

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Fifth Legislature

OF THE

STATE OF MAINE

1931

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

SENATE

Wednesday, January 28, 1931.

Senate called to order by the President.

Prayer by the Rev. R. H. Moyle of Hallowell.

Journal of yesterday read and approved.

Papers from the House disposed of in concurrence.

Communication from the State Auditor

Communication from the State Auditor, transmitting report on certain deficiencies.

On motion by Mr. Spear of Cumberland the report was accepted, ordered placed on file, 500 copies ordered printed, and sent down for concurrence.

The following bills, resolves, petitions, etc. were received and on recommendation by the committee on reference of bills were referred to the following committees:

Appropriations and Financial Affairs

Mr. St. Clair of Knox: Resolve in favor of Knox Memorial, known as "Montpelier" at Thomaston, Maine, for maintenance. (S. P. 164)
Sent down for concurrence.

Banks and Banking

Mr. Crockett of York: An act to incorporate the Federal Employees Credit Union of Maine. (S. P. 165)
Sent down for concurrence.

Claims

Mr. McLean of Hancock: Resolve in favor of H. L. Smith of Manset. (S. P. 166)

Mr. Crockett of York: Resolve in favor of Leslie Meserve of Dayton. (S. P. 167)

Mr. Weymouth of Penobscot: Resolve in favor of Ralph Williams et als. (S. P. 168)

Mr. Weymouth of Penobscot: Resolve appropriating money to pay the claim of Parker W. Lovett estate against the State of Maine. (S. P. 169)

Mr. Southard of Kennebec: Resolve in favor of Harry B. Denison. (S. P. 170)

Mr. St. Clair of Knox: Resolve in favor of Ada B. Comstock, of Thomaston. (S. P. 171)

Mr. Boulter of York: Resolve in favor of Mrs. Minnie Shea, of Kittery. (S. P. 172)

Mr. Weymouth of Penobscot: Resolve in favor of Mrs. Gladys Malcolm. (S. P. 173)

Mr. Southard of Kennebec: Resolve in favor of the Frontier Water Company. (S. P. 174)

Mr. Weymouth of Penobscot: Resolve appropriating money to pay the claim of Leon A. Higgins against the State of Maine. (S. P. 175)

Mr. Bissett of Cumberland: Resolve in favor of Brown Brothers Hardware Co. of Gorham, for supplies and labor furnished for the Western State Normal School. (S. P. 176)

Mr. Greenleaf of Androscoggin: Resolve in favor of John T. Pratt. (S. P. 177)

Mr. Weymouth of Penobscot: Resolve appropriating money to pay the claim of Arthur Joseph Carter and Dora W. Carter against the State of Maine. (S. P. 178)

Mr. Weymouth of Penobscot: Resolve appropriating money to pay the claim of Hannah F. Carter against the State of Maine. (S. P. 179)

Mr. Wheeler of Oxford: Resolve in favor of Morton F. Garland. (S. P. 180)

Mr. Littlefield of York: Resolve in favor of Ernest H. Rhodes, of South Berwick, compensating him for damage and destruction of poultry by foxes. (S. P. 181)
Sent down for concurrence.

Education

Mr. Slocum of Cumberland: An act relating to the Superintendent of Schools in Harpswell. (S. P. 182)

Mr. Murchie of Washington: Resolve in favor of Washington Academy. (S. P. 183)
Sent down for concurrence.

Inland Fisheries and Game

Mr. Greenleaf of Androscoggin: Resolve in favor of screening Bear Pond. (S. P. 184)

Mr. Southard of Kennebec: An act relating to fishing in Long Lake Kennebec County. (S. P. 185)

Mr. St. Clair of Knox: Resolve in favor of Knox County Fish and Game Ass'n. to reimburse same for one half of expense of installing a screen at outlet of Lermonds Pond. (S. P. 186)

Mr. Wheeler of Oxford: Resolve to close a part of Lake Pennessewassee, in the town of Norway, Oxford County, to all fishing. (S. P. 187)

Mr. Weeks of Somerset: An act to regulate fishing in Moose Horn Lake, formerly known as Shaw pond, in Somerset county. (S. P. 188)

Sent down for concurrence.

Insane Hospitals

Mr. Farnsworth of Aroostook: Resolve in favor of the Bangor State Hospital. (S. P. 189)

Mr. Farnsworth of Aroostook: Resolve in favor of the Bangor State Hospital. (S. P. 190)

Sent down for concurrence.

Interior Waters

Mr. Southard of Kennebec: An act to provide a dam across Dead River. (S. P. 191)

(On motion by Mr. Southard of Kennebec, five hundred copies were ordered printed)

Mr. Page of Somerset: An act to amend and extend the charter of Kennebec Reservoir Company. (S. P. 192)

Sent down for concurrence.

Judiciary

Mr. Southard of Kennebec: An act providing for the enlistment of members of the State Highway Police. (S. P. 193)

Mr. Bishop of Lincoln: An act authorizing the County Commissioners of Lincoln county to transfer certain real estate. (S. P. 194)

Mr. St. Clair of Knox: An act to incorporate the Knox Water District. (S. P. 195)

(On motion by Mr. St. Clair of Knox, five hundred copies were ordered printed.)

Mr. Weatherbee of Penobscot: An act relating to the April term of the Superior Court for Penobscot county. (S. P. 196)

Mr. Weeks of Somerset: An act relating to the removal of unworthy attorneys. (S. P. 197)

Mr. Weeks of Somerset: An act to extend the charter granted to the Sandy River and Rangeley Lakes Railroad Company. (S. P. 198)

Mr. Southard of Kennebec: An act prohibiting the interruption of traffic for certain purposes. (S. P. 199)

Sent down for concurrence.

Mr. St. Clair of Knox: An act to legalize and make valid mar-

riages solemnized in the state by Justices of the Peace and Notaries Public residing in the state after chapter 82 of the Public Laws of 1929 became effective. (S. P. 200)

Five hundred copies ordered printed.

Sent down for concurrence.

Legal Affairs

Mr. Southard of Kennebec: An act changing the charter of the Fort Kent Water Company. (S. P. 201)

The same Senator: An act increasing the capital stock of the Frontier Water Company. (S. P. 202)

The same Senator: An act relating to the Seal Cove Water Company. (S. P. 203)

Mr. Boulter of York: An act to authorize York Harbor Village to appropriate money to improve a certain part of York river; also to appoint an Inspector of Buildings. (S. P. 204)

Mr. Weatherbee of Penobscot: An act to incorporate the town of Lincoln School District. (S. P. 205)

Mr. Southard of Kennebec: An act to incorporate Salem Stream Log Driving Company. (S. P. 206)

The same Senator: An act to incorporate Sandy River Log Driving Company. (S. P. 207)

The same Senator: An act to incorporate the Maine Heating Corporation. (S. P. 209)

Sent down for concurrence.

Mr. Holman of Franklin: An act to enable the county of Franklin to raise money by taxation for the promoting of the health of the citizens of said county. (S. P. 210)

Five hundred copies ordered printed.

Sent down for concurrence.

Mr. St. Clair of Knox: An act to incorporate the Blueberry Farm Water Company, at Camden, Maine. (S. P. 208)

Five hundred copies ordered printed.

Sent down for concurrence.

Library

Mr. Boulter of York: Resolve for the purchase of the history of York, Maine. (S. P. 212)

Mr. Crockett of York: Resolve for the purchase of "Maine Legislature 1820-1931." (S. P. 211)

Sent down for concurrence.

Pensions

Mrs. Carter of Androscoggin: Resolve providing for a state pension

for Olivette Sherburne of Lewiston. (S. P. 213)

The same Senator: Resolve providing for a state pension for Carl Newton of Lewiston. (S. P. 214)

The same Senator: Resolve providing for a state pension for Susie W. Morse of Auburn. (S. P. 215)

The same Senator: Resolve providing for a state pension for Nellie E. Turner of Auburn. (S. P. 216)

Mr. Weeks of Somerset: Resolve providing a state pension for Annie L. Goodwin. (S. P. 217)

Sent down for concurrence.

Public Health

Mr. Greenleaf of Androscoggin: An act relating to dental hygienist and appropriation and contributions for dental hygienist service, by towns, individuals and organizations. (S. P. 218)

Sent down for concurrence.

Salaries and Fees

Mr. Crosby of Penobscot: An act to increase the salary of the Judge of the Municipal Court of Dexter. (S. P. 219)

Mr. Aldrich of Sagadahoc: An act relating to compensation of County Attorney of Sagadahoc county. (S. P. 220)

The same Senator: An act relating to compensation of sheriff of Sagadahoc county. (S. P. 221)

Mr. Crosby of Penobscot: An act to provide for the appointment of a Recorder for the Municipal Court of Dexter. (S. P. 222)

Mr. Weymouth of Penobscot: An act relating to the salary of the Judge of the Newport Municipal Court. (S. P. 223)

Sent down for concurrence.

Sea and Shore Fisheries

Mr. Littlefield of York: An act relative to digging clams in the town of Kennebunk. (S. P. 224)

Mr. Spear of Cumberland: An act to prohibit the taking of clams in the shores or flats within the towns of Scarborough. (S. P. 225)

Mr. Aldrich of Sagadahoc: An act to protect cod in waters off the coast of Lincoln and Sagadahoc counties. (S. P. 226)

The same Senator: Petition of Earl Payson et als. (S. P. 227); petition of P. B. Savage et als. (S. P. 228); petition of Winston C. Brewer et als. (S. P. 229); and the petition of Warren A. Hume et als. (S. P. 230), in favor of same.

Sent down for concurrence.

State Lands and Forest Preservation

Mr. Weatherbee of Penobscot: Resolve authorizing the Forest Commissioner to convey a certain lot of land to Edmund B. Lapointe. (S. P. 231)

Sent down for concurrence.

State Sanatoriums

Mr. Kitchen of Aroostook: Resolve in favor of the Northern Maine Sanatorium. (S. P. 232)

Mr. Weeks of Somerset: Resolve in favor of the Central Maine Sanatorium for maintenance. (S. P. 233)

The same Senator: Resolve in favor of the Central Maine Sanatorium. (S. P. 234)

Mr. Weeks of Somerset: Resolve in favor of the Central Maine Sanatorium for the Construction and equipment of a schoolhouse. (S. P. 236)

Mr. Kitchen of Aroostook: Resolve in favor of the Northern Maine Sanatorium to provide adequate water supply. (S. P. 237)

Mr. Weeks of Somerset: Resolve in favor of the Central Maine Sanatorium for the enlargement of the nurses home. (S. P. 241)

Sent down for concurrence.

State School for Boys, State School for Girls and State Reformatories

Mr. Slocum of Cumberland: An act relating to the State School for Girls. (S. P. 235)

Mr. Bissett of Cumberland: Resolve in favor of State School for Boys. (S. P. 238)

Mr. Jackson of Cumberland: Resolve in favor of Pownall State School, for additions and improvements. (S. P. 239)

Mr. Slocum of Cumberland: An act relating to the State School for Boys. (S. P. 240)

Sent down for concurrence.

Towns

Mr. Towle of Kennebec: An act to set off that part of Dunn's Point located in the town of Rome to the town of Belgrade. (S. P. 242)

Mr. Farnsworth of Aroostook: An act to divide the town of Madawaska and to incorporate the towns of Madawaska and St. David. (S. P. 243)

Sent down for concurrence.

Ways and Bridges

Mr. Weymouth of Penobscot: An

act relating to a road in the town of Newport. (S. P. 244)

Mr. Murchie of Washington: An act to acquire the United States portion of the International Bridge at Baring in Washington county and to provide for its maintenance. (S. P. 245)

Mr. Leland of Piscataquis: An act relating to the construction of a road in the town of Guilford. (S. P. 246)

Mr. Murchie of Washington: Resolve in favor of the Lake road in the town of Charlotte, Washington county. (S. P. 247)

The same Senator: Resolve for the repair of the Ferry Point bridge, in Calais. (S. P. 248)

Mr. Wheeler of Oxford: Resolve in favor of the town of Paris. (S. P. 250)

Mr. Littlefield of York: Resolve in favor of the city of Biddeford. (S. P. 251)

The same Senator: Resolve in favor of the town of Lebanon. (S. P. 252)

Mr. Aldrich of Sagadahoc: Resolve to appropriate money to reimburse the Birch Point Village Corporation in the town of West Bath. (S. P. 253)

Mr. Leland of Piscataquis: An act to authorize the Treasurer of the State under the direction of the Governor and Council to issue bonds for state highway construction and reconstruction for the calendar year 1931. (S. P. 254)

Mr. Aldrich of Sagadahoc: Resolve in favor of the town of Topsam for the construction of a highway. (S. P. 255)

Mr. Greenleaf of Androscoggin: Resolve in favor of the town of Webster. (S. P. 256)

(On motion by Mr. Greenleaf of Androscoggin, tabled pending reference)

Mr. Murchie of Washington: An act to acquire the American portion of the International Bridge at Baring in Washington County and to provide for its maintenance. (S. P. 257)

Mr. Boulter of York: Resolve in favor of the town of Kittery. (S. P. 258)

Sent down for concurrence.

Mr. Leland of Piscataquis: An act to extend charter of Hinckley Development Company authorizing

construction of a scenic highway in Piscataquis County. (S. P. 259)

Five hundred copies ordered printed.

Sent down for concurrence.

Mr. Boulter of York: Petition of municipal officers and other citizens of the town of York asking aid in the reconstructing of the Old Post road in said town. (S. P. 260)

Sent down for concurrence.

Mr. Crockett of York: An act relating to the mill tax highway fund. (S. P. 261)

Five hundred copies ordered printed.

Sent down for concurrence.

Mr. Jackson of Cumberland: Resolve in favor of Rhoda M. Buxton compensating her for damages to property. (S. P. 262)

Mr. Aldrich of Sagadahoc: Resolve in favor of the town of Georgetown, known as the Sequinland road. (S. P. 263)

Mr. Aldrich of Sagadahoc: Resolve in favor of road in town of Woolwich. (S. P. 264)

Mr. Weeks of Somerset: Resolve in favor of the town of Fairfield. (S. P. 265)

Sent down for concurrence.

Orders of the Day

On motion by Mr. Wheeler of Oxford, the Senate voted to reconsider its action of yesterday whereby Resolve in favor of the Trustees of Hebron Academy (S. P. 137) was referred to the Committee on Education and upon further motion by the same Senator the resolve was referred to the Committee on Claims.

On motion by Mr. Aldrich of Sagadahoc, the Senate voted to take from the table An Act relating to taxation of billboards and outdoor advertising (L. D. 43), tabled by that Senator on January 22nd, pending reference.

Mr. ALDRICH of Sagadahoc: Mr. President, it concerns me considerably to find my action of the other day has caused considerable consternation. I express deep regret that anyone should have been caused any uneasiness by my tabling this and the following matter on the calendar. I am further impelled by the motion I am about to make, by reason of the bill of-

ferred this morning relating to unworthy attorneys, and I should be unwilling to place my learned brothers of either the judiciary or legal affairs committee so that they would come under the category that is included in the bill introduced and, therefore, out of deference to them and to others, I am pleased to make this motion that we concur with the House in referring this matter to the Committee on Taxation.

The motion prevailed.

On motion by Mr. Aldrich of Sagadahoc, the Senate voted to take from the table, An Act for the taxation for billboards and the regulation and control of outdoor advertising, (L. D. 44), tabled by that Senator on January 22nd, pending reference; and on further motion by the same Senator the bill was referred to the Committee on Taxation in concurrence.

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table, Resolve in favor of Dept. of the Maine G. A. R. (H. P. 46) tabled by that Senator on January 22nd, pending reference; and on further motion by the same Senator the resolve was referred to the Committee on Military Affairs in non-concurrence.

On motion by Mr. Slocum of Cumberland, the Senate voted to take from the table, An Act to amend the charter of the Portland Water District (S. P. 150), tabled by that Senator on January 27th, pending reference.

Mr. SLOCUM of Cumberland: Mr. President, this is purely a taxation matter and I move it be referred to the Committee on Taxation.

Mr. CROSBY of Penobscot: Mr. President, speaking for the Committee on Legal Affairs in the reference of this bill, I want to say

it was first thought that this bill had reference to our old friend dressed up in a new dress—a filter for the Portland Water Company, —the lovelife of the newt, colon, bacilli, and whatnot, and if it did concern the matter of a filter it was thought it should best go to the Committee on Legal Affairs for the reason that that committee is the most effective filter on bills that should pass and should not pass, with special reference to the latter, but upon investigation and discussion with the Senator from Cumberland, Senator Slocum, we find this is purely a matter of taxation and we have no objection to reference to that committee.

The PRESIDENT: The question is upon the motion of the Senator from Cumberland, Senator Slocum, that the bill be referred to the Committee on Taxation. Is it the pleasure of the Senate that the bill be so referred?

The motion prevailed.

Mr. SLOCUM of Cumberland: Mr. President, I move that An Act providing for the enlistment of members of the State Highway Police (S. P. 193), which was referred to the Committee on Judiciary earlier in today's session, lie upon the table. I have no objection to the reference. I think it is quite proper. I am simply suggesting that this lie on the table as a similar matter is coming along and it would expedite legislation to have it wait so that the two can go along together.

The PRESIDENT: The question is upon the motion of the Senator from Cumberland, Senator Slocum, that the bill be tabled pending consideration. Is this the pleasure of the Senate?

The motion prevailed.

On motion by Mr. Aldrich of Sagadahoc,

Adjourned until tomorrow morning at ten o'clock.