

# MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Seventh Legislature

OF THE

STATE OF MAINE

1935

KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE

**SENATE**

Tuesday, January 29, 1935.

Senate called to order by the President.

Prayer by the Rev. H. W. Brown of Gardiner.

Journal of Thursday, January 24, read and approved.

From the House:

Bill "An Act Relating to the Office of Sheriff." (S. P. 156) (L. D. 87)

(In the Senate on January 22 referred to the Committee on Legal Affairs.)

Came from the House referred to the Committee on Judiciary in non-concurrence.

In the Senate, on motion by Mr. Blaisdell of Hancock, that body voted to recede and concur with the House in the reference of the bill to the Committee on Judiciary.

Papers from the House disposed of in concurrence.

From the House:

Bill "An Act Relating to Hunting on Sunday." (H. P. 339) (L. D. 109)

In the House, referred to the Committee on Legal Affairs.

In the Senate, on motion by Mr. Schnurle of Cumberland, tabled pending reference in concurrence.

Additional papers from the House disposed of in concurrence.

**Communications**

Communication from the Secretary of State:

**STATE OF MAINE**

Department of State

January the twenty-fourth,  
Nineteen hundred thirty-five.

To the Honorable Senate of the Eighty-seventh Legislature of the State of Maine:

I have the honor to herewith transmit proposals of AN ACT Relating to the Use of the General Highway Fund, and to Prevent Diversion Thereof.

This measure is in accordance with the provisions of Section 18 of Article XXXI of the Constitution of the State of Maine. The measure is proposed by what is purported to be not less than 12,000 electors, namely 13,080, as shown by the sig-

natures. The date of filing was January 23, 1935.

Very respectfully yours,

LEWIS O. BARROWS,  
Secretary of State.

By

ROBINSON C. TOBEY,  
Deputy Secretary of State

(S. P. 204)

Which was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Bill "An Act Relating to the Use of the General Highway Fund, and to Prevent Diversion thereof." (I. B. No. 1)

Which was referred to the Committee on Ways and Bridges.

Sent down for concurrence.

Communication from the State Controller: Transmitting statement of expenditures by the members of the Governor's Council, also statement of expenditures from the Contingent Fund in detail; etc.

**STATE OF MAINE**

Department of Finance

Bureau of Accounts and Control  
Augusta

January 29, 1935.

To the Honorable Members of the Senate:

In compliance with the Order of January 23, 1935, I present herewith statement in detail of expenses of the members of the Governor's Council; statement of expenditures from the Contingent Fund in detail; statement of expenditures on account of Summer Visitors Day and State of Maine Concert.

In the Contingent Fund expenditures for the period January 1 to December 31, 1934, there is an item of \$2,363.41 which covers expenses incurred by the State Highway Garage during the year 1933 but was not paid until 1934.

Respectfully submitted,

WILLIAM A. RUNNELLS,  
State Controller.

Which was read and on motion by Mr. Fernald of Waldo was laid upon the table pending consideration.

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

### Appropriations and Financial Affairs

Mr. Jackson of Sagadahoc presented Bill "An Act in Relation to County Commissioners Making Temporary Loans." (S. P. 205)

The same Senator presented Bill "An Act Relating to Cities and Towns Refunding Indebtedness." (S. P. 206)

(500 copies of each ordered printed.)

Sent down for concurrence.

### Claims

Mr. Thatcher of Penobscot presented "Resolve Appropriating Money to Pay the Claim of Frank D. and Evelyn C. Goodwin of Hermon, Against the State of Maine." (S. P. 207)

Sent down for concurrence.

### Inland Fisheries and Game

Mr. Bartlett of Oxford presented "Resolve Relating to Beaver Trapping on Umbagog Lake." (S. P. 208)

The same Senator presented "Resolve Relating to Fishing in "B" Pond." (S. P. 209)

The same Senator presented "Resolve Relating to Beaver Trapping on the Magalloway River." (S. P. 210)

The same Senator presented "Resolve Relating to Fishing in Umbagog Lake." (S. P. 211)

Mr. Friend of Somerset presented "Resolve Relating to Fishing in Wentworth and Baker Ponds." (S. P. 212)

Sent down for concurrence.

### Judiciary

Mr. Fernald of Waldo presented Bill "An Act Relating to the Transfer of Real Estate by Devise." (S. P. 213)

Mr. Fernald of Waldo presented "Resolve Proposing an Amendment to the Constitution Abolishing the Governor's Council." (S. P. 214)

The same Senator presented Bill "An Act Relating to the Abolishment of the Governor's Council." (S. P. 215)

Mr. McDonald of Washington presented Bill "An Act to Permit National Forests in Maine." (S. P. 216)

(500 copies of each ordered printed.)

Sent down for concurrence.

### Legal Affairs

Mr. Ashby of Aroostook presented Bill "An Act Amending the Charter

of the Town of Fort Fairfield." (S. P. 217)

Miss Martin of Penobscot presented Bill "An Act amending section 2 of chapter 16 of the private and special laws of 1903 relating to Bangor and Aroostook railroad." (S. P. 218)

Mr. Cowen of Lincoln presented Bill "An Act relating to Deputy Sheriffs of Lincoln County." (S. P. 219)

The same Senator presented Bill "An Act Relating to Administration by non-residents." (S. P. 220)

Sent down for concurrence.

Mr. Harmon of Hancock presented Bill "An Act Relating to Hawkers and Peddlers." (S. P. 221)

Mr. Pinansky of Cumberland presented Bill "An Act to compel Parents to Contribute to Support of Neglected Children." (S. P. 222)

The same Senator presented Bill "An Act to Amend Section 380 of Chapter 1 of the Public Laws of 1933 Relating to Probation of Boys at State School for Boys." (S. P. 223)

Miss Martin of Penobscot presented Bill "An Act Relating to Publishing of Unsigned Communications." (S. P. 224)

Mr. Cowan of Lincoln presented Bill "An Act Relating to Recording of Maps, Charts, etc., in the Office of Register of Deeds." (S. P. 225)

(500 copies of each ordered printed.)

Sent down for concurrence.

### Library

Miss Martin of Penobscot presented "Resolve for the Purchase of Two Hundred Copies of 'A History of Banking in Maine, 1799-1930.'" (S. P. 226)

Sent down for concurrence.

### Pensions

Mr. Hussey of Kennebec presented "Resolve Providing for a State Pension for Bertha E. Prescott of Augusta." (S. P. 227)

Miss Martin of Penobscot presented "Resolve in Favor of Bertha L. Freeman" (S. P. 228)

### Salaries and Fees

Miss Martin of Penobscot presented Bill "An Act to amend Chapter 125 Section 46 of the Revised Statutes Relating to Clerk Hire in Penobscot County." (S. P. 229)

(On motion by Miss Martin of Penobscot, tabled pending reference.)

Mr. Fernald of Waldo presented Bill "An Act Relating to the Salary

of the Clerks of Courts for Waldo County." (S. P. 230)  
(500 copies ordered printed.)  
Sent down for concurrence.

**Taxation**

Mr. Cowan of Lincoln presented Bill "An Act to Amend Sec. 14, Chapter 13, of the Revised Statutes, relating to Personal Estate, taxable where Owner Resides." (S. P. 231)  
(500 copies ordered printed.)  
Sent down for concurrence.

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

Mr. Pinansky of Cumberland presented Bill "An Act to Amend Section 386 of Chapter 1 of the Public Laws of 1933 Relating to Girls at State School for Girls." (S. P. 232)  
(500 copies ordered printed.)  
Sent down for concurrence.

**Ways and Bridges**

Mr. Fernald of Waldo presented by request Bill "An Act Relating to Snow Removal on R. F. D. Routes." (S. P. 233)  
(500 copies ordered printed.)  
Sent down for concurrence.

**Reports of Committees**

Mr. Burns from the Committee on Judiciary on Bill "An Act Relating to Private Detectives" (S. P. 93) (L. D. 18) reported that the same ought not to pass.

Mr. Burkett of Cumberland from the same Committee on Bill "An Act Permitting the Louis Lipsitz Estate to Sue the State for Recovery of Succession Tax Assessed and Paid under Law Held by United State Supreme Court to be Unconstitutional." (S. P. 49) reported that the same ought not to pass.

The same Senator from the same committee on Bill "An Act Creating the Office of Registrar of Motor Vehicles." (S. P. 16) (L. D. 1) reported that the same ought not to pass.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Burkett from the Committee on Judiciary on Bill "An Act Authorizing the Adjutant-General to Grant a Permit to the New England Telephone and Telegraph Co. at Camp Keyes." (S. P. 92) reported that the same ought to pass.

Mr. Burns from the Committee on Judiciary on Bill "An Act to Extend the Charter of the Quebec Extension Railway Company" (S. P.

88) reported that the same ought to pass.

Which reports were severally read and accepted and the bills laid upon the table pending printing under the joint rules.

**Passed to be Engrossed**

"An Act to Amend the Law Relating to Industrial Banks Investments" (S. P. 173) (L. D. 95)  
Sent down for concurrence.

**Orders of the Day**

On motion by Mr. Ashby of Aroostook, the Senate voted to take from the table, An Act relating to fees of jurors (H. P. 314) (L. D. 75), tabled on January 24th by that Senator pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Salaries and Fees in concurrence.

On motion by Mr. Ashby of Aroostook, the Senate voted to take from the table, An Act relating to certain implements and devices prohibited in fishing (S. P. 189), tabled on January 24th by that Senator pending reference; and on further motion by the same Senator the bill was referred to the Committee on Inland Fisheries and Game.

Sent down for concurrence.

On motion by Mr. Friend of Somerset, the Senate voted to take from the table, An Act relating to rebate on gasoline tax to lobster fishermen (H. P. 288) (L. D. 70), tabled on January 24th by that Senator pending reference in concurrence; and on further motion by the same Senator the bill was referred to the Committee on Taxation in non-concurrence.

Sent down for concurrence.

The PRESIDENT: The Chair wishes to state that he has received from the wife of the late Senator from Androscoggin, Senator Weeks, a letter which he will ask the Secretary to read, not for the record but for the information of the Senate.

(The Secretary read the letter).

The PRESIDENT: The Chair at this time wishes to call the attention of the Senate, although he

does not think it is so much necessary in the Senate, to the fact that the time for the introduction of special and private legislation expires at four o'clock this coming Thursday. The Chair hopes that it will not be necessary to have the rules suspended and that all mat-

ters in which the Senators are interested will be properly placed before us at that time.

On motion by Mr. McDonald of Washington,

Adjourned, until tomorrow morning at ten o'clock.