

# 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

**SENATE**

Friday, April 10, 1925.

Senate called to order by the President.

Prayer by Rev. Langdon B. Quimby of Augusta.

Journal of previous session read and approved.

Papers from the House disposed of in concurrence.

From the House:

The Committee on Judiciary, on "An Act relative to motor vehicles, neutral zone, and to revise and amend Sections 75 and 34 of Chapter 211 of the Public Laws of 1921 (H. D. 181) reported that the same ought not to pass, covered by other legislation.

In the House; that branch substituted the bill for the report, adopted House Amendment A, and passed the bill to be engrossed as amended by House Amendment A.

In the Senate. On motion by Mr. Allen of York, tabled.

From the House:

The Committee on Ways and Bridges, on an Act to provide for an issue of State Highway and Bridge Bonds (H. D. 323), reported the same in a new draft, under the same title (H. D. 535) and that it ought to pass.

The report was accepted and the bill was given its first reading.

On motion by Mr. Wadsworth of Kennebec, under suspension of the rules, the bill was given its second reading and passed to be engrossed.

From the House:

Resolve, in favor of building a bridge over the St. John River in the town of Fort Kent. (H. P. 1303)

In Senate, April 9, voted to adhere.

In the House: that body voted to insist and ask for a Committee of Conference, the Speaker appointing as House members of such Committee: Messrs. Hale of Portland, Audibert of Fort Kent and Hamilton of Caribou.

From the House: Resolve, in Favor of the Bangor State Hospital for New Construction and Permanent Improvements. (S. D. 273)

In Senate, April 9, voted to adhere.

In the House: that body voted to insist.

In the Senate: On motion by Mr. Allen of York, the Senate voted to adhere.

**Report of Committee**

Mr. Wadsworth, from the committee on appropriations and financial affairs, presented report of that committee on the following resolves:

Resolve, in favor of E. L. Newrick, clerk to the committee on agriculture, Eighty-second Legislature. (S. S. 600.)

Resolve, in favor of Earle R. Hayes for services as clerk of committee on banks and banking. (S. P. 643.)

Resolve, in favor of Ralph W. Farris for services as clerk of the Senate committee on bills in the second reading. (S. P. 522.)

Resolve, in favor of Lewis A. Burleigh, Jr., clerk of the committee on bills in the third reading. (H. P. 1240.)

Resolve, in favor of Julian Croxford. (H. P. 1262.)

Resolve, in favor of Marjorie L. Lee. (H. P. 1263.)

Resolve, in favor of Foster Newcomb for services as clerk of committee on counties. (S. P. 612.)

Resolve, in favor of Mary E. Kanahey. (H. P. 1283.)

Resolve in favor of Doris Bush, clerk to the Senate committee on engrossed bills. (S. P. 617.)

Resolve, in favor of Clarence Hunt, clerk of the committee on federal relations. (S. P. 651.)

Resolve, in favor of the clerk and stenographer and messenger of the committee on inland fisheries and game. (S. P. 628.)

Resolve, in favor of Philip Carroll, clerk of the committee on insane hospitals. (S. P. 647.)

Resolve, in favor of Foster Newcomb for services as clerk of interior waters committee. (S. P. 639.)

Resolve, in favor of Ellis F. Baker. (H. P. 1239.)

Resolve, in favor of Leslie E. Norwood for services to the 82nd Legislature. (S. P. 607.)

Resolve, in favor of Florence L. Parody for services to the 82nd Legislature. (S. P. 606.)

Resolve, in favor of John C. Carey, for services to the 82nd Legislature. (S. P. 605.)

Resolve, in favor of Kenneth F. Lee for services to the 82nd Legislature. (S. P. 610.)

Resolve, in favor of Edna Hoyt for services to the 82nd Legislature. (S. P. 608.)

Resolve, in favor of Joseph Stockbridge for services to the 82nd Legislature. (S. P. 609.)

Resolve, in favor of Earle R. Hayes, for services as clerk for the committee on mercantile affairs and insurance. (H. P. 1284.)

Resolve, in favor of John K. Turner for services as clerk of the military affairs committee. (S. P. 663.)

Resolve, in favor of Bernice Parker. (H. P. 1264.)

Resolve, in favor of Julian Croxford, clerk of the Committee on Public Health. (S. P. 589)

Resolve, in favor of the clerk and stenographer of the Committee on Public Utilities. (S. P. 630)

Resolve, in favor of Joseph F. Young, Jr., Clerk of the Committee on Maine Publicity. (S. P. 588)

Resolve, in favor of Ellis F. Baker for services as Clerk to the Committee on Sea and Shore Fisheries. (S. P. 582)

Resolve, in favor of the Clerk and Stenographer of the Committee on Salaries and Fees. (S. P. 627)

Resolve, in favor of Lillian J. Coleman for services as Clerk of the Committee on State Lands and Forest Preservation. (H. P. 1289)

Resolve, in favor of J. Henry Morse (H. P. 1265)

Resolve, in favor of Foster Newcomb, for services as Clerk of Committee on State Sanatoriums. (S. P. 611)

Resolve, in favor of Earle R. Hayes for services as Clerk of the Committee on State School for Boys, State School for Girls and State Reformatories. (S. P. 638)

Resolve, in favor of Mary T. LeLand. (S. P. 654)

Resolve, in favor of Clarence Hunt. (S. P. 653)

Resolve, in favor of Edna Hoyt, for services to the 82nd Legislature as Clerk to the Temperance Committee. (S. P. 671)

Resolve, in favor of J. Thomas Dionne. (S. P. 661)

Resolve, in favor of Lucy L. Johnson (S. P. 660)

Resolve, in favor of John K. Turner. (S. P. 662) Reporting the same in a new draft, under title of Resolve in favor of clerks, stenographers and messengers of the several committees and other expenses of the Eighty-second Legislature (S. P. 672), and that it ought to pass.

The report was accepted and the resolve was given its first reading.

On motion by Mr. Hinckley of Cumberland, under suspension of the rules, the resolve was given its second reading and passed to be engrossed.

From the House:

Resolve, in favor of a bridge over the St. Croix river between Vanceboro, Maine, and St. Croix, New Brunswick. (H. D. 530)

In Senate, April 9, voted to adhere to acceptance of majority report, "ought not to pass."

In the House: That body voted to insist and ask for another committee of conference, the Speaker appointing as House members of such a committee: Messrs. Pullen of Danforth, Beckett of Calais and Pike of Lubec.

In the Senate:

Mr. CASE of Washington: Mr. President, I move that we recede and concur with the House and join in a committee of conference.

Mr. WADSWORTH: Did not the Senator intend to make that, that we insist and appoint a committee of conference?

Mr. ALLEN of York: This is the second time, isn't it? They insisted before and we refused a committee of conference.

The PRESIDENT: It is the second time, I think. The Secretary will look that up so as to be sure.

The SECRETARY: In Senate, April 9, 1925, accepted majority report which was "ought not to pass" in non concurrence. Sent down for concurrence; House, April 9, voted to insist and ask for a committee of conference. In Senate, April 9, Senate voted to adhere. House, April 10, voted to insist and ask for conference.

Mr. ALLEN: Mr. President, I move we adhere. I don't know whether that comes ahead of the other motion or not.

The PRESIDENT: Voting to adhere is the last one—to recede, concur, insist, adhere.

Mr. WADSWORTH: Mr. President, if we vote to concur with the House this measure is passed, I would think, the way that motion was put, there would not be any need of a committee of conference.

Mr. CASE: I would make that motion to recede from our former position to adhere and join a committee of conference.

Mr. SPEIRS of Cumberland: I was just going to say what Senator Case

has said that perhaps there was a misunderstanding. There was on my part. This is not a new appropriation, this is just to extend it.

Mr. ALLEN: I understand it is just to keep this Legislature here longer. It doesn't amount to a cent. We might just as well adhere now as any time and get this matter out of the way.

The PRESIDENT: The pending question is on the motion of the senator from Washington, Senator Case, which takes precedence, who moves that we recede from our former action and join in a committee of conference.

It is a vote unless doubted.

Mr. ALLEN: Doubted.

The PRESIDENT: All those in favor of receding from our former action and joining in a committee of conference will say aye. Those opposed, no.

The Chair being in doubt on the viva voce vote, a division was had and 13 voting in the affirmative and 11 opposed, the motion was carried.

The Chair appointed as members of such committee on the part of the Senate, Senators case of Washington, Smith of Somerset and Speirs of Cumberland.

From the House:

Bill, An Act to amend section 26 of chapter 14 of the Revised Statutes, relating to schools on Indian Island in Old Town.

In the Senate that body voted to adhere to its former action in the acceptance of the minority report, "ought not to pass".

It now comes from the House that body voting to insist and asking for another committee of conference, and such committee having been named in that branch.

Mr. BARWISE of Penobscot: Mr. President, we seem to be in rather good harmony this morning, and as the House has insisted on its former action, I now move that we recede from our former position and join a committee of conference.

Mr. MAHER of Kennebec: Mr. President, I understand what the Senator from Penobscot, Senator Barwise, said and I am interested in the harmony part of it, but is this a matter in regard to which we voted to adhere to our former action yesterday.

The PRESIDENT: The Chair will state that the Senate voted to adhere in its acceptance of the minority report, "ought not to pass".

Mr. MAHER: Then, Mr. Presi-

dent, I would like to know how in the world this measure came to be back in the House again.

The PRESIDENT: The Chair will say that it was sent to the House with House papers.

Mr. MAHER: We voted in this body yesterday on the motion to reconsider our action whereby we voted to adhere, and I think, so far as action goes in this body, it is closed. This is a House matter, but when we have voted to adhere the House cannot send it back to us indefinitely. The vote to adhere in this body closes our action on the matter, and a motion for reconsideration which was voted down ends our action.

The PRESIDENT: The Chair will so rule.

Mr. MAHER: I move that this matter be sent back to the House with a vote of adherence again.

Mr. BARWISE: As I understand the situation, Mr. President, the House has appointed a new committee of conference and has asked us to join in the committee of conference.

Mr. MAHER: Mr. President, my point is this, that the House cannot send the matter back here indefinitely because it is a House paper. When we adhere in this branch the matter goes back to that branch and they insist and ask for another committee of conference, and it could then come back here and we would again adhere, and it would go back and forth, and they would ask for committees of conference. There is an end to the procedure in this branch, and there has been a vote of adherence on the matter.

The PRESIDENT: The Chair will state that as he understands the position of the Senator from Kennebec, Senator Maher, he means that when we have voted to adhere to our former action and then voted on the reconsideration of our action whereby we voted to adhere, that that killed it.

Mr. MAHER: Yes, Mr. President; and I move that we return the House papers to the House with the renewal of our vote of adherence. No, Mr. President, I will withdraw that motion. We do not return the papers to the House. We have voted to adhere. That kills the measure, as I understand parliamentary procedure and thereupon the papers should go to the office of the Secre-

tary of the Senate and should not go back to the House at all.

The PRESIDENT: The Chair will rule that it is not necessary to take any action at all.

Mr. BARWISE: Then Mr. President, I will withdraw my motion, through a misunderstanding of the situation.

Mr. ALLEN of York: Mr. President, I think this same ruling should apply to the resolve relating to the bridge across the St. John river, where we voted to recede and ask for a committee of conference.

The PRESIDENT: The Chair will state for the purpose of being certain about this, that we will ask the official reporter to look up his records and see if that is the parliamentary situation. If it is this side of the motion that was made to reconsider our action whereby we voted yesterday to adhere on all matters—if that action took place this side of that part of our proceedings, then the position of the Senator from York, Senator Allen, is not right; if it was the other side, or before that, then our action this morning is out of place and out of order.

Mr. ALLEN: Mr. President, I so understand it, and I will abide by that ruling.

The PRESIDENT: The Senate will take a short recess for the purpose of examining the record.

From the House:

An Act relating to corporations. (H. P. 1305)

In the House: Introduced in that branch under suspension of the rules, read three times without reference to a Committee, and passed to be engrossed.

In the Senate:

Mr. HUSSEY of Aroostook: Mr. President, in order that the members of the Senate may understand what that proposition is, I would like to explain it briefly. This is a proposition which would allow us to organize these intermediate credit organizations up in Aroostook to finance the fertilizer proposition. It takes this out from under the banking law and puts it under the general law. It has the approval of the bank commissioner and everybody else as far as I know. I move that the rules be suspended and that it be given its first reading at this time.

The motion was agreed to, the bill was given its first reading, and on motions by Mr. Allen of York, under suspension of the rules, the bill was

given its second reading and passed to be engrossed.

From the House:

The majority of the Committee on Judiciary, on An Act relating to the Police Commission of Lewiston, requiring the commissioners to be appointed by the mayor and providing a referendum to the electors of Lewiston (H. D. 163) reported that the same ought not to pass.

(Signed) HINCKLEY  
HUSSEY  
MAHER  
WING  
NICHOLS  
HALE  
HAMILTON  
OAKES  
MARTIN

The minority of the same Committee, on the same subject matter, reported that the same ought to pass.

(Signed) HOLMES

In the House: majority report "ought not to pass" accepted.

In the Senate: On motion by Mr. Lane of Androscoggin, the Senate voted to concur with the House.

From the House:

The Committee on Public Utilities, An Act to Incorporate the Winding Ledges Power Company (H. D. 154) reported that the same ought not to pass.

In the House: bill indefinitely postponed.

In the Senate: on motion by Mr. Carter of Androscoggin, the Senate voted to concur with the House.

(Recess)

#### AFTER RECESS

Mr. ALLEN: Mr. President, I will withdraw my point of order, and I am satisfied from an examination of the record that the parliamentary situation with reference to the St. Croix matter is still before the Senate in some form.

From the House:

Report of the committee of conference on the disagreeing action of the two branches of the legislature on resolve in favor of armory rentals, H. D. 529, reporting that the Senate recede and concur with the House in the passage of the resolve.

This report came from the House read and accepted.

On motion by Mr. Anthoine of Cumberland, the report was accepted.

On further motion by the same Senator the resolve received its first reading, and on further motions by the same Senator the rules were suspended and the resolve received its second reading and was passed to be engrossed.

The report of the committee of conference on the disagreeing action of the two branches of the legislature on bill, An Act to re-enact section 24 of chapter 69 of the Revised Statutes, relating to when no succession tax shall be assessed on the stock, bonds and evidences of debt of Maine Corporations, H. D. 110, reporting that they are unable to agree.

Mr. ANTHOINE of Cumberland: Mr. President, it is with much regret that I move the acceptance of this report. I am sorry that we could not agree on this matter because I think the bill is a very wise and beneficial measure and would be of great benefit to the state. During the last year there were organized in the state of Maine fewer corporations than were organized in the state of Delaware during the one single month of December. However, we could not agree, and I therefore regretfully move the acceptance of the report of the committee of conference.

The motion was agreed to.

#### Passed To Be Enacted

An Act Relating to Inmates Escaping from the Reformatory for Women. (S. D. 322)

An Act Permitting Sterilizing Operations in Certain Cases of Mental Disease and Feeble-Mindedness. (S. D. 150)

An Act to Define Certain Grades of Milk Offered for Sale Within the State. (S. D. 247)

An Act Relating to Driving Motor Vehicles While Under the Influence of Intoxicating Liquor or Drugs and the Penalty Therefor. (S. D. 281)

An Act Relating to Workmen's Compensation. (S. D. 313)

An Act Relating to the Department of the Attorney General. (S. D. 320)

An Act Relating to the Excise Tax on Railroads. (H. D. 500)

(Tabled on motion by Mr. Allen of York.)

An Act Relating to Inmates of Reformatory for Women and of Reformatory for Men When Incurable. (H. D. 519)

An Act Relating to a Tax Upon Gasoline. (H. D. 520)

(Tabled on motion by Mr. Smith of Somerset.)

An Act Amending the Charter of the Belfast Municipal Court. (H. D. 523)

#### Finally Passed

Resolve, in Favor of the Augusta State Hospital for Appropriations for the Construction of a New Building for Fifty Women Nurses and Attendants During the Fiscal Years, Nineteen Hundred and Twenty-six and Nineteen Hundred and Twenty-seven. (S. D. 311)

(On motion by Mr. Chalmers of Penobscot, referred to the next Legislature.)

Resolve, Rejecting Proposed Amendment to the Constitution of the United States Granting to Congress Power to Limit, Regulate and Prohibit the Labor of Persons under Eighteen Years of Age. (S. D. 506)

Resolve, Appropriating Money to Reimburse Harry P. Lane for Expenses Incurred in Contesting His Membership in the Senate. (S. P. 217)

Resolve, in Favor of Rebuilding Mattawamkeag Bridge Over Mattawamkeag River in the Town of Mattawamkeag, Penobscot County. (S. D. 286)

Resolve, in Favor of the Maine School for Feeble Minded for Maintenance for the Fiscal Years 1926 and 1927. (S. D. 294)

Resolve, on the Pay Roll of the Senate of the Eighty-second Legislature. (S. P. 652)

Resolve, in Favor of Charitable, and Benevolent Institutions, for the Care, Support and Medical or Surgical Treatment of Certain Persons. (S. D. 319)

Resolve, in Favor of Elbridge G. Chadwick, Clerk of Courts for the County of Washington. (H. D. 531)

Resolve, on the Payroll of the House of Representatives of the Eighty-second Legislature. (H. P. 1290)

Resolve, in Favor of the Town of Norridgewock for Repair of Bridge Across the Kennebec River. (H. D. 532)

#### Report of Committee

The Committee of Conference, on the disagreeing action of the two branches of the Legislature on Resolve, in favor of the President and Trustees of Bates College (S. D. 97) reported that the resolve be made out in new draft, under the title of

Resolve in favor of the President and Trustees of Bates College for the purpose of Forestry Work and demonstrations in Forestry, for the benefit of the students of the University of Maine and the several Colleges (S. P. 673) and that it ought to pass.

Mr. BARWISE of Penobscot: Mr. President, is the new draft in the possession of the Senate? If it is, I would like to have it read.

(Read by the Secretary)

On motion by Mr. Roberts of York, the report of the committee of conference was accepted.

On motion by Mr. Carter of Androscoggin, the resolve was given its first reading, and on further motions by the same Senator, under suspension of the rules, it was given its second reading and passed to be engrossed.

Mr. CARTER: Mr. President, I move that we reconsider our action whereby we passed resolve in favor of the President and Trustees of Bates College to be engrossed.

The motion was agreed to, and the matter was then tabled on motion by Mr. Carter, pending an amendment for the purpose of correcting a grammatical error.

On motion by Mr. Crafts of Piscataquis, that Senator was permitted to introduce out of order the final report of the joint standing committee on inland fisheries and game, reporting that they have acted on all matters referred to them.

The report was accepted.

#### Orders of the Day

The PRESIDENT: The Chair lays before the Senate, S. P. 85, Senate report from the committee on state school for boys, state school for girls and state reformatories, reporting "ought to pass" on resolve in favor of the reformatory for women for new construction and permanent improvement, tabled pending the acceptance of the report, and recognizes the Senator from Somerset, Senator Smith.

Mr. Smith then moved the indefinite postponement of the resolve.

The motion was agreed to.

The PRESIDENT: The Chair lays before the Senate, H. P. 1304, resolve relating to the right of the State of Maine on the St. John river and the vacancy on international

joint commission, tabled pending its passage to be engrossed, and recognizes the Senator from Kennebec, Senator Maher.

Mr. Maher then yielded to the Senator from Cumberland, Senator Hinckley.

On motion by Mr. Hinckley the resolve was retabled.

The PRESIDENT: The Chair lays before the Senate S. P. 84, resolve in favor of the reformatory for women for maintenance and other purposes, tabled pending the adoption of House Amendment A and recognizes the Senator from Somerset, Senator Smith.

Mr. Smith then moved the adoption of House Amendment A.

The PRESIDENT: The Chair will inform the Senator from Somerset, Senator Smith, that the last action on this resolve was its passage to be engrossed.

On motion by Mr. Smith the vote was reconsidered whereby this resolve was passed to be engrossed.

On further motion by the same Senator House amendment A was adopted.

On further motion by the same Senator the resolve was then passed to be engrossed, as amended by House amendment A.

The PRESIDENT: The Chair lays before the Senate H. D. 511, resolve in favor of international bridge Van Buren, Maine, St. Leonards, New Brunswick, combined immigration and customs office, tabled pending its final passage, and recognizes the Senator from Somerset, Senator Holley.

On motion by Mr. Holley the resolve was finally passed.

On motion by Mr. Smith of Somerset, the vote was reconsidered whereby S. P. 84, resolve in favor of reformatory for women, was passed to be engrossed as amended by House amendment A.

On further motion by the same Senator the resolve was then tabled pending its passage to be engrossed.

On motion by Mr. Allen of York, H. D. 500, bill, An Act relating to excise tax on railroads, was taken from the table.

The pending question being the passage of the bill to be enacted,



On motion by Mr. Maher of Kennebec, the vote was reconsidered whereby the bill was passed to be engrossed, and on further motion by the same Senator the bill was tabled.

Mr. CARTER of Androscoggin: Mr. President, in relation to S. D. 673, tabled by me very recently for the purpose of introducing an amendment which would clear up a possible ambiguity, I have an amendment which I wish at this time to offer.

The PRESIDENT: The Chair will state that no motion has been made to take this matter from the table, and that it would be better for the Senator from Androscoggin, Senator Carter, to make his amendment in writing. The matter is still on the table.

On motion by Mr. Smith of Somerset, S. P. 84, resolve in favor of reformatory for women, was taken from the table.

Mr. Smith then moved that House amendment A be indefinitely postponed.

The motion was agreed to.

On further motion by the same Senator the resolve was passed to be engrossed unamended.

On motion by Mr. Smith of Somerset, that Senator was permitted to introduce out of order, under a suspension of the rules, the following order:

"Ordered, The House concurring, that the librarian furnish to each member of the 82nd Legislature one copy of the last revision of the Revised Statutes of this state".

The order received a passage.

On motion by Mr. Cram of Cumberland, that Senator was permitted to introduce out of order the report of the committee of conference on the disagreeing action of the two branches of the legislature, on resolve in favor of the national conference of commissioner on uniform state laws and of the commissioners of Maine for promotion of the uniformity of legislation in the United States, reporting that they are unable to agree.

The report was accepted.

On motion by Mr. Hinckley of Cumberland, the Senate voted to re-

cess until half past two o'clock this afternoon.

#### AFTER RECESS

Mr. Hinckley of Cumberland, under suspension of the rules, introduced out of order, the following order:

ORDERED, that the superintendent of buildings be directed to deliver to the secretary of the Senate at his home, such equipment as the Secretary shall deem necessary for use in publishing the Journal of the Senate.

The order was given a message.

On motion by Mr. Hinckley of Cumberland, the Senate voted to reconsider its action whereby it passed to be enacted S. D. 281, An Act relating to driving motor vehicles while under the influence of intoxicating liquor or drugs and the penalty therefor.

On further motion by the same Senator, the Senate voted to reconsider its action whereby this bill was passed to be engrossed.

Mr. HINCKLEY: Mr. President, I offer Senate Amendment A and move its adoption, and I will explain that this is for the purpose of correcting an error. The word "commission" was used where the word "secretary" should have been used.

Senate Amendment A was adopted, and on further motion by the same Senator, the bill as amended by Senate Amendment A was passed to be engrossed.

Mr. ALLEN of York: Mr. President, I wish to take from the table at this time, out of order, unless we are working under orders of the day, H. D. 500, relating to excise tax on railroads, tabled by the Senator from Kennebec, Senator Maher.

The motion was agreed to.

Mr. ALLEN: I now move that this act pass to be enacted.

Mr. HINCKLEY: Mr. President, what is the title, please?

Mr. ALLEN: I would say, for the benefit of the Senator from Cumberland, there has been nothing done with it.

The motion was agreed to and the bill was passed to be enacted.

Mr. CARTER of Androscoggin: Mr. President, I move to take from the table S. D. 673.

The motion was agreed to and the same Senator then offered Senate Amendment B.

Mr. CARTER: This is simply to clear up an ambiguity of the original resolve to appropriate \$4500 for each year.

Senate Amendment B was adopted, and upon further motion by the same Senator, the resolve was passed to be engrossed as amended by Senate Amendment B.

Mr. MORRISON of Franklin: Mr. President, I rise to a question of personal privilege.

The PRESIDENT: The Senator from Franklin, Senator Morrison, will state his question of personal privilege.

Mr. MORRISON: Mr. President, as this session of the legislature is about to draw to a close I have just a word that I desire to say, not only for myself but speaking also for my fellow members of this body. For more than three months we have been closely associated as members of one large family, each with one common aim in view, each one doing, I believe, what he thought was for the best interest of the State we all love so well. While we have had our cares and our troubles we realize that they have been few, as compared with those that necessarily must confront and try the patience of our presiding officer.

Gentlemen, this Senate has indeed been fortunate in having as its presiding officer a self-made man, a man endowed with all those qualities of kindness, of patience and of fairness. The gavel that you have held in your hand, Mr. President, and which you have wielded so effectively during the past three months, is an emblem of authority; it may be used arbitrarily; it may be used prudently. In the exercise of your authority, Mr. President, as the presiding officer of this Senate, you have used it fairly and justly, and as the sessions of this Senate are about to come to a close, and as the final curtain is about to be rung down on our deliberations and we part to go our several ways, it is our desire that you may take with you a small token of our appreciation of your splendid services; and it gives me great pleasure, Mr. President, on behalf of the members of this Senate, to present to you this gavel; and while success has already

crowned your deserving efforts, yet we wish and predict for you in all sincerity still higher honors in the years that are to follow. (Applause)

(A gavel was at this time presented to the President)

The PRESIDENT: Fellow Senators, to say that I am very much pleased with this expression of your good-will would be putting it mildly indeed. There is one remark that was made by the Senator from Franklin, Senator Morrison, that a man who has had to sort of blaze his own trail could not take very much offense at. That was when the Senator referred to my being a self-made man. I have always sort of avoided saying much about that, because I have a feeling that perhaps even some of my friends think I knocked off work a little too soon. However, I do want to say, Senators, that it gave me great pleasure to be elected to preside over the deliberations of this body; and after my election I might say that I sought the rules of reference and the rules that have governed bodies of this kind for years, and I found myself lost, and lost indeed, there were so many of them; and it was with a feeling of fear and trembling that I approached each day's work, and I felt a little later very much the same as the boy, some fifteen or eighteen years of age, whose family had been blessed by the appearance of a little sister, and someone asked him "Tommy, how do you like your little sister?" and he replied "Very much, indeed; she's all right, but I do still think there are some things this family needed a good deal more." And while I sought precedents of all kinds, and while I looked up a good many of them, I still felt that there was one thing that this body needed, and needed at all times, and that was that this gavel should never be used unless it was used fairly, and fairly in any event.

Fellow Senators, it has been my aim and my ambition to see that this gavel was so used that the other branch of this legislature was considered at all times, that this branch was considered at all times; that the State's interests were considered at all times, and that I might feel right ever afterwards. I thank you. (Long continued applause)

From the House:

An Act to amend Section 34 of Chapter 211 of the Public Laws of

1921, relating to non-resident motor vehicles. (S. D. 300)

In Senate, April 3, passed to be engrossed.

In the House: House Amendments A and B were adopted, and the bill passed to be engrossed as amended by House Amendments A and B in non-concurrence.

In the Senate:

Mr. LORD of York: Mr. President, I move that it lie on the table, at the request of Senator Powers.

The motion was agreed to.

From the House:

ORDERED, the Senate concurring, that the name of the Mercantile Affairs and Insurance Committee be hereafter designated as the Insurance and Compensation Committee.

In the House: Referred to the next Legislature.

In the Senate:

Mr. BARWISE of Penobscot: Mr. President, I move that we concur with the House. Every House is the judge and has complete power to select its own committees, and any action of this Legislature would not be binding upon a future Legislature, as to selecting committees.

The motion was agreed to.

#### Passed to be Enacted

An Act to Provide for an Issue of State Highway and Bridge Bonds. (S. D. 198)

(Tabled, on motion by Mr. Smith of Somerset.)

#### Finally Passed

Resolve, to Pay Certain Deficiencies. (S. D. 325)

Resolve, to Pay the Unpaid Premiums Due on Account of Insurance on the State Pier and Sheds for Policies Issued in 1923 and 1924. (S. D. 324)

(Tabled on motion by Mr. Wadsworth of Kennebec)

Resolve, in Favor of the Maine School for Feeble Minded for Additions and Improvements. (S. D. 180)

(Tabled on motion by Mr. Chalmers of Penobscot.)

Resolve, Appropriating Money to Pay Claims Allowed by the Committee on Claims. (S. D. 323)

(Tabled on motion by Mr. Hinckley of Cumberland.)

From the House: The majority

of the Committee on Legal Affairs, on An Act Providing for a Jeweler's Lien (H. P. 63) reported the same in a new draft (B), under the title of An Act relating to the enforcement of liens on watches, clocks and jewelry for labor and materials furnished in making and repairing same (H. D. 525) and that it ought to pass.

(Signed) MORRISON  
CLARKE  
BECKETT  
BARTLETT  
ATWOOD  
FULLER  
DWINAL  
THOMPSON

The minority of the same Committee, on the same subject matter, reporting the same in a new draft (A), under the title of An Act providing for an additional method of enforcing liens on personal property in possession (H. D. 526) and that it ought to pass.

(Signed) POWERS  
SEIDEL

In the House, the majority report was accepted and the bill passed to be engrossed.

In the Senate: On motion by Mr. Hinckley of Cumberland, the Senate voted to accept the majority report in concurrence with the House.

The bill was given its first reading, and on further motions by the same Senator, it was given its second reading and passed to be engrossed.

From the House:

Resolve, in favor of building a bridge over the St. John river in the town of Fort Kent. (H. P. 1303)

In Senate, April 10, voted to adhere.

In the House, that body voted to insist.

Mr. ALLEN of York: Mr. President, may I inquire if this bill has not been back here twice under the same conditions?

The PRESIDENT: It has.

Mr. ALLEN: I am going to try and see if I can dispose of it this time. Mr. President, I move that we adhere.

The motion was agreed to.

Mr. ALLEN: Mr. President, I move that we reconsider our vote whereby we voted to adhere just within a minute.

The vote being doubted, a viva voce vote was had.

The Chair being in doubt, a division was had, and the motion to reconsider was lost.

The committee of conference, on the disagreeing action of the two bodies of the Legislature, on An Act to create a State Athletic Commission for the supervision and regulation of boxing and wrestling (S. D. 302) reported that the House recede and concur with the Senate.

(Signed) ALLEN  
HINCKLEY  
MAYER  
LAIT  
HAMILTON

The following member of the committee disagreed and recommends that the House adhere to its former action.

(Signed) NICHOLS  
On motion by Mr. Hinckley of Cumberland, the Senate accepted the majority recommendation.

From the House:

Report of the committee of conference on the disagreeing action of the two branches of the legislature on resolve in favor of a bridge over the St. Croix river between Vanceboro, Maine, and St. Croix, New Brunswick, H. D. 530, reporting that the Senate recede and concur with the House in accepting the minority report of the committee on ways and bridges.

Mr. CASE of Washington: Mr. President, I move that the report of the committee of conference be accepted.

Mr. ALLEN of York: Mr. President, I will inquire if this is the St. Croix bridge matter?

The PRESIDENT: The Chair will state that it is.

Mr. ALLEN: I would like to have read the different stages this matter has been through, so as to bring it down to the present time.

The Secretary then read as follows:

"In the House read twice under a suspension of the rules and passed to be engrossed; sent up for concurrence.

In the Senate, April 9th 1925, majority report "ought not to pass" accepted in non-concurrence; sent down for concurrence.

In the House, April 9th, the House voted to insist and ask for a committee of conference, with such com-

mittee named on the part of the House.

In the Senate, April 9th, the Senate voted to adhere; sent down for concurrence.

In the House, April 10th 1925, the House voted to insist and ask for a committee of conference, with a committee of conference named on the part of that branch.

In the Senate, April 10th 1925, the Senate voted to recede from its former action and join a committee of conference, and a committee of conference named in that branch".

Mr. ALLEN: Mr. President, I just had that read so that it might appear in the record, and if that is not a mess then I don't know one when I see it. I just want to make that one remark. When you get time just read that record over and take a good look at it.

Mr. POWERS of Aroostook: I should like to ask the Senator from Washington, Senator Case, through the Chair, what this motion is that he has made.

The PRESIDENT: The Senator from Washington, Senator Case, can reply through the Chair if he so desires.

Mr. CASE: Mr. President, in reply to the question of the Senator from Aroostook, Senator Powers, I might say that this morning a committee of conference was appointed and that committee has reported un-animously recommending that this branch of the legislature recede from its former action and concur with the House in the acceptance of the minority report of the committee on ways and bridges, reporting "ought to pass" and I have moved to accept the report of the conference committee.

Mr. POWERS: Mr. President, I wish to say that those of us who are familiar with that territory realize that this is a very necessary bridge, and I hope that the motion of the Senator from Washington, Senator Case, will prevail.

Mr. HINCKLEY of Cumberland: Mr. President, may I inquire of the Senator from Washington, Senator Case, whether or not any appropriation is called for in this resolve.

Mr. CASE: In reply to the question of the Senator from Cumberland, Senator Hinckley, I will say that the appropriation was made two years ago, and this work was not carried on at that time for the

reason that the New Brunswick legislature failed to make an appropriation for this purpose, and now we have simply asked that this be carried forward as we have fairly good assurance that the New Brunswick legislature will do their part within the next year, although they have not up to the present time. I have a letter from the Senator from that section saying that they can fairly well assure us that this appropriation will be made during the next two years.

Mr. HINCKLEY: If I understand the matter correctly, the money was appropriated or authorized two years ago and the money is now waiting without any appropriation made this year.

Mr. CASE: It is; that money is available until the 30th of June anyway, without any action being taken here.

Mr. ALLEN: Mr. President, I wish the Senate to make note that without doubt all that has been said by the Senator from Washington, Senator Case, is correct, and it is known to all the members of this Senate, including the Senator from Cumberland, Senator Hinckley. This was all known when you voted in this body to adhere twice before this motion to insist and join in a committee of conference this morning. All of this same thing that has been stated by the Senator from Washington, Senator Case, was known when we voted to adhere. As far as I am concerned, I make no objection to it, and I would just as leave they had this bridge down there as not. I simply wanted to call to your attention the inconsistency of this Senate.

Mr. HINCKLEY: I just want to get the matter clearly in my mind before I vote on the question.

Mr. ALLEN: I think the Senator from Cumberland, Senator Hinckley, has the matter in his mind, and has had it for quite a while.

The PRESIDENT: Will the Senator from Washington, Senator Case, state his motion again.

Mr. CASE: Mr. President, my motion was that this Senate accept the report of the committee of conference.

The motion was agreed to.

On motion by Mr. Hinckley the resolve then received its first reading.

On motion by Mr. Case, under a

suspension of the rules, the resolve received its second reading.

Mr. Allen then moved that the resolve be indefinitely postponed.

The PRESIDENT: The question before the Senate is on the motion of the Senator from York, Senator Allen, that this resolve be indefinitely postponed.

A viva voce vote being doubted, A division was had, and seven voted in favor of the motion and fifteen against.

So the motion was lost.

On motion by Mr. Hinckley, the rules were suspended and the resolve was passed to be engrossed.

#### Passed to be Enacted

An Act to amend section 32 of chapter 97 of the Revised Statutes relating to mills and dams. (S. D. 327)

(Tabled on motion by Mr. Hinckley of Cumberland.)

Mr. CARTER of Androscoggin: I would like to ask the Senator how long or for what purpose?

Mr. HINCKLEY: We will undoubtedly recess in a few minutes, and after recess I will take the matter up again.

Mr. SMITH of Somerset: Mr. President a few moments ago I tabled a bond issue act, S. D. 198; I move to take it from the table at this time.

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

Mr. SMITH of Somerset: Mr. President, if my memory serves me correctly, I also have on the table H. D. 520, An Act relating to a tax upon gasoline.

The PRESIDENT: Yes.

Mr. SMITH: This act has been passed to be engrossed?

The PRESIDENT: The Chair will state that it has.

Mr. SMITH: I now move that we reconsider our action whereby we passed H. D. 520 to be engrossed.

The motion was agreed to, and the same Senator then offered Senate Amendment C and moved its adoption.

Mr. BUZZEIJ, of Oxford: Mr. President, may we have it read?

Mr. SMITH: I would say for the information of the Senator that it is simply to make plain the clause regarding exemption. There is some

question as to whether the exemption had to be made at the time of buying the gasoline or later to be collected from the treasury of the State. No change in principle.

Mr. BUZZELL: I withdraw my motion, Mr. President.

Senate Amendment C was adopted, and on further motion by Mr. Smith, the act was passed to be engrossed as amended by Senate Amendment C.

Mr. SMITH: Mr. President, I would inquire for information, does not the bond issue require a two-thirds vote, the issuing of bonds?

The PRESIDENT: The Chair will state that he does not think it does. If there is any question about it—

Mr. HINCKLEY: Mr. President, is it a resolve or a constitutional amendment?

The PRESIDENT: It is an Act.

Mr. HINCKLEY: Re-issuing bonds that have been retired?

The PRESIDENT: The Secretary will read.

(The Secretary reads)

On motion by Mr. Hinckley, further reading was dispensed with.

Mr. HINCKLEY: It is evident that the President is correct.

It is not a constitutional amendment but an Act and requires only a majority vote.

Mr. CARTER of Androscoggin: Mr. President, merely that the record may show the number of the vote re-issuing these bonds, I move that we have a division.

Mr. POWERS of Aroostook: Mr. President, the Senator from Cumberland moved that further reading of the bill be dispensed with. I am perfectly agreeable to that to save time, but I should like to have information as to whether or not this is a re-issue of bonds or a new issue?

Mr. SMITH: It is a new issue of bonds.

Mr. POWERS: Would the Secretary read a few sentences farther?

(The Secretary reads)

On motion by Mr. Powers, further reading is dispensed with.

Mr. MAHER of Kennebec: Mr. President, in order to keep the record right, I move we reconsider the vote whereby we passed this bill to be enacted, S. D. 198.

The motion was agreed to.

Mr. MAHER: I now move, Mr.

President, that the act be passed to be enacted and ask for a division.

A sufficient number having arisen a division was called for.

The PRESIDENT: All those in favor of the enactment of an Act to provide for an issue of state highway and bridge bonds, will rise and stand until counted.

Those opposed will rise and stand until counted.

Twenty-five voting in the affirmative and none in the negative, the bill passed to be enacted.

On motion by Mr. Hinckley of Cumberland, the Senate voted to take a recess, subject to the call of the President.

#### (AFTER RECESS)

Mr. CARTER of Androscoggin: Mr. President, I would like to ask through the Chair, of the Senator from Cumberland, Senator Hinckley, who tabled S. D. 327 this morning, in recognition of courtesy, if he is now ready to take that document from the table as per agreement in this morning's session it was to be taken from the table after recess.

The PRESIDENT: The Senator from Cumberland, Senator Hinckley, can answer if he desires.

Mr. HINCKLEY of Cumberland: Mr. President, I do not desire to take it from the table at this time.

Mr. CARTER: Mr. President, I now move that Senate Document No. 327 be taken from the table.

Mr. HINCKLEY: Mr. President, I rise to a point of order.

The PRESIDENT: The Senator from Cumberland, Senator Hinckley, may state his point of order.

Mr. HINCKLEY: Under the order passed by this Senate all matters come off automatically the next day, and it is now on the table and under no rule, unless under suspension of the rules, can be taken off at this time.

The PRESIDENT: The Chair will rule that in the Senate on February 17th 1925, it was

"Ordered, that on Wednesday of each week under 'orders of the day' all matters placed upon the table and unassigned during the preceding week shall be taken up without motion and disposed of in the order in which they are placed upon the table".

That order later was done away with by this order of April 2nd 1925:

"Ordered, that all matters tabled be taken from the table at the next session".

That is the order under which we are working, and that order says that they shall be taken from the table at the next session. That does not mean that they may not be taken from the table sooner. The Chair so rules.

Mr. HINCKLEY: The Chair rules that if a matter is tabled by a member under that rule, that some other member may take it off before the time fixed by the order, except by suspension of the rules?

The PRESIDENT: Yes

Mr. HINCKLEY: That is rather interesting.

The PRESIDENT: It is not only interesting, but it is information. The Chair is ready to entertain a motion.

Mr. CARTER: Mr. President, I therefore move that we take from the table Senate Document No. 327.

Mr. HINCKLEY: And I state, Mr. President, that I tabled it this morning and desire it to remain on the table for the present.

The PRESIDENT: The Chair understands that. Does the Senator from Androscoggin, Senator Carter, make a motion?

Mr. CARTER: I move, Mr. President that we take from the table Senate Document No. 327.

Mr. POWERS of Aroostook: Mr. President, for information I should like to ask if this was not tabled under an agreement that it should come up after recess?

The PRESIDENT: The Chair so understands it.

Mr. HINCKLEY: Mr. President, I said when I was asked, probably after recess. I now say that I desire it to remain longer.

The PRESIDENT: The Senator from Androscoggin, Senator Carter, moves that Senate Document 327 be taken from the table. Is this the pleasure of the Senate? It is a vote unless doubted.

Mr. HINCKLEY: Mr. President, I doubt the vote and I call for a division.

The PRESIDENT: All those in favor of taking Senate Document 327 from the table will rise and stand until counted.

A division was had.

The PRESIDENT: On the motion to take from the table S. D. 327, seven have voted for and fifteen against. So the motion is lost.

Mr. CARTER: Mr. President, I would like to inquire through the Chair if the Senator from Cumberland, Senator Hinckley, wishes to state any time at which this matter, S. D. 327, which he agreed to have taken off after recess, if he wishes to state any time that he will take it off.

The PRESIDENT: The Chair will state that the Senator from Cumberland, Senator Hinckley, does not have to answer unless he so desires. Of course, it will come off automatically in the morning.

Mr. HINCKLEY: Mr. President, I am always glad to answer. I do not wish to state any particular time.

Mr. CARTER: Mr. President, I should like to inquire through the Chair, if the Senator from Cumberland, Senator Hinckley, desires to state the purpose for which he is keeping S. D. 327 on the table.

Mr. HINCKLEY: I have stated, Mr. President, already that for personal reasons I have tabled it. I desire it to remain tabled, and do not care to discuss the matter any more at this time.

The PRESIDENT: Are there any further matters to come before the Senate at this time?

Under suspension of the rules, the following acts were introduced out of order:

By Mr. WADSWORTH of Kennebec, An Act to appropriate moneys for the expenditures of the Government and for other purposes for the year from July 1, 1925 to June 30, 1926.

On motion by Mr. Wadsworth, the bill was given its first reading, and on further motions by the same Senator under suspension of the rules, was given its second reading and passed to be engrossed.

By Mr. WADSWORTH of Kennebec, An Act to appropriate moneys for the expenditure of the Government and for other purposes for the year from July 1, 1926 to June 30, 1927.

On motion by Mr. Wadsworth, the bill was given its first reading, and on further motions by the same Senator, under suspension of the rules, was given its second reading and passed to be engrossed.

Mr. MAHER of Kennebec, presented out of order, the following order, and moved its passage.

ORDERED, that the Rev. Arthur

Jones of Winthrop Center be invited to offer prayer in the Senate Chamber tomorrow morning.

The order was given a passage.

On motion by Mr. Chalmers of Penobscot, S. D. 180, Resolve in favor of the Maine School for Feeble Minded, for additions and improvements, was taken from the table, and on further motion by the same Senator was indefinitely postponed.

On motion by Mr. Holley of Somerset, the Senate voted to take a short recess, subject to the call of the President.

#### After Recess

Senate called to order by the President.

From the House:

ORDERED, the Senate concurring, that a Joint Committee consisting of two members on the part of the Senate, and three members on the part of the House, be appointed, which committee shall give consideration to the report of the general bridge survey conducted by the State highway commission as directed by the 81st Legislature, and shall report to the 83rd Legislature its recommendations for a future policy for bridge maintenance, construction and reconstruction.

In the House, read and passed.

In the Senate, passed in concurrence.

Report of the Committee of Conference, on An Act to Create a State Athletic Commission for the supervision and regulation of boxing and wrestling (S. D. 302), reporting that the House recede and concur with the Senate.

Which report was accepted in the Senate, April 10.

In the House, the report was indefinitely postponed in non-concurrence.

In the Senate: Tabled on motion by Mr. Lane of Androscoggin.

#### Passed to be Enacted

An Act Relating to Corporations. (H. P. 1305)

#### Finally Passed

Resolve, in Favor of the Reformatory for Women for Maintenance and Other Purposes. (S. P. 84)

#### Emergency Measure

An Act to Provide for an Issue of State Highway and Bridge Bonds. (H. D. 535)

Mr. SMITH of Somerset: Mr. President, I would like to offer an amendment and I presume the proper motion is to move to reconsider our action whereby this act was passed to be engrossed.

The PRESIDENT: The Chair will state that is correct.

Mr. SMITH: I make that motion, Mr. President.

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

Mr. BARWISE of Penobscot: May we have the amendment read?

The Secretary read the amendment, as follows:

Senate Amendment A to House Document 535 entitled An Act to provide for an issue of State highway and bridge bonds.

Amend said document by adding the following:

"Sec. 5. The treasurer of State shall set aside and retain out of any bond issue which may be authorized under a proposed amendment to the constitution of the State submitted to the people by the 82nd Legislature, bonds to an amount equal to the bonds reissued pursuant to this act; and the bonds so set aside and retained shall be used by said treasurer to exchange for or purchase, and retire, the bonds reissued under this act, subject to the approval of the governor and council.

Sec. 6. In view of the emergency set forth in the preamble this act shall take effect when approved.

And further amend said bill by striking out the word "twenty-seven" in lines fourteen and fifteen of section 3 thereof and substituting for said word "twenty-seven" the word "twenty-six."

On motion by Mr. Allen of York, the bill with the amendment were tabled.

Mr. CARTER of Androscoggin: Mr. President, I rise to a point of personal privilege. In the session just previous to this and prior to the recess, I think the accuracy of my statement of a certain matter in reference to the tabling this morning of S. D. 327 might possibly have



been questioned. I would now like to read into the record an excerpt from the report of the official Senate stenographer, which is as follows:

"An Act to amend section 32 of chapter 97 of the Revised Statutes relating to mills and dams. (S. D. 327)

(Tabled on motion by Mr. Hinckley of Cumberland.)

Mr. CARTER of Androscoggin: I would like to ask the Senator how long or for what purpose?

Mr. HINCKLEY: We will undoubtedly recess in a few minutes, and after recess I will take the matter up again."

Mr. HINCKLEY: Mr. President, I always want to keep faith and intend to with my colleagues. I had in mind that I said possibly this afternoon or after recess, and in order to keep absolute faith with my colleague, I move that it be taken from the table.

The motion was agreed to.

Mr. HINCKLEY: Now, Mr. President, I move that it be retabled.

Mr. CARTER: Mr. President, I would like to offer an amendment to that motion that it be tabled to a time certain, at eight o'clock tonight, and in support of my amendment I would like to say this, that Senate Document No. 327 is draft B, as returned by report C of the judiciary committee. In this matter involved there were three reports. The Senator from Cumberland, Senator Hinckley, as chairman of the judiciary committee, signed the report "ought not to pass". Representative Wing of Auburn and a representative from Portland, Mr. Nichols signed the report B which carried with it new draft A which was the so-called amendment to the mill act in toto. Report C, signed by the Senator from Aroostook, Senator Hussey and one of the representatives from Aroostook, Representative Hamilton, was new draft B; that yesterday, on motion of the Senator from Cumberland, Senator Hinckley, who abandoned his position on the majority report "ought not to pass" for reasons which he set forth and explained at the time, which were in the nature of a compromise, and moved the acceptance of Senate report C which carried with it new draft B. Whereupon I obtained the floor and stating my reasons for the

abandonment of my position on the bill calling for an amendment of the mill act, which I had introduced into this body early in the year, for the harmony and for the protection of the state I agreed to support, and urged the passage of the new draft B. Following this, the Senator from Aroostook, Senator Hussey, spoke in favor of his own new draft B, and if my recollection serves me right the compromise measure so-called passed the Senate without a dissenting vote.

If my information is correct—I was not present in the House at the time, so I am speaking from information gathered in the corridors, that this morning, this same new draft B, which was the compromise measure, passed the House without a dissenting vote. It was engrossed; it was enacted in the House, and came over to this body at one of the earlier sessions. At this earlier session the matter was tabled by Mr. Hinckley under the agreement or statement by him that it would be removed and taken up by him immediately after that particular recess which was then following in a few minutes. There was no reason given at either or any time for the purpose of tabling this bill, which has passed both branches without a dissenting vote; no purpose of offering an amendment; no purpose of doing anything in any way changing this bill. What his purpose is is left entirely to conjecture, and whether or not the Senators, as far as this record is concerned, whether or not the members of this Senate are cognizant of his real purpose in delaying this piece of legislation, or what he purposes to accomplish by it, I do not know. But here we are, with a possibility of adjourning not tonight, but with a possibility of adjourning tomorrow, with, it seems to me, the use of parliamentary procedure and rules of this Senate, or whatever it may be, in delaying legislation absolutely without cause or warrant or purpose, at least no purpose stated in this Senate.

I therefore urge every Senator to vote for my amendment to this retabling of Senator Hinckley's, that it be retabled until eight o'clock this evening, a time special and certain.

Mr. HINCKLEY: Mr. President, not only speaking for myself, I have stated that I wished as a personal privilege to have it stay on the table

until to-morrow morning, but I may now add to my own desire the desire of the Senator from Aroostook, Senator Hussey, who specially asked me before he left this building about ten minutes ago, that if this matter—and referring also to one or two other matters—came up in any way, that he desired it to be retabled until to-morrow morning; and he further informed me that he was leaving for the purpose of going to a physician to take treatment because his condition of health is very poor at this time, and he did not believe that after the treatment he received he would be able to get back here this evening, although he was not sure; and for that additional reason I certainly hope that the amendment will not prevail.

Mr. CARTER: Mr. President, with all due respect and courtesy to my colleague, the Senator from Aroostook, Senator Hussey, who is suffering from some sort of ailment for which he needs treatment, and which he has gone to get, I would say in reference to this particular matter that the Senator from Aroostook, Senator Hussey, cannot be harmed in any way. It is a matter of his bill, his draft, that he signed the report on, that he urged the passage of, which has had a passage through both branches of this legislature, without a dissenting vote, and up to enactment, and all that is remaining to be done is the enactment of his bill in the exact form in which he drew it, and I think we show no discourtesy to the Senator from Aroostook, Senator Hussey, in any way while he is ill, and while he is under treatment, in advancing legislation introduced by him in the very form in which he introduced it, and which has been passed by both branches of this legislature, without a dissenting vote.

Mr. HINCKLEY: Mr. President, I am not going to attempt to read the mind of the Senator from Aroostook, Senator Hussey. I do know that as a matter of record on this particular amendment—or I mean the amendment which is in mind, not in the mind of the Senator from Androscoggin, Senator Carter, but his conception of what should be done—I do know that when the motion was made this afternoon to table, he voted against it, thereby indicating that he desired it to remain on the table, and his special

request that if the matter came up he desired it to continue on the table until to-morrow morning.

Mr. CARTER: Mr. President, I would say in reply to that that the Senator from Aroostook, Senator Hussey, in the hallway immediately after the vote said to me that he was under a misapprehension as to what was said this morning at the time of the original tabling of it, and he was under the apprehension that in the remark of the Senator from Cumberland, Senator Hinckley, the word "probably" was used. I have read to you an excerpt from the report of the Senate Reporter, and the word "probably" was not there. Therefore, by a corollary reasoning which is perfectly logical, Senator Hussey would not have voted to table the bill had he been properly informed of exactly what the remarks of the Senator from Cumberland, Senator Hinckley, were at the time the bill was originally tabled.

Mr. HINCKLEY: Mr. President, just one more word—

The PRESIDENT: That makes four or five times, does it not?

Mr. HINCKLEY: Mr. President, I am giving my word to this Senate that the Senator from Aroostook, Senator Hussey, within a few moments told me of this matter, and he also mentioned one or two other matters, but he desired to have it tabled until to-morrow morning, and I trust that the Senator from Aroostook, Senator Hussey, will be with us to-morrow morning, and at that time he will verify the message to the Senate?

The PRESIDENT: Is the Senate ready for the question? The pending question is on the motion of the Senator from Androscoggin, Senator Carter, to amend the motion of the Senator from Cumberland, Senator Hinckley, who moves to retable this matter, Senator Carter moving to retable it until eight o'clock this evening. Is it a vote to retable this matter until eight o'clock this evening? It is a vote unless doubted.

Mr. HINCKLEY: Mr. President, I doubt the vote.

The PRESIDENT: All those in favor of retabling this matter until eight o'clock this evening will say aye; those opposed no.

A viva voce vote being doubted by the Chair.

The PRESIDENT: All those in

favor of retabing this matter until eight o'clock this evening will rise and stand until cued.

A division being had, eight voted in favor and twelve against.

So the amendment was lost.

The PRESIDENT: Is it the pleasure to retable this matter?

The motion was agreed to.

From the House: Report of the committee of conference on the disagreeing action of the two branches of the Legislature on bill, An Act, relating to a bridge between Orr's Island and Bailey's Island, H. D. 168, reporting that they have been unable to agree.

This came from the House read and accepted.

The report of the conference committee was accepted by the Senate in concurrence.

The PRESIDENT: If there are no other matters to be taken up at this time the Chair would suggest that we recess until 7.45, in accordance with an understanding and agreement with the House.

Mr. ALLEN of York: Mr. President, I make that motion, that the Senate take a recess until 7.45 this evening.

The motion was agreed to.

#### After Recess

Senate called to order by the President.

Mr. CARTER of Androscoggin: Mr. President, might I ask if there is any regular journal or order of business at this session, or are all matters before us? I have a motion to make, if I am in order, under orders of the day.

The PRESIDENT: We are proceeding now under reports of the committee on ways and bridges as our regular journal.

Mr. Smith, from the committee on ways and bridges, presented report of that committee on the following resolves, that they ought not to pass:

Resolve in aid of the repairing and rebuilding of a road in Albion. (H. P. No. 827)

Resolve in favor of Pushaw Bridge in the town of Alton. (H. P. No. 355)

Resolve in favor of the town of Buckfield. (H. P. No. 359)

Resolve in aid of the repairing and rebuilding of a road in Bancroft. (H. P. No. 818)

Resolve in favor of bridge between Boothbay Harbor and Southport. (H. P. No. 165)

Resolve in aid of the repairing and rebuilding of a road in Brooks. (H. P. No. 568)

Resolve in favor of city of Belfast, Waldo County, for the purpose of repairing a roadway. (H. P. No. 428)

Resolve in aid of repairing and rebuilding a road in Brunswick. (H. P. No. 667)

Resolve appropriating money for the construction of a road at Mere Point in the town of Brunswick. (H. P. No. 398)

Resolve in favor of the Buxton Road. (H. P. No. 424)

Resolve appropriating money to aid in building a road in the town of South Berwick. (H. P. No. 586)

Resolve in favor of the Pool Road. (H. P. No. 582)

Resolve in favor of the town of Buxton. (H. P. No. 656)

Resolve in favor of the city of Calais to aid in repairing International Metal Bridge between the City of Calais, Maine, and St. Stephen, New Brunswick (H. P. No. 833)

Resolve in favor of the town of Charlotte to aid in repairing a Road (H. P. No. 135)

Resolve in favor of the town of Castine for the repairing and rebuilding of a Road (H. P. No. 647)

Resolve for a Road in the town of Crawford (S. P. No. 206)

Resolve in favor of Road in the town of Carmel. (H. P. No. 213)

Resolve in favor of the town of Casco for Road work. (H. P. No. 134)

Resolve in favor of the town of Dennysville, Washington County. (H. P. No. 660)

Resolve in favor of the town of Dennysville for repairing and maintaining the "Back Road" so-called. (H. P. No. 472).

Resolve for repairs on Bridge across Mattawamkeag River in the town of Drew, Penobscot County. (H. P. No. 396)

Resolve for aid in repairing a Road in the town of Fairfield. (H. P. No. 811)

Resolve in favor of town of Fairfield for aid in repairing the Ridge Road. (H. P. No. 352)

Resolve for the construction and repair of Road in the town of Franklin. (S. P. No. 249)

Resolve in favor of Road in the town of Freedom. (H. P. No. 276)

Resolve for appropriation for construction of Highway from Durham town line to home of John Beers in Freeport. (S. P. No. 210)

Resolve in favor of the town of Gilead for repair of Road across Wild River. (H. P. No. 33)

Resolve in favor of the town of Gilead in Oxford County for repair of Road on north side of Androscoggin River. (H. P. No. 32)

Resolve in favor of the town of Greenbush. (H. P. No. 419)

Resolve in aid of the repairing and rebuilding of a Road in Gouldsboro. (H. P. No. 823)

Resolve in favor of Kimball Bridge in the town of Gorham. (H. P. No. 427)

Resolve in favor of the City of Hallowell to aid in the construction of the State Highway therein. (S. P. No. 258)

Resolve in favor of the town of Hollis. (H. P. No. 662)

Resolve in favor of appropriating money for a Road in the town of Knox. (H. P. No. 345)

Resolve in favor of Old Mill Bridge in the town of Kittery, York County. (H. P. No. 657)

Resolve in aid of repairing and rebuilding of a Road in Leeds. (H. P. No. 358)

Resolve appropriating money for a Road in the town of Liberty. (H. P. No. 343)

Resolve in favor of Lambert Lake Plantation for repair and improvement of Road. (H. P. No. 645)

Resolve appropriating money for the construction of a new highway leading from the Milton Road, so-called, to the Pond Bridge Road, along the shore of North East Pond, in the town of Lebanon. (H. P. No. 651)

Resolve in favor of the town of Moscow for aid in repair of Road. (H. P. No. 35)

Resolve in favor of the town of Milbridge to assist the town in repairing the Highway beginning at the Cherryfield town line in the town of Milbridge east from Cambells Hill, so-called, in the town of Cherryfield, and extending in an easterly direction to the town line of Harrington. (H. P. No. 394)

Resolve in favor of the city of Old Town and the town of Milford. (H. P. No. 420)

Resolve in aid of the repairing and

rebuilding of a Road in Newport. (H. P. No. 564)

Resolve in favor of Meeting House Bridge in the town of Newfield. (H. P. No. 281)

Resolve in aid of the repair and maintenance of a Road in Phippsburg. (H. P. No. 810)

Resolve in aid of repairing and rebuilding of a Road in Prentiss. (H. P. No. 821)

Resolve for repair of Road in town of Prentiss. (H. P. No. 506)

Resolve appropriating money for improvement of Road in the town of Parkman. (H. P. No. 423)

Resolve for the improvement of a Road in Rangeley. (H. P. No. 652)

Resolve in aid of the repair and alteration of a Road in Rome. (H. P. No. 422)

Resolve in favor of the town of Smyrna for Road leading from Timoney Lake across the Bangor and Aroostook Railroad to the State Highway. (H. P. No. 348)

Resolve in aid of the repairing and rebuilding of a Road in Sidney. (H. P. No. 392)

Resolve in favor of Mill Bridge over Stetson Stream in the town of Stetson, Penobscot County. (H. P. No. 653)

Resolve in favor of the town of Scarborough. (H. P. No. 421)

Resolve in favor of the town of Standish for the repair and construction of a Road. (H. P. No. 354)

Resolve in aid of repair and improvement of a Road in Surry. (H. P. No. 575)

Resolve in favor of Meeting House Bridge in the town of Shapleigh. (H. P. No. 282)

Resolve in favor of a Road in Township No. 10, Hancock County. (S. P. No. 255)

Resolve appropriating money for the repair and maintenance of Highway in Township A, Range 7. (H. P. No. 130)

Resolve in favor of town of Unity for a Road. (H. P. No. 224)

Resolve to assist the town of Whitefield in repairing Road leading from the Chelsea Town Line to the Catholic Church in said Whitefield. (H. P. No. 815)

Resolve in favor of Road in the town of Wesley. (H. P. No. 80)

Resolve in favor of the city of Westbrook for Road construction. (H. P. No. 272)

Resolve in favor of the town of Waterboro. (H. P. No. 663)

Resolve appropriating money to aid in the completion of a Highway in the town of York. (H. P. No. 353)

Resolve appropriating money to aid in grading and surfacing with gravel a Highway in the town of York. (H. P. No. 215)

Report was read and accepted and sent down for concurrence.

The same Senator, from the same committee, presented report of that committee on the following resolves:

Report of the Committee on Ways and Bridges on the following Resolves:

Resolve in favor of the town of Avon. (S. P. No. 252)

Resolve in aid of the repair and improvement of the main town road in the town of Arrowsic. (H. P. No. 147)

Resolve in favor of the town of Anson for road from North Anson to Embden Pond. (S. P. No. 118)

Resolve to aid the town of Alexander in building road. (S. P. No. 86)

Resolve to aid the town of Abbot in rebuilding a portion of the Kingsbury Road, so-called. (H. P. No. 76)

Resolve in favor of the town of Anson for road purposes. (S. P. No. 117)

Resolve appropriating money for a road in the town of Appleton. (H. P. No. 577)

Resolve in favor of the town of Berwick for a road. (H. P. No. 664)

Resolve appropriating money to aid in the permanent improvement of the Mere Point Road so-called, in the town of Brunswick. (H. P. No. 397)

Resolve in favor of the town of Belgrade to repair a bridge. (S. P. No. 286)

Resolve in favor of road in the town of Benton. (H. P. No. 286)

Resolve appropriating money to aid in repairing and constructing road in the town of Bristol, Lincoln County. (H. P. No. 576)

Resolve in favor of the town of Bethel. (H. P. No. 36)

Resolve in favor of the town of Brownfield. (S. P. No. 119)

Resolve in favor of the town of Brownville for repair of road. (H. P. No. 341)

Resolve in favor of the town of Bowdoinham. (H. P. No. 230)

Resolve in favor of the town of Brooks for a road. (H. P. No. 226)

Resolve in aid of the repairing and improving of a road in Bluehill. (H. P. No. 570)

Resolve in favor of the town of Brooklin to aid in repair of a road. (H. P. No. 646)

Resolve in aid of the repairing and rebuilding of a road in Bar Harbor. (H. P. No. 471)

Resolve in aid of the constructing, repairing and maintaining of a road in Bridgton. (H. P. No. 668)

Resolve in favor of assisting in building two bridges in Bluehill. (H. P. No. 571)

Resolve to aid the towns of Cornish and Limerick in repairing a road. (H. P. No. 459)

Resolve in favor of Codyville Plantation. (H. P. No. 278)

Resolve in favor of appropriating \$3000.00 for road known as South Limestone Road in the Town of Caribou from Central Madawaska Steel Bridge to the South Limestone Road in Limestone. (H. P. No. 150)

Resolve in favor of the town of Chesterville to aid in building a road. (H. P. No. 357)

Resolve in favor of road in the town of Chelsea. (H. P. No. 291)

Resolve in favor of the town of Cushing. (S. P. No. 67)

Resolve in favor of the town of Canton. (H. P. No. 51)

Resolve appropriating money for road around Chick's Hill in the town of Clifton. (H. P. No. 222)

Resolve in favor of the town of Cornville. (S. P. No. 62)

Resolve in favor of the town of Canaan to repair a road. (S. P. No. 64)

Resolve in favor of the town of Charlotte to aid in repairing the Lake Road. (S. P. No. 87)

Resolve in favor of the town of Dayton for road construction. (H. P. No. 216)

Resolve appropriating money to aid in the completion of a road in the town of Durham. (H. P. No. 228)

Resolve in favor of the town of Dresden. (H. P. No. 277)

Resolve for construction of a Ferry Boat for the Dresden-Richmond Ferry. (H. P. No. 270)

Resolve in favor of the town of Dresden. (S. P. No. 253)

Resolve in aid of the repairing and rebuilding of a road in Dixmont. (H. P. No. 830)

Resolve in favor of road building

in the town of Dexter. (H. P. No. 649)

Resolve in favor of the town of Sangerville and Dover-Foxcroft. (H. P. No. 77)

Resolve in favor of the town of Danforth. (H. P. No. 279)

Resolve in favor of the town of East Livermore. (H. P. No. 461)

Resolve appropriating money for roads in the town of Eddington. (H. P. No. 220)

Resolve in favor of the town of Etna. (H. P. No. 475)

Resolve in favor of the town of Embden for road purposes. (S. P. No. 116)

Resolve in favor of the trustees of the bridge between East Machias and Machiasport. (H. P. No. 458)

Resolve for the completion, the construction and improvement of the highway in the town of Edgecomb, Boothbay and Boothbay Harbor, between the State Highway as now travelled near the residence of George Huff to Boothbay Harbor Village. (H. P. No. 347)

Resolve appropriating money for repair, construction and extension of the approaches at Eggemoggin Ferry. (S. P. No. 257)

Resolve in favor of the city of Ellsworth. (H. P. No. 572)

Resolve in favor of the town of Freedom. (H. P. No. 229)

Resolve in favor of Seavey Bridge in the town of Frankfort. (H. P. No. 53)

Resolve in favor of the town of Fryeburg, Oxford County for a road. (S. P. No. 99)

Resolve for the repair of the "Valley Road" in Freeman. (H. P. No. 360)

Resolve for the repair and rebuilding of the Foster Hill Road in Freeman. (H. P. No. 23)

Resolve in favor of the towns of Frenchville and St. Agatha, Aroostook County. (H. P. No. 86)

Resolve to appropriate the sum of \$20,000 to aid in the construction of a concrete bridge across Martin Stream so-called, in the town of Fairfield. (H. P. No. 644)

Resolve for the improvement of certain roads in the town of Georgetown. (H. P. No. 83)

Resolve in favor of the town of Glenburn to aid in building the "Ohio Street Road". (H. P. No. 658)

Resolve for repairing highway in the town of Garland. (H. P. No. 342)

Resolve in favor of the town of

Greene for building a road on a Star Mail Route. (H. P. No. 217)

Resolve in favor of a road in Gorham. (H. P. No. 426)

Resolve in favor of the town of Gouldsboro for road construction. (H. P. No. 142)

Resolve in favor of the town of Hampden to aid in building a road. (H. P. No. 659)

Resolve in favor of the town of Hermon to aid in building the so-called "Swett Road". (H. P. No. 661)

Resolve in aid of the repairing and rebuilding of a road in Holden. (H. P. No. 831)

Resolve in favor of road in the town of Harmony. (H. P. No. 78)

Resolve in favor of the town of Harrington to aid in repairing road in said Town. (S. P. No. 146)

Resolve in aid of the rebuilding and repairing of a road in Haynesville. (H. P. No. 467)

Resolve in favor of the town of Hebron for appropriating money to aid in building a road. (H. P. No. 393)

Resolve in favor of a road in the town of Hancock, Maine. (H. P. No. 84)

Resolve in favor of Jerusalem for a road on highway leading from North New Portland to Stratton. (H. P. No. 808)

Resolve providing for permanent improvements of the road in Jerusalem Township, Franklin County, Maine. (H. P. No. 37)

Resolve in favor of bridge in the town of Kingman. (H. P. No. 11)

Resolve in favor of Kossuth Plantation, Washington County. (H. P. No. 350)

Resolve appropriating money for repair of Road in town of Kennebunk. (H. P. No. 167)

Resolve appropriating money to aid in repair of a road in the Town of Kennebunk. (H. P. No. 133)

Resolve in favor of the Town of Lyman for Road Construction. (S. P. No. 65)

Resolve in aid of the repairing and rebuilding of a road in Lovell. (S. P. No. 251)

Resolve in favor of the Town of Lincoln for aid to highways. (H. P. No. 52)

Resolve in aid of the repairing and rebuilding of a road in Litchfield. (H. P. No. 812)

Resolve in aid of repairing of a road in Little Squaw Mountain Township. (S. P. No. 145)

Resolve to aid the Town of Milbridge in repairing the road leading from Milbridge direct to Harrington. (S. P. No. 147)

Resolve in favor of road in the Town of Marion. (H. P. No. 399)

Resolve in favor of road in the Town of Machiasport. (H. P. No. 283)

Resolve in favor of the Town of Morrill. (H. P. No. 655)

Resolve in favor of town of Madison for the repair of a road. (S. P. No. 63)

Resolve in favor of Madison for road. (S. P. No. 61)

Resolve in favor of Town of Milo for repair of road. (H. P. No. 79)

Resolve in favor of road in the Town of Monson. (H. P. No. 30)

Resolve in favor of Road in the town of Mexico. (H. P. No. 275)

Resolve in favor of a Road in the town of Manchester. (H. P. No. 654)

Resolve in aid of the repairing and rebuilding of a Road in Monmouth. (H. P. No. 813)

Resolve appropriating money for a Road in the town of Montville. (H. P. No. 344)

Resolve in favor of town of Monroe for a Road. (H. P. No. 225)

Resolve in favor of the town of Masardis for repair and painting the Aroostook Bridge across the Aroostook River in said town. (H. P. No. 349)

Resolve in favor of Tucker Bridge in Moro Plantation Aroostook County. (H. P. No. 580)

Resolve in favor of the town of Mount Desert, County of Hancock, and State of Maine. (S. P. No. 68)

Resolve in favor of the town of Norridgewock for repair and reconstruction of Road. (H. P. No. 666)

Resolve in favor of the town of New Portland for aid in repair and construction of a Road. (H. P. No. 34)

Resolve in favor of Road in the town of Newburg. (H. P. No. 274)

Resolve in favor of the towns of Newcastle and Jefferson. (S. P. No. 269)

Resolve in favor of a Road in North Berwick. (H. P. No. 650)

Resolve in aid of the repairing and rebuilding of a Road in Newfield. (H. P. No. 826)

Resolve in favor of the town of Norway for resurfacing and general repair of the "Lake Road" in said town. (H. P. No. 218)

Resolve in aid of the repairing and

rebuilding of a Road in Otis. (S. P. No. 252)

Resolve appropriating money to aid in the construction of a Road in the town of Oakland. (H. P. No. 82)

Resolve in favor of the inhabitants of Oxford County to repair Road to the south arm of Richardson Lake. (H. P. No. 169)

Resolve in favor of the town of Otisfield for Road work. (H. P. No. 139)

Resolve in favor of the town of Pembroke to aid in repairing a Road. (H. P. No. 137)

Resolve to aid the town of Perry in improving and repairing a road. (H. P. No. 136)

Resolve in favor of the town of Prospect. (H. P. No. 476)

Resolve in favor of the town of Palmyra for repair of Road. (H. P. No. 214)

Resolve appropriating money for a road in Pittsfield. (H. P. No. 39)

Resolve in aid of the repair and improvement of the main town road in the town of Phippsburg known as the Small Point Road. (H. P. No. 148)

Resolve in favor of the town of Phippsburg. (H. P. No. 395)

Resolve in aid of the repair and maintenance of a road in Phippsburg. (H. P. No. 809)

Resolve for an appropriation for rebuilding the unimproved section of the Weld Road in the town of Phillips. (S. P. No. 25)

Resolve in favor of the town of Peru. (H. P. No. 834)

Resolve in favor of repairing road in town of Prentiss. (H. P. No. 505)

Resolve in favor of the town of Paris for repair of road. (H. P. No. 391)

Resolve in favor of appropriating four thousand dollars for Reach Road in the town of Presque Isle. (H. P. 132)

Resolve in aid of the repair and improvement of the town road in the town of Phippsburg from Ashdale to Sebasco. (H. P. No. 145)

Resolve in favor of road in the town of Plymouth. (H. P. No. 273)

Resolve in favor of the town of Penobscot to aid in the repair of a road. (H. P. No. 469)

Resolve in aid of rebuilding and resurfacing of a road in Reed Plantation. (H. P. No. 468)

Resolve for a road in the town of Robinston. (S. P. No. 256)

Resolve in favor of Walker Brook

Bridge in the town of Roxbury. (H. P. No. 565)

Resolve in favor of the town of Readfield. (H. P. No. 829)

Resolve in aid of repairing and rebuilding of a road in Raymond. (H. P. No. 814)

Resolve for reconstructing a road in the town of Sedgwick. (H. P. No. 566)

Resolve in aid of repair and improvement of a road in Surry. (H. P. No. 574)

Resolve in favor of the town of Sullivan for road construction. (H. P. No. 141)

Resolve in favor of the town of Somerville. (S. P. No. 207)

Resolve in favor of a road in the town of Southport. (H. P. No. 138)

Resolve in favor of the town of Sumner. (H. P. No. 54)

Resolve appropriating money to aid in the construction of a road in the town of Stetson. (H. P. No. 140)

Resolve in favor of road in town of Searsmont. (H. P. No. 221)

Resolve in favor of the town of Searsport. (H. P. No. 477)

Resolve in aid of the repairing and rebuilding of a road in Swanville. (H. P. No. 569)

Resolve in favor of the town of Steuben to assist the town in repairing and improving the State aid road running from Steuben Village to Unionville Station. (H. P. No. 356)

Resolve in favor of the Perry road. (H. P. No. 425)

Resolve in favor of road in the town of St. Albans. (H. P. No. 38)

Resolve in favor of the town of Skowhegan to repair a road. (S. P. No. 60)

Resolve in aid of rebuilding Young's Bridge, so-called, in the town of Surry. (H. P. No. 573)

Resolve in favor of North Turner Bridge in the town of Turner. (H. P. No. 578)

Resolve in favor of town of Thorn-dike for a road. (H. P. No. 227)

Resolve in favor of the town of Troy for a road. (H. P. No. 299)

Resolve in favor of the town of Prescott to aid in building a road. (H. P. No. 131)

Resolve in favor of Pembroke Bridge and York Bridge in Township No. 31, M. D., Washington County. (S. P. No. 23) (S. Doc. No. 17)

Resolve in favor of Bridges across Northeast Brook and Canoe Brook

in Township No. 29, M. D., Washington County. (S. P. No. 24) (S. Doc. No. 18)

Resolve in favor of Township 9, Range 2, and 1, Range 3, Washington County. (H. P. No. 351)

Resolve in favor of the West Ridge Road, in Township No. 14, Washington County. (H. P. No. 473)

Resolve in favor of a road in Township No. 14, Washington County. (H. P. No. 474)

Resolve in favor of Toddy Pond Bridge in the town of Orland. (H. P. No. 648)

Resolve appropriating money to aid in the construction of a road in the town of Union. (H. P. No. 284)

Resolve in aid of the repairing and rebuilding of a road in Unity. (H. P. No. 567)

Resolve in favor of the town of Verona to aid in the repair of road. (H. P. No. 470)

Resolve in aid of repairing and altering a road in Vassalboro. (S. P. No. 250)

Resolve appropriating money for repair of Highway in the town of Vinalhaven. (H. P. No. 460)

Resolve in aid of the repairing and rebuilding of a road in Winter Harbor. (H. P. No. 822)

Resolve appropriating money to aid in the construction of a road in the town of Woolwich. (H. P. 581)

Resolve in favor of road in the town of Whitneyville. (H. P. No. 81)

Resolve in favor of repairing road in town of Winterport. (H. P. No. 168)

Resolve in favor of the town of Waldo for a road. (H. P. 298)

Resolve in aid of the repair and improvement of the main town road in the town of West Bath known as the Sabino Road. (H. P. No. 144)

Resolve in aid of the repair and improvement of the town road in the town of West Bath known as the Foster's Point Road. (H. P. No. 129)

Resolve in aid of the River Road, so-called, in the town of Woolwich. (H. P. No. 340)

Resolve in aid of the repair and improvement of the road within the limits of Birch Point Village Corporation running from the Small Point Road in the town of West Bath to the New Meadows River. (H. P. No. 146)

Resolve in favor of Birch Point Village Corporation to reimburse it



for money expended on the Campbell's Pond Road in the town of West Bath. (H. P. No. 143)

Resolve in favor of road in the town of Woodstock. (H. P. No. 280)

Resolve in favor of the town of Waterford for construction and repair of road from Bridgton to South Waterford. (H. P. No. 219)

Resolve for an appropriation for rebuilding and repairing the North Vassalboro road in the town of Winslow. (H. P. No. 271)

Resolve in aid of the repair of the road from Sears Corner in Winthrop to the Wayne town line. (H. P. 149)

Resolve in aid of the repairing and rebuilding of a road in Weston. (H. P. No. 466)

Resolve in aid of the repairing and rebuilding of a road in Washburn. (H. P. No. 828)

Resolve in favor of road in Washington Plantation. (H. P. No. 212)

Resolve in aid of the repairing and rebuilding of a road in Wales. (H. P. No. 361)

Resolve in favor of a road in Wallagrass Plantation. (H. P. No. 151)

Resolve appropriating money to aid in building a road in Winterville Plantation, Aroostook County. (H. P. No. 36)

Resolve appropriating money for the purpose of reconstructing the Charles Chase Littlefield Road, so-called, in the town of Wells. (H. P. No. 296)

Resolve appropriating money to aid in the construction of a road in the town of Warren. (H. P. No. 166)

Resolve appropriating money to aid in the construction of a road in the town of Washington. (H. P. No. 285)

Resolve in aid of the Shore Road, so-called, in the town of Westport. (H. P. No. 346)

Resolve in favor of road in the town of Waldoboro. (S. P. No. 144)

Resolve in favor of the town of Whitefield. (S. P. No. 208)

Resolve in favor of the Pond Road in the town of West Gardiner. (H. P. No. 465)

Reporting the same in a new draft, under the title of Resolve, for the construction, maintenance and repair of roads, bridges and ferries, (S. P. 676), and that the same ought to pass.

The report was accepted, and the resolve was given its first reading.

On motion by Mr. Smith of Somerset, under suspension of the rules,

the resolve was given its second reading and passed to be engrossed.

### Final Report

Mr. Smith, from the committee on ways and bridges, submitted its final report, having acted on all matters referred to it.

The report was accepted.

Mr. CARTER of Androscoggin: Mr. President, I would like to inquire through the Chair if the Senator from Cumberland, Senator Hinckley, desires now to take Senate Document 327 from the table, as I notice that the Senator from Aroostook, Senator Hussey, on whose account he tabled the matter before dinner is now present.

The PRESIDENT: The Senator from Cumberland, Senator Hinckley, may answer if he so desires.

Mr. HINCKLEY of Cumberland: Mr. President, I dislike to have the Senate being run by the Governor of the State of Maine, and this request, though being voiced by the Senator from Androscoggin, Senator Carter, who is acting as the mouth-piece of the Governor—

The PRESIDENT: The Chair hopes the Senator from Cumberland, Senator Hinckley, will proceed with caution.

Mr. HINCKLEY: I am, Mr. President.

Mr. CARTER: Mr. President, my question being unanswered, I now move that Senate Document No. 327 be now taken from the table; and I wish to call to the attention of the Senate that we are approaching what should be the last days of the session, with our work nearly done, and that in the early days of the session, feeling that it was for the best interest of the State of Maine, I introduced a bill. This bill has lived through the committee reports until a few days ago, after being many weeks in the committee, out of it has grown what is now known as S. D. 327, which has passed through this legislature without a dissenting vote, and for no reason except a personal one, and I think from the remarks of the Senator from Cumberland, Senator Hinckley, the Senate might draw their inference as to what that personal reason is—has been delayed, and by that delay is unwarrantably delaying the legislation of this Senate. It is my bill,

or the outgrowth of a bill which I introduced, which without a dissenting vote before us and delayed by one man who is now delaying and obstructing the work of this Senate in my judgment; and I reiterate my motion to take Senate Document 327 from the table, and I shall ask that the vote be taken by a yea and nay vote.

Mr. HINCKLEY: Mr. President, the members of this Senate, of course, will vote as they desire on this matter. I have asked, and the matter has come up three different times and has been voted upon by the Senate, and it has been understood that it was to remain on the table until to-morrow morning. Under these circumstances I feel that it should. I realize that at every recess we have had the Senator from Androscoggin, Senator Carter, has consulted with the Governor. I realize that pressure has been brought to bear on several members of this legislature in regard to this matter—

Mr POWERS of Aroostook: Mr. President, I rise to a point of order.

The PRESIDENT: The Senator from Aroostook, Senator Powers, will state his point of order.

Mr. POWERS: Mr. President, it is out of order to comment upon any co-ordinate branch of the government, or rather any co-ordinate branch of the Legislature in any manner that reflects upon their motive, or that they are influencing us.

The PRESIDENT: Does the Senator from Aroostook, Senator Powers, desire a ruling?

Mr. POWERS: Mr. President, I suggest that the Senator from Cumberland, Senator Hinckley, is out of order in saying that the Executive Department is undertaking to influence the Legislature.

The PRESIDENT: Does the Senator from Aroostook, Senator Powers, desire a ruling?

Mr. POWERS: He does, Mr. President.

The PRESIDENT: The Chair will be obliged to so rule.

Mr. HINCKLEY: Mr. President, I presume I have the right to state the situation in regard to the matter.

The PRESIDENT: You certainly do, without impugning the motives of anyone.

Mr. HINCKLEY: I am not impugning the motives. I am simply stating a fact that is known by ev-

erybody, and I am not impugning the motive of the Governor, because the Governor has a right, a perfect right to discuss this matter with members of the Legislature, and I am simply stating that acting within that right of discussion he has been doing it and urging them to have this matter come from the table to-day and be acted upon. Now that is the situation that we have been given to understand by the telegrams that have come in here that veto messages are going to come to us—they haven't come to us as yet; I assume that they will come to us soon; and I assume that it is an honest endeavor on the part of the Senator to clear the books of everything he is interested in before these matters come in. Now that is perfectly proper and laudable on his part if he can accomplish it. He is interested in particular measures, and this matter he is naturally interested in, because he drew the bill and presented it, although it bears no resemblance now to the bill which he introduced, his name is still attached to it, and I am not impugning his motives in endeavoring to get this matter or any other matters he is interested in under cover before the crisis comes. But it seems to me that members of this Legislature may be interested in this matter remaining on the table until to-morrow, and I certainly feel that way. I certainly am glad to join in asking for the yeas and nays.

The PRESIDENT: Is the Senate ready for the question?

Mr. MORRISON of Franklin: Mr. President, I move that we adjourn.

Mr. CARTER: Mr. President, that motion is out of order while the question is pending and a vote is in progress and about to be put.

The PRESIDENT: The Chair will so rule.

Mr. BARWISE of Penobscot: Mr. President, I would like to ask the Senator from Cumberland through the Chair if the import of his remarks is that he wants this bill to lie on the table for the purposes of jockeying? That is what I gather from it, that he wants it to lie here for the purpose of jockeying or trading. Is that a good excuse to give the Senate?

Mr. HINCKLEY: Mr. President, I will be very glad to reply to that. I do not know just what his term "jockeying" means. Those who have

served with me for some years know that I am not a jockeyer. I am generally outspoken and I move along on matters as I see proper. I do recognize the fact, and you all recognize the fact, that this particular bill is linked indelibly with the Quoddy project, made so by the Governor in his joint message to the Legislature taking up the question of transmitting power without the State and the general hydro-electric question, and it seems to me that this Senate, and I will say frankly that my specific purpose for wanting this on the table until tomorrow morning is to know what the Governor's position is in regard to Quoddy as co-related to this matter, and I have so stated frankly to the Governor that that was my purpose, and I think it is a very fair and proper one.

Mr. CARTER: Mr. President, I think I am right in calling to the attention of this Senate that if it is at least out of order in the Senate, in session, to discuss coercion or alleged coercion of other branches of the Government, it is very much out of order for this Senate to accede to the motions of the Senator from Cumberland, Senator Hinckley, which in fact uses this body and its votes as an attempt at alleged coercion upon the Executive.

The PRESIDENT: The Chair will rule without being asked to, for the purposes perhaps of future harmony, when a man is declared out of order he is supposed to sit down.

The question is on the motion of the Senator from Androscoggin, Senator Carter, who moves to take from the table, S. D. 327, An Act to amend section 32 of chapter 97 of the Revised Statutes relating to mills and dams. Is the Senate ready for the question.

Mr. CARTER: I request the yeas and nays.

A sufficient number having arisen, the yeas and nays were ordered.

The PRESIDENT: All those in favor of taking Senate Document 327, An Act to amend section 32 of Chapter 97 of the revised statutes, relating to mills and dams, from the table, will vote "yes," as their names are called; those opposed to taking this document from the table will vote "no."

The roll was called by the Secretary. Those voting "yes" were Senators Allen, Barwise, Bond, Buzzell,

Carter, Chalmers, Crafts, Cram, Lane, Lord, Powers, Roberts, Speirs, Walker—14; those voting "no" were Senators Anthoine, Carleton, Case, Foster, Hinckley, Hussey, Maher, Miner, Morrison, Phillips, Smith, Wadsworth—12; absent, Senators Clark, Holley, Perkins and Wilson—4.

So the motion was carried to take S. D. 327 from the table.

Mr. CARTER: Mr. President, I now inquire what the exact parliamentary situation of S. D. 327 is?

The PRESIDENT: Pending enactment.

Mr. CARTER: Mr. President, I now move that S. D. 327 be passed to be enacted.

Mr. BARWISE: Mr. President, I move that when the vote is taken it be taken by the yeas and nays.

A sufficient number not having arisen, the motion failed.

The pending question being on the motion that S. D. 327 pass to be enacted.

The motion was agreed to and the bill was enacted.

Mr. CARTER: I move that this act be sent to the Executive Chambers forthwith.

The motion was agreed to.

On motion by Mr. Allen of York, H. D. 535, An Act to provide for an issue of State highway and bridge bonds, was taken from the table, and the same Senator then moved that it pass to be enacted.

This bill carrying the emergency clause required the affirmative vote of two-thirds of the membership of the Senate on its passage to be enacted.

Twenty-three Senators voting in the affirmative and none opposed, the bill was passed to be enacted.

On motion by Mr. Hinckley of Cumberland, a Resolve appropriating money to pay claims allowed by the committee on claims was taken from the table, and on further motion by the same Senator was finally passed.

The PRESIDENT: The Chair will inform the Senate that there is a bill on its passage to be enacted in the other branch of the Legislature which will be here very soon, that we may take care of if the Senate will be at ease for a few minutes.

**Passed to be Enacted**

An Act to enable cities of over 35,000 to regulate and restrict the construction of buildings and the use of land by zoning ordinances.

The PRESIDENT: Are there any other matters. If not a motion to

adjourn, in keeping with the time that the House adjourns, until tomorrow morning at 9.30 will be in order.

On motion by Mr. Smith of Somerset,

Adjourned until tomorrow morning at 9.30 o'clock.