

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

Legislative Record

OF THE

Eighty-Seventh Legislature

OF THE

STATE OF MAINE

1935

KENNEBEC JOURNAL COMPANY  
AUGUSTA, MAINE

**SENATE**

Tuesday, February 5, 1935.

Senate called to order by the President.

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

Journal of Thursday, January 31st, read and approved.

Papers from the House disposed of in concurrence.

**House Bill in First Reading**

"An Act to Extend the Charter Granted to the Sandy River and Rangeley Lakes Railroad Company." (H. P. 63) (L. D. 152)

Communication from the Department of Finance:

**STATE OF MAINE**

Department of Finance

Bureau of Accounts and Control,  
Augusta.

February 5, 1935.

To the Honorable Members of the Senate:

I am enclosing summary of detail of the expenditures made from the Contingent Fund; Summer Visitors' Day; State of Maine Concert; and the expenditures made by the members of the Governor's Council, as requested by Senator Fernald.

Respectfully submitted,

W. A. RUNNELLS,

State Controller.

Which communication was read and accepted and placed on file.

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

**Agriculture**

Mr. Hussey of Kennebec presented Bill "An Act Relating to the Duties and Functions of the Maine State Pomological Society." (S. P. 319)

(500 copies ordered printed.)

Sent down for concurrence.

**Appropriations and Financial Affairs**

The same Senator presented "Resolve to Appropriate Funds for the Purchase of Land from the City of Augusta to be added to the State

Aviation Field at Augusta." (S. P. 352)

Sent down for concurrence.

Mr. Carl of York presented "Resolve relating to Celebration of the Three Hundredth Anniversary of the Beginning of York County." (S. P. 320)

(500 copies ordered printed.)

Sent down for concurrence.

**Claims**

Mr. Pinansky of Cumberland presented "Resolve in Favor of Ethel M. Parker, of Portland." (S. P. 322)

Mr. Fernald of York presented "Resolve to Reimburse the City of Saco for Support of Joseph Robida, Having No Known Settlement in the State." (S. P. 323)

Miss Martin of Penobscot presented "Resolve to Reimburse the City of Bangor for Support of Persons Having No Settlement in the State." (S. P. 324)

Mr. Pillsbury of Kennebec presented "Resolve in Favor of Edwin T. Clifford." (S. P. 325)

Sent down for concurrence.

**Counties**

Mr. Fernald of Waldo presented "Resolve in Favor of a Committee to Study County Government." (S. P. 353)

(500 copies ordered printed.)

Sent down for concurrence.

**Inland Fisheries and Game**

Mr. Friend of Somerset presented "Resolve Relative to Fishing in the Kennebec River." (S. P. 326)

Mr. Hussey of Kennebec presented Bill "An Act Relating to the Trapping Season in the Southern Counties." (S. P. 351)

Sent down for concurrence.

**Education**

Mr. Jackson of Sagadahoc presented "Resolve Granting Teacher's Pension to Frederick R. Chapman, of Bath." (S. P. 365)

Sent down for concurrence.

**Judiciary**

Miss Martin of Penobscot presented Bill "An Act Creating a State System of Public Employment Offices." (S. P. 327)

Mr. Bartlett of Oxford presented Bill "An Act Relating to Zone Registrations." (S. P. 328)

Mr. Fernald of Waldo presented Bill "An Act Transferring the Powers and Duties of the Treasurer of State to Other State Officers." (S. P. 329)

The same Senator presented "Resolve Proposing an Amendment to the Constitution Abolishing the Office of Treasurer of State." (S. P. 330)

The same Senator presented "Resolve Proposing an Amendment to the Constitution Increasing the Limit of Municipal Indebtedness." (S. P. 355)

Mr. Burkett of Cumberland presented Bill "An Act Creating the Portland Public Improvement Commission." (S. P. 331)

(500 copies of each ordered printed.)

Sent down for concurrence.

#### Legal Affairs

Mr. Bartlett of Oxford presented Bill "An Act to Ratify and Confirm the Organization of Bingham Associates' Fund and to Increase its Powers." (S. P. 333)

Sent down for concurrence.

Mr. Hussey of Kennebec presented Bill "An Act to Provide for Licenses and Permits for Outdoor Advertising." (S. P. 334)

The same Senator presented Bill "An Act Relating to Clerks of the Judicial Courts." (S. P. 356)

Mr. Pinansky of Cumberland presented Bill "An Act Relating to the Recordation of Births." (S. P. 332)

(500 copies of each ordered printed.)

Sent down for concurrence.

Mr. Pinansky of Cumberland presented "Resolve in favor of the First National Bank of Portland." (S. P. 321)

Mr. PINANSKY of Cumberland: Mr. President, by error I suggested that this resolve be referred to the Committee on Claims. May I at this time make a suggestion that it be referred to the Committee on Legal Affairs, if it is proper at this time to do so. It was an error on my part that the suggestion of the other committee was made. There is a legal question involved, I understand.

Thereupon, the resolve was referred to the Committee on Legal Affairs, and five hundred copies ordered printed.

Sent down for concurrence.

#### Military Affairs

Mr. Burkett of Cumberland presented Bill "An Act Relating to Games of Sport on Armistice Day." (S. P. 357)

(So referred on motion by Mr. Burkett of Cumberland.)

Sent down for concurrence.

#### Mercantile Affairs and Insurance

The same Senator presented Bill "An Act Relating to Group Insurance." (S. P. 354)

(500 copies ordered printed.)

Sent down for concurrence.

#### Pensions

Mr. Hussey of Kennebec presented "Resolve in Favor of Marion Cobb Fuller, of Augusta." (S. P. 335)

The same Senator presented "Resolve Providing for a State Pension for Annie Peterson, of Augusta." (S. P. 336)

The same Senator presented "Resolve Providing for an Increase in State Pension for Reuel W. Robinson, of Sidney." (S. P. 337)

The same Senator presented "Resolve Providing for a State Pension for Ethel M. Brown, of Augusta." (S. P. 338)

The same Senator presented "Resolve Providing for a State Pension for Bessie Carroll, of Augusta." (S. P. 339)

The same Senator presented "Resolve Providing a State Pension for Daniel F. Bartlett of Augusta." (S. P. 358)

The same Senator presented "Resolve Providing a State Pension for Annie E. Wilton of Augusta." (S. P. 359)

The same Senator presented "Resolve Providing a State Pension for Annie Kimball Turner of Augusta." (S. P. 360)

The same Senator presented "Resolve Providing a State Pension for Elizabeth B. Reynolds of Augusta." (S. P. 361)

The same Senator presented "Resolve Providing a State Pension for Leroy S. Kimball of Augusta." (S. P. 362)

The same Senator presented "Resolve Providing a State Pension for Alma Dora Gardiner of Augusta." (S. P. 363)

The same Senator presented "Resolve Providing a State Pension for Fred H. Merrill of Weeks Mills." (S. P. 364)

Mr. Blanchard of Franklin presented Resolve providing for a pension for Leone E. Kelley of Wilton. (S. P. 340)

Mr. Cowan of Lincoln presented Resolve providing for a State pension for Louisa J. Lovell, of Damariscotta. (S. P. 341)

Mr. Fernald of Waldo presented Resolve providing for a State pension for Mrs. George D. Mahoney, of Belfast. (S. P. 342)

Mr. Harmon of Hancock presented Resolve to repeal the State pension of Lot Edmund Whitman of Jay. (S. P. 343)

Miss Martin of Penobscot presented Resolve in favor of James D. Shelters of North Bucksport, (S. P. 344)

Mr. McDonald of Washington presented Resolve providing for a State pension for Augustus Davis of Machias. (S. P. 345)

Mr. Bodge of Kennebec presented Resolve in favor of Winslow B. Libby, of Augusta. (S. P. 366)

The same Senator presented Resolve in favor of a pension for Mary B. Smith of Augusta. (S. P. 367)

Sent down for concurrence.

Mr. FERNALD of Waldo: Mr. President, may I inquire the reference of items number 21 and 22 on the Calendar (S. P. 334 and S. P. 356)? What committee were those bills referred to?

The PRESIDENT: The Chair will state for the information of the Senator from Waldo (Senator Fernald) that both matters were referred to the Committee on Legal Affairs.

Mr. FERNALD: I would like to move, Mr. President, that we reconsider our action whereby Senate Paper 356, An Act relating to Clerks of the Judicial Courts, was referred to the Committee on Legal Affairs and that this bill be referred to the Committee on Judiciary. For the information of the Senate I will give as my reason the fact that another bill covering the same identical proposition, or a similar proposition, is already before the Committee on Judiciary and I believe it would save the time of this body to consider matters of the same nature together rather than to refer them to different committees.

Thereupon, the Senate voted to reconsider its action taken earlier in today's session whereby bill, An Act relating to clerks of the Judicial Courts (S. P. 356) was referred to the Committee on Legal Affairs; and on further motion by the same Senator the bill was referred to the Committee on Judiciary.

Sent down for concurrence.

On motion by Mr. Hussey of Kennebec, the Senate voted to reconsider its action taken earlier in today's session whereby bill, An

Act to provide for licenses and permits for outdoor advertising (S. P. 334) was referred to the Committee on Legal Affairs; and on further motion by the same Senator the bill was laid upon the table pending reference.

#### State Lands and Forest Preservations

Mr. Burns of Aroostook presented Resolve relative to the sale of Half Moon Island in Grand Lake. (S. P. 346)

Sent down for concurrence.

#### Temperance

Mr. Pillsbury of Kennebec presented Bill an act relating to licenses for wholesalers in malt beverages. (S. P. 347)

(So referred on motion of Mr. Bissett of Cumberland)

(500 copies ordered printed)  
Sent down for concurrence.

#### Ways and Bridges

Mr. Hathaway of Piscataquis presented Resolve in favor of the town of Williamsburg. (S. P. 348)

Mr. Cowan of Lincoln presented Resolve in favor of the town of Jefferson. (S. P. 349)

Mr. Blaisdell of Hancock presented Resolve in favor of town of Gouldsboro. (S. P. 350)

Mr. Blanchard of Franklin presented Resolve in favor of Perkins Plantation. (S. P. 368)

The same Senator presented Resolve in favor of the town of New Sharon. (S. P. 369)

The same Senator presented Resolve in favor of Washington Plantation. (S. P. 370)

Mr. Jackson of Sagadahoc presented Resolve in favor of the city of Bath. (S. P. 371)

Mr. Bartlett of Oxford presented Resolve in favor of the town of Hanover. (S. P. 372)

Sent down for concurrence.

Mr. Cowan of Lincoln presented Bill "An Act to Provide for the Building of a Highway Bridge Across the Sheepscot River between the Towns of Wiscasset and Westport." (S. P. 373)

(500 copies ordered printed.)

Sent down for concurrence.

The same Senator presented Bill "An Act Relating to Construction and Maintenance of Bridges on State Highways, State Aid Highways, and Third Class Highways." (S. P. 374)

(1,000 copies ordered printed.)

Sent down for concurrence.

**Taxation**

Mr. Harmon of Hancock presented Bill "An Act Relating to Licenses for Retail Stores." (S. P. 375) (500 copies ordered printed.)  
Sent down for concurrence.

**Orders**

On motion by Mr. Fernald of Waldo, it was

ORDERED, that five hundred additional copies of Bill "An Act to Define and Limit the Jurisdiction of Courts Sitting in Equity, and for Other Purposes." (S. P. 243) (L. D. 216) be printed.

On motion by Mr. Carll of York, it was

ORDERED. The House concurring that a committee consisting of seven members of the 87th Legislature be appointed, three of whom shall be Senators appointed by the President of the Senate and four of whom shall be members of the House of Representatives appointed by the Speaker of the House, which said Committee shall assist the people of the County of York and any officers of said County or committees appointed for the purpose of arranging for and holding a fitting celebration in said County of York during the year 1936 of the three hundredth anniversary of the organization of York County. Said members shall serve without compensation and any expenses incurred by them as members of the Committee shall be paid to them from the contingent fund of the State. (S. P. 376)

Thereupon, the President appointed as members of such committee on the part of the Senate: the Senator from York, Senator Carll, the Senator from Cumberland, Senator Burkett, and the Senator from Hancock, Senator Blaisdell.

Sent down for concurrence.

**Bills in First Reading**

Bill "An Act to Correct Technical Errors in Various Laws." (S. P. 316) (L. D. 268)

**Reports of Committees**

Mr. Blaisdell from the Committee on Legal Affairs on Bill "An Act Relating to Special Election of Legislators." (S. P. 50) reported that the same ought not to pass.

Mr. Hussey from the Committee

on Appropriations and Financial Affairs on Bill "An Act to Assure a Balanced Budget." (S. P. 79) reported that legislation thereon is inexpedient.

The same Senator from the same Committee on Bill "An Act to Provide Flexibility in the Handling of State Revenues and Expenditures During the Period of the Present State Cash Stringency." (S. P. 80) reported that legislation thereon is inexpedient.

Mr. Harmon from the Committee on Pensions on "Resolve in Favor of Pension to Erma S. Anderson of Augusta." (S. P. 64) reported that the same ought not to pass as matter is taken care of in another resolve.

Mr. Jackson from the same Committee on "Resolve Providing for a State Pension for Rose M. Charlesworth of Portland." (S. P. 84) reported that the same ought not to pass, as it is covered by other legislation.

The same Senator from the same Committee on "Petition of Harold D. Kaler and 29 others in Favor of a Soldier's Pension for Will Howard of Union." (S. P. 72) reported that the same be indefinitely postponed.

Which reports were severally read and accepted.

Sent down for concurrence.

Mr. Burkett from the Committee on Pensions on "Petition of Fred W. Libby and 9 others in Favor of Pension for Emma Anderson." (S. P. 74) reported that the same be placed on file.

Which report was read and accepted.

Sent down for concurrence.

Mr. Burns from the Committee on Judiciary on Bill "An Act Granting Preference to Maine Bidders." (S. P. 113) (L. D. 24) reported that the same ought to pass.

(On motion by Mr. Burkett of Cumberland, tabled pending acceptance of the report.)

**Passed to be Engrossed**

Bill "An Act Authorizing the Adjutant-General to Grant a Permit to the New England Telephone and Telegraph Company at Camp Keyes." (S. P. 92) (L. D. 182)

Bill "An Act to Extend the Charter of the Quebec Extension Railway Company." (S. P. 88) (L. D. 183)

Sent down for concurrence.

**Orders of the Day**

The **PRESIDENT**: The Chair might at this time call the attention of the Senate to the fact that the expiration of the time for receiving any bill or resolve expires this coming Thursday at four P. M. and trusts that it will not be necessary to break the rule.

The Chair has been in conference with the Speaker of the House and it seems probable that this week, with the consent of the Senate and

House we will adjourn on Thursday to reconvene Tuesday morning at ten o'clock. The Chair gives that information so that the chairmen of the various committees may act accordingly in arranging committee hearings for next week.

---

On motion by Mr. Thatcher of Penobscot,

Adjourned, until tomorrow morning at ten o'clock.