

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

Tuesday, March 10, 1925.

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

Prayer by the Rev. Mr. Skillin of Gardiner.

Journal of the previous session read and approved.

Papers from the Senate disposed of in concurrence.

From the Senate: Remonstrance from Executive Committee of the State Grange opposing Daylight Time (S. P. No. 422).

In the Senate referred to the committee on Commerce.

In the House, on motion by Mr. Wing of Auburn, the remonstrance was placed on file in non-concurrence, inasmuch as this bill has been reported out.

Senate Bill in First Reading

S. P. No. 133: An Act to amend Sections 3 and 18 of Chapter 113 of the Private and Special Laws of 1921, relating to Western Washington Municipal Court.

The following bills, resolves, remonstrances and petitions were received and, upon recommendation of the Committee on Reference of Bills were referred to the following committees:

Appropriations and Financial Affairs

By Mr. High* of Madison: Resolve in favor of E. L. Hight for \$337.56 to cover railroad fares and expenses of committee visiting State Sanatoriums (H. P. No. 1080).

Education

By Mr. Wing of Auburn: An Act relating to Kindergartens as part of the Common Schools (H. P. No. 1081).

(500 copies ordered printed.)

By Mr. Friend of Etna: An Act relating to the Superintendence of Schools through the union of Towns (H. P. No. 1082).

(500 copies ordered printed.)

By Mr. Wing of Auburn: An Act relating to Kindergartens as part of the Common Schools (H. P. No. 1083).

(500 copies ordered printed.)

By Mr. Holmes of Lewiston: An

Act repealing certain Statutes relative to State Aid to Academies (H. P. No. 1084).

(500 copies ordered printed.)

Inland Fisheries and Game

By Mr. Ireland of Stetson: Remonstrance of the Newport Rod and Gun Club against any change in the Resident Hunters License Law (H. P. No. 1087).

By Mr. Hammond of Van Buren: An Act requiring non-residents to employ guides at all times while hunting in the State of Maine during the months of May to November, inclusive (H. P. No. 1088).

(500 copies ordered printed.)

By Mr. Kinsman of Augusta: An Act regulating the possession of firearms by children (H. P. No. 1089).

(500 copies ordered printed.)

By Mr. Dunbar of Orland: An Act relative to shipping wild hares or rabbits beyond the limit of the State (H. P. No. 1090).

(500 copies ordered printed.)

Interior Waters

By Mr. Piper of Jackman: An Act giving additional powers to the Public Utilities Commission (H. P. No. 1091).

(500 copies ordered printed.)

Judiciary

By Mr. Gilchrist of Thomaston: Remonstrance of Manford C. Smith of Camden and certain others against repeal of the Direct Primary Law. (H. P. No. 1092.)

By the same gentleman: Remonstrance of John F. Rich and certain others of Rockport against same. (H. P. No. 1094.)

By Mr. Roberts of Bar Harbor: Remonstrance of Ralph Emery and certain others of Bar Harbor against same. (H. P. No. 1094.)

By Mr. Littlefield of Kennebunk: Remonstrance of John E. Waterhouse and others of W. Kennebunk against same. (H. P. No. 1095.)

By Mr. Bumps of Wilton: Remonstrance of L. D. Small and 19 others of Dryden, Maine against same. (H. P. No. 1096.)

By Mr. Burnham of Kittery: Remonstrance of Mrs. W. T. Coffin and 16 others against same. (H. P. No. 1097.)

By Mr. Roberts of Bar Harbor: Remonstrance of H. E. Emery and certain others of Bar Harbor against same. (H. P. No. 1098.)

By Mr. Holman of Bangor: Remonstrance of Viola Garland and

certain others of Bar Harbor against same. (H. P. No. 1099.)

By Mr. Farley of Bridgewater: An Act authorizing the recording of marketing agreements of Co-operative Agricultural Association, and requiring that liens hereby attached to crops before delivery to the association and to the member's interest in the Association after such delivery be collected through the Association. (H. P. No. 1100.)

(1000 copies be printed.)

By Mr. Spear of Portland: An Act relating to the State pier. (H. P. No. 1101.)

(500 copies ordered printed.)

Labor

By Mr. Cummings of Portland: Petition of Patrick Flanagan and others of Portland in favor of bill relating to pensions for the aged. (H. P. No. 1102.)

Legal Affairs

By Mr. Pierce of Sanford: An Act to amend Chapter 20 of the Revised Statutes relating to apothecaries and the sale of poisons. (H. P. No. 1103.)

(500 copies ordered printed.)

By Mr. Nichols of Portland: An Act relating to removal of executors or administrators. (H. P. No. 1104.)

(500 copies ordered printed.)

By Mr. Spear of Portland: An Act relating to lodging houses. (H. P. No. 1105.)

(500 copies ordered printed.)

By Mr. Bartlett of Bangor: An Act relating to actions against bankrupts. (H. P. No. 1106.)

(500 copies ordered printed.)

By Mr. Holmes of Lewiston: An Act giving a right to bring an action or the case for damages caused by interference with log driving by storage dams. (H. P. No. 1107.)

(500 copies ordered printed.)

By Mr. Wing of Auburn: An Act relating to expectation in public places. (H. P. No. 1108.)

(500 copies ordered printed.)

Maine Publicity

By Mr. Spear of Portland: An Act relating to appropriation for advertising by cities and towns. (H. P. No. 1109.)

(500 copies ordered printed.)

Public Utilities

By Mr. Cyr of Waterville: An Act relating to the equipment of electric

cars with head lights. (H. P. No. 1110.)

(500 copies ordered printed.)

Salaries and Fees

By Mr. Wing of Auburn: An Act to provide for clerk hire in the office of sheriff of the County of Androscoggin. (H. P. No. 1111.)

(500 copies ordered printed.)

Taxation

By Mr. Page of Skowhegan: An Act relating to the collection of excise taxes. (H. P. No. 1112.)

(500 copies ordered printed.)

By Mr. Cummings of Portland: An Act relating to the taxation of savings deposits in national banks. (H. P. No. 1113.)

(500 copies ordered printed.)

By Mr. Boynton of South Portland: An Act relating to the duties of assessors. (H. P. No. 1114.)

(500 copies ordered printed.)

Taxation and Ways and Bridges

By Mr. Dunbar of Orland: An Act relating to a tax upon gasoline. (H. P. No. 1115.)

(500 copies ordered printed.)

Ways and Bridges

By Mr. Leland of Sangerville: An Act relating to state highways and to the creation of the mill tax highway fund. (H. P. 1085)

(500 copies ordered printed.)

By Mr. Dunbar of Orland: An Act to provide for an issue of State Highway and Bridge Bonds. (H. P. 1086)

(500 copies ordered printed.)

ORDERS

On motion by Mr. Wing of Auburn it was

Ordered, that five thousand copies of the Constitution of the State of Maine be printed in pamphlet form, under the direction of the State Librarian, for the use of the Legislature and the public schools and for general exchange purposes.

Reports of Committees

Mr. Kinsman from the committee on Inland Fisheries and Game on petition (H. P. 320) reported that same be placed on file as the subject matter has been incorporated in a bill reported by the committee.

Same gentleman from same Committee reported same on An Act relating to close season on foxes in Franklin, Somerset, Piscataquis and Aroostook counties (H. P. 378), as

the subject matter has been incorporated in another bill.

Mr. Flint from same committee reported same on An Act to permit the trapping of rabbits or wild hares with box traps during the month of March in addition to the open season now provided by law in the towns of Blue Hill, Orland and Penobscot in Hancock County (H. P. 750), as the subject matter has been incorporated in a bill reported by the committee.

Same gentleman from same Committee reported same on An Act relating to close season on foxes in Franklin, Somerset, Penobscot, Piscataquis and Aroostook Counties (H. P. 749) as the subject matter has been incorporated in another bill.

Mr. Hale from the Committee on Judiciary on An Act relating to the property of extinct or disbanded Congregational Churches, parishes or societies (H. P. 706) (H. Doc. 151) reported that legislation thereon is inexpedient.

Mr. Wing from same Committee on An Act in relation to State funds for charity patients in Public and Private hospitals (H. P. 731) reported same in a new draft (H. P. 1072) under same title and that the said new draft be printed and recommitted to the Committee on Judiciary.

Mr. Flint from the Committee on Inland Fisheries and Game reported "ought not to pass" on An Act relating to the hunting of raccoons and skunks. (H. P. 881)

Mr. Kinsman from same Committee reported same on An Act to prohibit the digging out of skunks and trapping of same at the dens. (H. P. 882)

Same gentleman from same Committee reported same on An Act relating to a bounty on porcupines, in Oxford County. (H. P. 604)

Mr. Flint from same Committee reported same on An Act to prohibit the digging out of fox dens. (H. P. 375)

Same gentleman from same Committee reported same on An Act to regulate the daily limit on protected fish which may be taken in the rivers, brooks and streams of the State. (H. P. 310)

Mr. Piper from the Committee on Pensions reported same on resolve in favor of Fannie Konkleman of Randolph, Maine, for pension. (H. P. 430)

Mr. Pillsbury from the Committee on Public Utilities reported same on An Act to incorporate the Bagaduce and Eggmoggin Water Company. (H. P. 729)

Mr. Mills from the Committee on Sea and Shore Fisheries reported same on An Act to amend Sec. 48 of Chap. 45 of the Revised Statutes increasing the penalty for use of torches or artificial light in the herring fishery. (H. P. 802)

Reports read and accepted and sent up for concurrence.

Mr. Boman from the Committee on Sea and Shore Fisheries reported "ought not to pass" on An Act relating to regulation of smelt fishing in the tide waters of Penobscot River and its tributaries. (H. P. 337) (H. Doc. 62)

(Tabled by Mr. Curtis of Brewer pending acceptance of report.)

Mr. Sargent from the Committee on Sea and Shore Fisheries reported "ought not to pass" on An Act relating to close time on scallops. (H. P. 640)

Report read and accepted and sent up for concurrence.

Mr. Kinsman from the Committee on Inland Fisheries and Game reported "ought to pass" on Bill An Act relating to fishing in Sunday River, in Oxford County (H. P. No. 198) together with petition (H. P. No. 199)

Mr. Bartlett from the Committee on Legal Affairs reported same on bill An Act to incorporate Cornelia Warren Community Association. (H. P. No. 400)

Mr. Piper from the Committee on Pensions reported same on Resolve for Teachers' Pension for Etta M. Patten. (H. P. No. 121)

Same gentleman from same Committee reported same on Resolve providing for a State Pension for Granville Baker of Hampden. (H. P. No. 627)

Mr. Wing from the Committee on Public Utilities reported same on Bill An Act to extend the charter granted to the Salisbury Cove Water Company, for the taking of water from Lake Wood, and furnishing water to the village of Salisbury Cove for two years. (H. P. No. 629)

Reports read and accepted and the bills ordered printed under the Joint Rules.

Mr. Sargent from the Committee on Sea and Shore Fisheries reported same on bill An Act relating to taking herring in the Sheepscot River. (H. P. No. 557)

(Tabled by Mr. Lamson of So. Portland pending acceptance of report.)

Mr. Boman from the Committee on Sea and Shore Fisheries reported ought to pass on bill An Act relating to the taking of smelts from Cobs-

cook River, Cobscook Bay, Orange River, Denny's River and their tributaries (H. P. No. 809)

Mr. Forhan from same Committee reported same on bill An Act relating to taking of clams in Steuben. (H. P. No. 558)

Reports read and accepted and the bills ordered printed under the Joint Rules.

Mr. Pierce from the Committee on Education reported same on bill An Act relating to Teachers' Pensions. (H. P. No. 598) (H. Doc. No. 135)

Mr. Hamilton from the Committee on Judiciary reported same on bill An Act to incorporate the Aroostook Real Estate Title Company. (H. P. No. 704) (H. Doc. No. 169)

Mr. Martin from same Committee reported same on bill An Act to amend the Charter of the City of Hallowell to provide that the Municipal Year begin on the second Monday of January biennially. (H. P. No. 764) (H. Doc. No. 182)

Mr. Hight from the Committee on Public Utilities reported same on bill An Act authorizing the Caribou Water, Light and Power Company to lease and assign to the Great Northern Paper Company for a period of 30 years, its right to maintain piers and booms and to hold and sort logs and other lumber granted by Chapter 178 of the Private and Special Laws of Maine of 1907. (H. P. No. 502) (S. Doc. No. 61)

Mr. Sargent from same Committee reported same on bill An Act relating to abolishment of grade crossings. (H. P. No. 631) (H. Doc. No. 134)

Mr. Lamson from the Committee on Sea and Shore Fisheries reported same on bill An Act to extend the open time for smelt fishing in the tide waters of the Penobscot River and its tributaries (H. P. No. 417) (H. Doc. No. 88)

Reports read and accepted and the bills having already been printed, were read twice under suspension of the rules and tomorrow assigned.

Mr. Nichols from the Committee on Judiciary on bill An Act relating to conveyances not effectual against others unless recorded. (H. P. No. 228) (H. Doc. No. 67) reported same in a new draft (H. P. No. 1077) under same title and that it "ought to pass"

Mr. Winn from the Committee on Pensions on Resolve in favor of Zeb- edee Cushman of Kennebunk for an increase of pension (H. P. No. 383) reported same in a new draft (H. P. No. 1074) under same title and that it "ought to pass."

Same gentleman from same Committee on Resolve in favor of Ann M. Hiltz of Newburg for State Pension, (H. P. No. 625) reported same in a new draft (H. P. No. 1073) under same title and that it "ought to pass."

Mr. Piper from same Committee on Resolve providing for an increase of State Pension for Helen B. Hobbart of Farmington (H. P. No. 623) reported same in a new draft (H. P. No. 1075) under same title and that it "ought to pass."

Mr. Jones from the Committee on Public Utilities on bill An Act to ratify and make legal the doings of Katahdin Electric Company, of Patten, Maine (H. P. No. 122) reported same in a new draft (H. P. No. 1076) under same title and that it "ought to pass."

Mr. Comins from same committee on bill An Act relating to police regulations at stations (H. P. No. 630) (H. Doc. No. 133), reported same in a new draft (H. P. No. 1078) under same title and that it "ought to pass."

Mr. Littlefield from the committee on sea and shore fisheries on bill An Act prohibiting the building of smelt traps in the waters of Harrington River in Washington county (H. P. No. 803), together with petition (H. P. No. 804), reported same in a new draft (H. P. No. 1079) under same title and that it "ought to pass."

Reports read and accepted and the new drafts ordered printed under the joint rules.

First Reading of Printed Bills

H. P. No. 620. An Act to incorporate Houston Brook Driving Company.

H. P. No. 793. An Act relating to the salary of the clerk of courts in Washington county.

H. P. No. 794. An Act relating to the salary of the recorder of the Kennebunk municipal court.

H. P. No. 1064. An Act to amend an act to amend Sections 11, 12, 13 and 38 of Chapter 6 of the Revised Statutes relating to primary elections.

H. P. No. 1065. An Act relating to clerk hire in the registry of probate of York county.

H. P. No. 1066. An Act to increase the salary of the clerks in the office of the register of probate for Oxford county.

H. P. No. 1067. An Act relating to the salary of the sheriff of Sagadahoc county.

H. P. No. 1068. An Act to increase

the salary of the county attorney for Knox county.

H. P. No. 1070. An Act relating to the salary of the judge of probate of Waldo county.

H. P. No. 1071. An Act relating to the county commissioners of Waldo county.

Passed to Be Engrossed

H. P. No. 73. An Act increasing the salary of the register of deeds of Lincoln county.

H. P. No. 74. An Act relative to clerk hire in the office of registry of deeds of Lincoln county.

H. P. No. 384. An Act relating to the salary of the clerk of the Lewiston municipal court.

H. P. No. 497. An Act relating to distribution of personal estate.

H. P. No. 713. An Act to amend the charter of the city of Brewer, Private and Special Laws of 1889, Chapter 453, as amended by the Private and Special Laws of 1923, Chapter 13.

H. P. No. 1046. An Act to amend Section 38 of Chapter 117 of the Revised Statutes, relating to compensation of judges of probate.

H. P. No. 1047. An Act relative to an increase in the salaries of the judge and recorder of the Millinocket municipal court.

H. P. No. 1048. An Act relative to salaries and expenses of county commissioners.

H. P. No. 1049. An Act relating to the salary of the judge of the municipal court of South Portland.

H. P. No. 1050. An Act to amend Section 43 of Chapter 219 of the Public Laws of 1921, increasing the salary of the register of deeds of York county.

H. P. No. 1051. An Act relating to salary of sheriffs of Waldo county.

H. P. No. 1052. An Act relating to the trapping of fur-bearing animals.

H. P. No. 1053: An Act relating to the revocation of licenses and certificates issued by the Department of Inland Fisheries and Game.

H. P. No. 1054: An Act to authorize Harry M. Stanley to construct and maintain a wharf and boathouse in Lake Maranacook in Winthrop.

H. P. No. 464: Resolve appropriating money to rebuild one pier of the Gardiner and Randolph draw-bridge.

Orders of the Day

The SPEAKER: Under Orders of the Day, the Chair might recall to the members' minds that after the close of this session no further bills

are to be introduced. Any bills introduced subsequently to the close of this session are to be referred to the next legislature. If the members have any bills in their possession which they wish introduced will they kindly drop them in the box before we adjourn. The Committee on Reference of Bills will meet after adjournment.

On motion by Mr. Greenleaf of Auburn, it was voted to take from the table majority and minority reports of the committee on Interior Waters on bill, An Act to change the name of Bryant Pond in Oxford County to Lake Christopher (H. P. No. 200), tabled by that gentleman March 4, pending acceptance of either report; and on further motion by the same gentleman the majority report, ought not to pass, was accepted.

On motion by Mr. Hale of Portland, it was voted to take from the table bill, An Act to change the name of South Portland (S. P. No. 234) (S. D. No. 86), tabled by that gentleman March 6, pending passage to be engrossed; and on further motion by the same gentleman, the bill was passed to be engrossed.

On motion by Mr. Thompson of Rockland it was voted to take from the table bill, An Act relating to clerk hire for Knox County Clerk of Courts (H. P. No. 21) (H. D. No. 79), tabled by that gentleman March 4, pending assignment for second reading; and on further motion by the same gentleman the bill was given its second reading and tomorrow assigned for third reading.

On motion by Mr. Thompson of Rockland it was voted to take from table report of the committee on Salaries and Fees "Ought not to pass" on bill, An Act to increase salary of Register of Probate for Knox County (H. P. No. 208), tabled by that gentleman March 5, pending acceptance of report; and on further motion by the same gentleman, the report was accepted.

On motion by Mr. Thompson of Rockland, it was voted to take from the table report of the committee on Salaries and Fees, "Ought to pass in new draft," on bill, An Act relating

to salary of Clerk of Courts for Knox County (H. P. No. 22), tabled by that gentleman March 6, pending acceptance of the report; and on further motion by the same gentleman, the report was accepted and the new draft ordered printed under the joint rules.

On motion by Mr. Thompson of Rockland, it was voted to take from the table bill, An Act to increase the salary for clerk hire in Registry of Probate for Knox County (H. P. No. 207) (H. D. No. 265), tabled by that gentleman March 6, pending second reading; and on further motion by the same gentleman the bill received its second reading and tomorrow assigned for third reading.

On motion by Mr. Thompson of Rockland, it was voted to take from the table Resolve authorizing forest commissioner to sell interest of State in Township 1, Range 7, Penobscot county (S. P. No. 371) (S. D. No. 130), tabled by that gentleman March 6, pending first reading; and on further motion by the same gentleman the resolve received its first reading and tomorrow assigned for second reading.

On motion by Mr. Eustis of Strong, it was voted that 500 additional copies be printed of bill, an act in relation to State funds for charity patients in public and private hospitals (H. P. No. 731), reported earlier in the session by the committee on judiciary in a new draft (H. P. No. 1072), making 1000 in all.

The SPEAKER: The Chair has been requested to announce that a committee has been appointed for the purpose of extending to the citizens of Augusta, a series of three legislative assemblies in exchange for their courtesy in the assemblies which they held for the benefit of the Legislature. This committee will likely approach the members for such contributions as they may feel inclined to make towards the expense of the parties; and the committee wishes it understood that formal dress at these assemblies is not required.

. On motion by Mr. Farley of Bridgewater,

Adjourned until tomorrow morning at ten o'clock.