. It is not surprising that the great power interests are looking forward with covetous eyes.

Of the eleven Northeastern States extending from Maine to Maryland, New York has 1,400,000 developed water h. p. while Maine stands second with 478,600. To show the possibilities of the future, based on flowage 50% of the time, New York comes first with 4,960,000 h. p. and Maine second with 1,074,000 h. p.

These figures disclose not only what it means to the Northeastern States of this country to obtain our power, but what it would mean to Maine to have this great resource forever taken from us through inter-State transmission lines. Here again our people need constantly to be on guard.

Enforcement

The enforcement of the prohibitory law has been one of the chief concerns of my administration. I unhesitatingly say that Maine never was cleaner than now, that public sentiment for law enforcement and law obedience is stronger than ever, and that each of the past four years has witnessed a steady improvement in cleaning up evil conditions in certain sections of our State. This work has not been altogether easy or pleasant. I have not hesitated to make changes in judicial appointments. A determined but unsuccessful effort to remove the Sheriff of Hancock County was undertaken and I still hold to the belief that his retention in office was a miscarriage of justice. One unfaithful County Attorney is now serving a sentence at Thomaston, while a sheriff is in prison at Atlanta, as the result of State and Federal prosecutions. The United States authorities have been helpful and have rendered cordial cooperation and the present U. S. Marshal for this District recently said: "I believe that the Volstead Law is being enforced more strictly in Maine than in any other State in the Union."

There are places in Maine that I could have cleaned up more effectively had I possessed the power under the law to do so, but where a sheriff is not actively aggressive, is easy going and not vitally interested in his work, strict enforcement is difficult. There however are but one or two such places, and on the whole our sheriffs are all they should be, have done excellent work and have rendered faithful public service. It is a pleasure to have served with them.

The importation and sale of liquor is gradually being driven into the hands of a lower type of criminal than formerly. The "higher up" bootleggers one by one are being picked off by Federal and State prosecutors, and today most of the liquor is handled by foreigners. The

United States authorities agree with me that in the course of a few years violations of the liquor law will be as infrequent as the breaking of the laws against stealing and other crimes of violence.

People Demand Enforcement

There is not as much loose talk around street corners and clubs as a few years ago. People gradually are realizing that the violator of one law is equally as dangerous a citizen as the violator of other laws. When this doctrine is driven home there will be a general and wholesome respect for law.

The people of our State stand squarely behind absolute, honest and impartial enforcement. It is recognized by right thinking persons that the buyer is morally as guilty as the seller, and I wish the law made him equally so. The rich violators are the worst offenders, and I hold in contempt the complacent well-to-do man or woman who patronizes rum sellers and takes pride in doing so. Today there is no such thing as an "innocent purchaser" of liquor, for any man who buys it, in fact if not in law, is guilty of a liquor conspiracy.

The failure in the Hancock County Sheriff case caused an unfortunate reaction toward lawlessness in our far eastern counties. The recent conviction for liquor offences of 44 citizens of Washington County, many of them formerly of good standing, discloses an unwholesome condition. Had the Hancock Sheriff been removed it well may be that bootleggers and rumrunners in that part of Maine would have taken heed and abandoned their nefarious business.

I hope the incoming legislature will be a model to those that succeed it, and that some of the old time practices indulged in by the few, to the discredit of the many, will be relegated to oblivion. Liquor should be entirely eliminated from legislative deliberations and from the Augusta House. Some of the scenes that have taken place in that hotel in years gone by have disgraced our State and never should be repeated.

University of Maine

The State of Maine supports one higher institution of learning, the University at Orono, which though held by the Courts to be a private institution, is located on State-owned

land and maintained largely by the tax payers. It is rendering a great service to the young men and women of Maine in affording them an opportunity to secure a liberal education at modest expense. These young people should be encouraged and helped in every proper way, and as Governor I take pride in our University.

As a matter of principle I believe that colleges and universities should be under private, rather than public management and I hope the day soon will come when the University of Maine will have endowment funds of sufficient size so that it can be divorced from State aid and control. Until it acquires such funds the State, within reason, must care for it.

It is not wholesome to educate young men and women in a political atmosphere. It is unfortunate for the alumni of a State University, in order to obtain large appropriations, to resort to lobbying and indulge in methods common to political campaigns. Candidates for the highest office in the gift of the people should not be permitted to insert political advertisements in the Alumni weekly, bidding for support and promising liberal appropriations in return for votes. These things have been done in Orono during the past few years, and I believe thoughtful, self-respecting Alumni regret them, and will not countenance their repetition.

A Program Needed

In my opinion those in charge of the University should lay out a program for the next five or ten year period and submit it to the people of the State for discussion. This should be done frankly and without reserve. As this institution is, for all practical purposes, a State University, our people should know the plans of its managers. The taxpayers who pay the bills are entitled to full information and they themselves are the ones to determine whether the activities of the University should be restricted to its present three colleges, Arts and Sciences, Technology and Agriculture, or enlarged to include colleges of Law, Medicine and Pedagogy. Anything that savors of concealment or shows an unwillingness to trust the people is unworthy of university management. The authorities at Orono have been requested by public officials to disclose their plans, but as yet have neglected to do so.

The President's Responsibility

The welfare of the 1200 or more students at Orono is of Statewide concern. A man at the head of such an institution is under a grave responsibility. To keep in touch with a university family of such proportions and to attend to the countless details of his administration is enough to occupy the attention of any one man. In my opinion it is unfortunate for a college chief executive to attempt to carry on outside activities.

At the present time the University's President is engaged in extensive experiments largely at the State's expense, with several thousand rats and mice, and with larger animals and birds. He intends to broaden his research work by establishing a plant on the coast of Maine to propagate rabbits and other small animals for laboratory work. If the newspapers are accurate, he also is engaged in other biological and scientific activities and is reported to have accepted a position with one of the large fox farm operations so well advertised throughout Maine. I cannot refrain from saying that the 1200 boys and girls at Orono are of vastly more importance to Maine than all the experimental research herein referred to. These young people are entitled to and need the undivided care and thought of the University staff from the man at its head to the youngest instructor on its faculty.

The Executive Council

Although in a few cases the Councilors and myself have held different views our relations have been unusually cordial and have been based upon mutual confidence and respect. The Council is a long-established institution coming to us from Colonial days. It is not an affirmative body, has no power to pass anything contrary to the Governor's wishes and its function is to advise and exercise a restraining and helpful influence.

It is of great assistance to an Executive to have a body of well informed men to whom he can appeal for advice and I am glad to have been associated with the members of my two Councils.

We all have enjoyed the companionship of one another and the friendships made between us will be lifelong. In years to come it will afford me satisfaction to keep in close touch with my former associates who

have so diligently and faithfully worked with me. It will be difficult to find in Maine a more conscientious and able group of advisers and I publicly thank them for their kindly and sympathetic cooperation.

Maine

Maine people have reason to be proud of the State's standing among her sister states. She is second to none. One of the finest compliments ever paid us came from a writer of national repute who said: "There is in Maine a stable condition of comfort, self-reliance and non-parasitic occupation common in the New England of a previous generation which makes for sturdiness, individualism and conservatism. More than most parts of the modern world, Maine has kept its native quality, moral and physical. Whatever may be left of that famous old New England, sometimes Puritan and always Protestant, will be found today more purely and abundantly in Maine than elsewhere." The same author is authority for the statement that "the government of Maine is the simplest government and therefore the best government." As a matter of fact I doubt if any state in the Union has a government as direct, as simple and as little over-burdened with useless appendages as ours. There is not much that can be done to improve our form of State or local government. With honest, courageous, clean and prudent executives Maine will prosper and will continue to lead in all that is best morally, spiritually and materially.

Political Service

Both men and women today have unusual opportunities to enter politics and render service to the State. The danger, however, for a young man lies in his desire to hold office, rather than to render service. Holding office has spoiled many good men who in order to continue in power have been willing to sacrifice principle and honor, and few men know when and how to retire gracefully. My father's words of wisdom ever will be remembered by me. He often remarked "Every man who stays in politics long enough, is sure to die a disappointed man."

Some men enter politics expecting to accomplish things worth while, only to find their efforts blocked and useless. The moment a man displays his independence, he is likely to be confronted by opposition and checked by powerful influences that seek to "break him." Health, courage, determination, ability and principle are all needed if true success is to be attained. Temptations are set before such a man and plausible argument offered him to abandon his upright course. If he holds out against these

influences the road, instead of being strewn with roses, will be beset with thorns. No man should enter upon that road unless he is able to bear his disappointments cheerfully and gracefully. Even though he may not reach the high position to which he once aspired and may fail to accomplish what he would have done, he always should retain his self respect. If he does this his influence for good will be felt in the community.

I have spoken of men entering politics with high purpose. Many also begin by taking a progressive position but as the years pass by become conservative and forget that the world moves forward. It rightly has been said, "Many a man has fought in the ranks of progress in youth only to desert them in his older years and enlist in the conservative army. The torch bearer of the spirit who faint would light the fire of human welfare dwindles insensibly into the smooth apologist of mammon." Every public man should bear this in mind and fight within himself to overcome this natural tendency toward reaction. He never should lose the ideals that stirred and prompted him in his youth.

Retiring From Office

Retiring from office is not altogether agreeable. Feelings of regret at leaving pleasant tasks and congenial surroundings mingle with relief from care and the lightening of burdens. After today I cease to be in charge of the State's affairs and others who are competent to handle the people's business will take the helm. As Governor I oftentimes have found myself hampered by a lack of power, by the indifference of the people, and by the want of an awakened and wholesome public sentiment. These obstacles, however, I have endeavored to overcome, and have done my best to have my State go forward and not backward.

If I have earned the respect and confidence of my fellow citizens I am sufficiently rewarded for all my work. I love the State of Maine and all its people, and this affection has increased with each year of my service. The hard things that have been said long since have been forgotten and forgiven, and there is no one in Maine toward whom I hold the slightest ill feeling. I am grateful for all that has been done for me by my fellow citizens; grateful that my four years have not been marred by public scandal or calamity or by civil discord or personal ill health. There is much to be thankful for; much yet would I do for my State.

David Star Jordan says: "Today is your day and mine; the only day we have; the day in which we play our part. What our part may signify

in the great whole we may not understand but we are here to play it and now is the time."

PERCIVAL P. BAXTER,
Governor of Maine.

State Capitol, Augusta.

The Governor and suite then retired.

The purpose for which the Convention was assembled having been accomplished, the Convention was dissolved and the Senate retired to the Senate Chamber.

IN THE HOUSE

The Speaker in the Chair.

From the Senate: Ordered, the House concurring, that the members and officers of the Legislature be furnished with express and parcel post transportation for all packages and department reports in a sum not exceeding five dollars for each member and officer thereof, and that such transportation be furnished and expended under the direction of the State Library Department, and the unexpended balance at the close of the year 1925 shall be available for use in 1926.

In the Senate read and passed.

In the House, read and passed in concurrence.

From the Senate: Ordered, the House concurring, that a joint committee consisting of two members on the part of the Senate and such as the House may join to appointed with full authority to make a contract with the New England Telegraph and Telephone Company for the telephone service for the members of the 82nd Legislature with matters connected with their official duties.

In the Senate read and passed, with the following member appointed on its part: Senators Wadsworth of Kennebec and Buzzell of Oxford.

In the House, read and passed in concurrence, and the following members joined on the part of the House: Messrs. Stitham of Pittsfield, Jordan of Westbrook and Lamson of South Portland.

On motion by Mr. Dunning of Charleston, the House recessed until 2.30 P. M.

AFTERNOON SESSION

The House was called to order by the Speaker at 2.45 P. M.

The SPEAKER: The Chair pres-

ents communication from the office of Secretary of State, transmitting a report of the votes cast upon the referendum question entitled, "Shall an act entitled, an act to amend section one and three of Chapter 350 of the Public Laws of 1915, relative to hours of employment of women and minors become a law?" in the several cities, towns and plantations in the State of Maine at a special election held on October 15 A. D., 1923.

On motion by Mr. Bragdon of Ferham the document was ordered placed on file.

Communication from the DEPARTMENT OF STATE

Augusta, Jan. 7, 1925.

To the Speakers of the House of Representatives of the 82nd Legislature of the State of Maine:

I have the honor to herewith transmit the answers of the Justices of the Supreme Judicial Court to the question submitted under order of the House of Representatives passed on April 6, 1923, relating to the constitutionality of a proposed gasoline tax.

Respectfully,

(Signed) FRANK W. BALL,
Secretary of State.

On motion by Mr. Smith of Bangor it was voted to place this communication on file.

Mr. DAVIS of Dexter: Mr. Speaker, as a representative from Penobscot county, I suggest that Mrs. Allen be allowed to choose her seat.

Mrs. ALLEN of Hampden: Mr. Speaker, I wish to say that I do not wish the honor of being first on the list. I had rather take my chances with the rest of the fellows. (Applause.)

The SPEAKER: The House hears the remarks of the member from Hampden (Mrs. Allen) and appreciates her spirit.

RECESS

After Recess

A communication was received from the Senate, through its Secretary, proposing a joint convention of the two branches of the Legislature, to be held in the Hall of the House of Representative forthwith for the purpose of electing a Secretary of State, Treasurer of State, Attorney General, Commissioner of Agriculture and Seven Executive Councilors.

Thereupon the House voted to concur with the Senate in acceding to the proposition for a joint convention.

The Clerk of the House was then charged with a message to the Senate, signifying the concurrence of the House in the proposition for a joint convention.

The Clerk of the House subsequently reported that he had discharged the duty assigned him.

At this point the Senate came in and a joint convention was formed.

IN CONVENTION

The President of the Senate assumed the Chair.

On motion by Senator Maher of Kennebec it was voted to appoint a committee to receive, sort and count votes for Secretary of State.

The Chairman of the Convention then appointed as members of that committee, Senators Maher of Kennebec and Phillips of Hancock, and Representatives Martin of Augusta, Falmer of Island Falls, Farley of Bridgewater, Spear of Portland and Sargent of Sedgwick.

On motion by Representative Hamilton of Caribou, duly seconded, the name of Frank W. Ball was placed in nomination for the office of secretary of State.

On motion by Representative Holmes of Lewiston, duly seconded, the name of Charles F. Starbird of Auburn was placed in nomination for the same office.

Thereupon, the committee to receive, sort and count votes having attended to the duty assigned it, Senator Maher from that committee reported as follows:

Whole number of votes cast, 173; necessary for a choice, 87; Charles F. Starbird had 27 and Frank W. Ball had 146.

The report was accepted and Frank W. Ball was declared duly elected secretary of State for the political years 1925-1926.

On motion by Senator Carlton of Sagadahoc, it was voted to appoint a committee of seven to receive, sort and count votes for treasurer of State.

The chairman of the convention then appointed Senators Carlton of Sagadahoc and Holley of Somerset, and Representatives Greenleaf of Auburn, Vail of Hodgdon, Hallett of Ashland, Stitham of Pittsfield and Beckett of Calais.

On motion by Representative Winn of Lisbon, duly seconded, the name of F. Harold Dubord of Watterville was placed in nomination for the office of treasurer of State.

On motion by Senator Carlton of Sagadahoc, duly seconded, the name of William L. Bonney of Bowdoinham was placed in nomination for the office of treasurer of State.

Thereupon, the committee to receive, sort and count votes having attended to the duty assigned it, Senator Carlton from that committee reported as follows:

Whole number of votes cast, 175; necessary for a choice, 88; W. L. Bonney had 151 and F. Harold Dubord had 24.

The report was accepted and William L. Bonney was declared duly elected treasurer of State for the political years 1925-1926.

On motion by Senator Barwise of Penobscot it was voted to appoint a committee of seven to receive, sort and count votes for attorney general; and on further motion by the same gentleman, Raymond Fellows of Bangor was placed in nomination for that office.

On motion by Representative Gagne of Lewiston, Mr. James B. Perkins of Boothbay Harbor was placed in nomination for the office of attorney general.

The chairman of the convention then appointed Senators Barwise of Penobscot, Case of Washington, and Buzzell of Oxford, and Representatives Sturgis of Auburn, Hayford of Mechanic Falls, Daigle of Madawaska, Boman of Vinalhaven and Bartlett of Bangor to receive, sort and count votes.

Thereupon, the committee to receive, sort and count votes having attended to the duty assigned it, Senator Barwise from that committee reported as follows:

Whole number of votes cast, 171; necessary for a choice, 86; Raymond Fellows had 145 and James B. Perkins had 26.

The report was accepted and Raymond Fellows was declared duly elected attorney general for the political years 1925-1926.

On motion by Senator Case of Washington, it was voted to appoint a committee of seven to receive, sort and count votes for the office of commissioner of agriculture; and on

further motion by the same gentleman the name of Frank P. Washburn of Perry was placed in nomination.

On motion by Representative Gagne of Lewiston the name of Frank E. Mace of Augusta was placed in nomination for the same office.

The chairman of the convention then appointed Senators Case of Washington, Bond of Lincoln, and Representatives Oakes of Portland, Gilchrist of Thomaston, Piper of Jackman, Fuller of Southwest Harbor and Pierce of Sanford a committee to receive, sort and count votes.

Thereupon, the committee, having attended to the duty assigned it, Senator Case from that committee reported as follows:

Whole number of votes cast, 167; necessary for a choice, 84; Frank P. Washburn had 139 and Frank E. Mace, 28.

The report was accepted and Frank P. Washburn was declared duly elected commissioner of agriculture for the political years 1925-1926-1927-1928.

On motion by Senator Roberts of York, it was voted to appoint a committee of seven to receive sort and count votes for seven executive councilors.

Senator BARWISE: Mr. President, through an error of the printer the several ballots for the seven executive members of the Council were cut instead of being left in lists; and I move you that Albert J. Stearns be nominated for the First Councilor District, William S. Linnell for the Second Councilor District, Ralph F. Burnham for the Third Councilor District, Leroy R. Folsom for the Fourth Councilor District, Guy E. Torrey for the Fifth Councilor District, Belmont A. Smith for the Sixth Councilor District and Robert J. Peacock for the Seventh Councilor District.

On motion by Representative Holmes of Lewiston, duly seconded, the following names were presented for the offices of Executive Councilors: First Councilor District, Peter M. McDonald of Rumford; Second Councilor District, Clark Seates, of Westbrook; Third Councilor District, Charles Martell of Lewiston; Fourth Councilor District, Mark Pollard of Solon; Fifth Councilor District, Clar-

ence E. Dow of Bar Harbor; Sixth Councilor District, William H. Waterhouse of Old Town; Seventh Councilor District, George F. Mansfield of Jonesport.

The chairman of the Convention then appointed as such committee Senators Roberts of York, Morrison of Franklin, Representatives Mitchell of Houlton, Hammond of Van Buren, Jones of South Portland, Dunbar of Orland and Curtis of Brewer.

Senator MAHER: Mr. President, I rise for a point of information, and, if the answer is in the affirmative, the way it seems to me it can well be, if we could simplify this going through the selection of seven different names and counting this interminable number of ballots, I would ask whether it might be in order for Senator Barwise to cast 139 ballots for the seven councilors nominated by him and that Representative Holmes cast 28 ballots for his candidate, and that the Record stand that way.

The PRESIDENT: The Chair will rule that that is a good suggestion, providing there is no objection. Do you make that as a motion?

Senator MAHER: I make that as a motion that Senator Barwise be authorized to cast a ballot standing for 139 votes for the Councilor ticket nominated by him, and that Representative Holmes be authorized to cast a ballot representing 28 votes for the Councilor ticket nominated by him.

Thereupon the motion prevailed.

Senator Roberts then reported for his committee that the whole number of votes cast for Councilors of the Seven respective districts was 167; necessary for a choice, 84.

The report was accepted and it was declared that Albert J. Stearns of Norway, in the First District; William S. Linnell of Portland, in the Second District; Ralph F. Burnham of Auburn, in the Third District; Leroy R. Folsom of Norridge-wock in the Fourth District; Guy E. Torrey of Bar Harbor in the Fifth District; Belmont A. Smith of Bangor, in the Sixth District and Robert J. Peacock of Lubec in the Seventh District, had received a majority of the ballots cast.

The report was accepted and the above named gentlemen were declared duly elected councilors for the years 1925-1926.

On motion by Senator Wadsworth of Kennebec the Secretary of the Convention was directed to inform the several State officials and the Executive Councilors of their election for the political years 1925-1926.

Subsequently the Secretary reported that he had performed the duty with which he was charged.

On motion by Senator Allen of York, it was

Ordered, that a message be sent to the Governor informing him of the election of Hon. Frank W. Ball as Secretary of State; Hon. William L. Bonney of Bowdoinham as Treasurer of State; Hon. Raymond Fellows of Bangor as Attorney General; Hon. Frank P. Washburn of Perry as Commissioner of Agriculture; and of the election of Hon. Albert J. Stearns of Norway, Hon. William S. Linnell of Portland, Hon. Ralph F. Burnham of Auburn, Hon. Leory R. Folsom of Norridgewock, Hon. Guy E. Torrey of Bar Harbor, Hon. Belmont A. Smith of Bangor, and Hon. Robert J. Peacock of Lubec as Executive Councilors for the years 1925-1926.

The order received a passage, and Senator Allen was delegated by the President of the Convention to convey the above message to the Governor.

Senator Allen then retired and subsequently reported that he had performed the duty assigned him.

At this point the joint convention was dissolved, its purposes having been accomplished and the Senate retired to its chamber.

IN THE HOUSE

The Speaker in the Chair.

A communication was received from the Governor, communicating to the Legislature each case of remission of penalty, commutation or pardon granted during the years 1923-1924, stating the name of the

convict, the crime for which he was convicted, the sentence and its date, the date of the remission, commutation of sentence and the pardon, and the conditions, if any, upon which the same was granted.

In the Senate this was read and ordered placed on file.

In the House, on motion by Mr. Wing of Auburn, received and placed on file in concurrence.

Communication STATE OF MAINE Office of Governor

Augusta, Jan. 7, 1925.

To the Honorable Senate and House of Representatives: - - -

Mr. OAKES of Portland: Mr. Speaker, is there a separate letter enclosed with the message?

The SPEAKER: Yes, separate letter with two communications.

Mr. OAKES: And are you about to read the letter?

The SPEAKER: The letter of transmittal.

(Clerk resuming reading)

"(I herewith return without my approval Resolve for the construction and equipment - - -

Mr. OAKES: Mr. Speaker: Is this the letter or the veto message?

The SPEAKER: This is the veto message of the Governor.

Mr. OAKES: Mr. Speaker, I move tha' this message be tabled and specially assigned for Wednesday, January 14.

The motion prevailed.

"STATE OF MAINE Office of the Governor

Augusta, Jan. 7, 1925' - - -

Mr. OAKES: I move that this also be tabled and specially assigned for Wednesday, January 14.

On motion by Mr. Drake of Bath adjourned until 10 o'clock tomorrow morning.