

MAINE STATE LEGISLATURE

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Legislative Record

OF THE

Eighty-Ninth Legislature

OF THE

STATE OF MAINE

1939

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

HOUSE

Wednesday, January 4, 1939.

In convention of the members-elect of the Eighty-ninth Legislature.

This day being the day designated by the Constitution of the State for the meeting of the Eighty-ninth Legislature, the members-elect of the House of Representatives assembled in the hall of the House of Representatives at ten o'clock A. M., and were called to order by Harvey R. Pease, Clerk of the House of 1937.

Prayer was offered by the Rev. Dr. McWhorter of Augusta.

A communication was received from the Secretary of State transmitting a certified roll of the Representatives-elect of the Eighty-ninth Legislature.

On motion by Mr. McGlaulin of Portland, the communication was ordered placed on file.

The certified roll of Representatives-elect was called by the Clerk, 151 responding to the call, and a quorum was found to be present.

On motion by Mr. Bird of Rockland, that gentleman and Messrs. Douglass of Gorham, Eddy of Bangor, Goss of Poland, Jewett of Ripley, Buzzell of Belfast and Burgess of Rumford, were appointed a committee to wait upon the Governor and inform him that a quorum of the members-elect of the House of Representatives had assembled in the hall of the House and to request his attendance to administer to them the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Mr. Bird subsequently reported that the committee had discharged the duty assigned it, and that the Governor was pleased to say that he would forthwith attend upon the Representatives-elect for the purpose of administering to them the oaths required by the Constitution.

The report of the committee was accepted.

Thereupon, the Governor, attended by his Council, came in and administered to the members-elect, and they subscribed the oaths required by the Constitution to qualify them to discharge their official duties.

Governor Barrows then addressed the House as follows:

Members of the House of the Eighty-Ninth Legislature:

I have the honor to cordially welcome you to the Capital City of Maine. I hope that your associations together this winter will create truly lasting friendships and that your deliberations will materially increase the welfare, prosperity and happiness of the people of this great State.

It will be my pleasure tomorrow to address you in some detail concerning certain problems that will confront you during the present session.

It is now my present obligation to administer the oath qualifying you to enter upon the discharge of your official duties.

If any of the members-elect wish to affirm instead of taking the oath, they may present themselves at the Council Chamber for that purpose.

Governor Barrows, attended by the Council, then retired, amid the applause of the House, the members rising.

On motion by Mr. Stilphen of Dresden, that gentleman and Messrs. Emery of Bucksport, Gyger of Cumberland, Melanson of Cherryfield, Labbe of Fort Kent and Pratt of Turner, were appointed a committee to receive, sort and count votes for Speaker of the House.

One hundred and thirty-five ballots were cast; necessary for a choice 68; Donald W. Philbrick received 115; William P. Donahue received 20; and Donald W. Philbrick was declared duly elected Speaker of the House of Representatives of the Eighty-ninth Legislature.

Mr. Donahue of Biddeford, thereupon escorted Speaker Philbrick to the Chair amid the applause of the House, the members rising.

Speaker Philbrick then addressed the House as follows:

Members of the House of Representatives of the Eighty-ninth Legislature:

No man, I believe, could be chosen by you to this honorable position as your presiding officer without very deep feelings of gratitude for the confidence you have thereby placed in his honesty of purpose, his fairness and his ability. I certainly have that feeling of gratitude

to the highest degree. Mixed with it, I also have a very real feeling of humility and a realization that I cannot make a success of my job here unless you all help me. For that success I believe you will help me, for we are all here for the same general purposes, which are to legislate wisely for our State of Maine and to act promptly and efficiently on the many measures that will be presented to us, and to endeavor to make a record of real accomplishment that we and the State may be proud of. I hope that we may also make a record of economy, both in general legislation for the State and in our own legislative procedure. I pledge myself to do my part of this work just as fairly and impartially as I can, and to be always ready to help any member in any way in my power. From you I ask tolerance, tolerance for my errors, and tolerance for the differing viewpoints of the members of this House. With that spirit of tolerance, we can hope to go forward harmoniously for the good of our State. The Chair awaits the pleasure of the House.

On motion by Mr. Noyes of Franklin, that gentleman and Messrs. Dennison of East Machias, Pratt of Turner, Ramsdell of Dayton, Crockett of North Haven and Erswell of Brunswick, were appointed a committee to receive, sort and count votes for Clerk of the House.

Mr. DONAHUE of Biddeford: Mr. Speaker, fully appreciating the capabilities of Harvey R. Pease, the efficient manner in which he has discharged his duty, and his courtesy to each of the several members of the past legislature, the minority party did not make a selection for Clerk of the House. I therefore move you, Mr. Speaker, that the committee be instructed to cast one ballot for the election of Harvey R. Pease as Clerk of the House.

The motion prevailed and the chairman of the committee cast one ballot for Harvey R. Pease of Wiscasset, as Clerk of the House, and he was declared duly elected Clerk of the House of the Eighty-ninth Legislature.

On motion by Mr. Churchill of Brewer, that gentleman and Messrs. Ford of Saco, Cushing of Freeport, Robinson of Bingham, Norwood of Southwest Harbor and Hamel of Lewiston, were appointed a commit-

tee to receive, sort and count votes for Assistant Clerk of the House.

Mr. DONAHUE of Biddeford: Mr. Speaker, the members of the minority party, in caucus last evening, fully appreciating the capabilities of Earl L. Wing and the many past services he has rendered to us, failed to make a selection for Assistant Clerk. I therefore move you, Mr. Speaker, that the committee be instructed to cast one ballot for Earl L. Wing as Assistant Clerk of the House.

The motion prevailed, and the chairman of the committee cast one ballot for Earl L. Wing, of Kingfield, as Assistant Clerk of the House, and he was declared duly elected Assistant Clerk of the House of the Eighty-ninth Legislature.

At this time a message was received from the Senate, through Senator Tompkins of Aroostook, informing the House that the Senate had been duly organized by the selection of Honorable Sumner Sewall of Bath, as President, Honorable Royden V. Brown as Secretary and Chester T. Winslow as Assistant Secretary.

On motion by Mr. Young of Old Orchard Beach, that gentleman and Messrs: Ellis of Fairfield, Fernald of Levant, Hinckley of South Portland, Peakes of Milo, Downs of Rome and the member from Old Town, Mrs. Latno, were appointed a committee to notify the Governor of the organization of the House by the election of Honorable Donald W. Philbrick as Speaker, Harvey R. Pease as Clerk, and Earl L. Wing as Assistant Clerk.

Mr. Young subsequently reported that the committee had discharged the duty assigned it.

The same information was conveyed to the Senate by Mr. Varney of Berwick.

On motion by Mr. Fellows of Augusta, that gentleman conducted the Clerk and the Assistant Clerk to the Governor to take and subscribe the oaths necessary to qualify them to enter upon the discharge of their official duties, and that gentleman subsequently reported that he had discharged the duty assigned him and that the Clerk and Assistant Clerk had taken the subscribed

oaths required by the Constitution to qualify them to enter upon the discharge of their official duties.

Thereupon, Harvey R. Pease, Clerk, and Earl L. Wing, Assistant Clerk, appeared and entered upon the discharge of their official duties.

On motion by Mr. Donahue of Biddeford, it was

Ordered, that Frank H. Treworgy of East Surry, be Sergeant at Arms; Daniel H. Foley of Winterport, be Assistant Sergeant at Arms; James E. Harvey of Readfield, be Document Clerk; Harlan E. Gilman of Winthrop, be Doorkeeper; and that E. Earle Brown, Jr., of Bangor, and Robert M. Crocker of Auburn, be Pages.

COMMUNICATION FROM THE
SECRETARY OF STATE
STATE OF MAINE

Office of the Secretary of State

Augusta, Maine, January 4, 1939
To the Speaker of the House of
Representatives:

In compliance with the constitution and laws of the State of Maine I have the honor to herewith transmit the returns of the votes cast for Representatives to the Legislature in the several cities, towns and plantations in the State of Maine at the general election held on September 12, A. D. 1938.

Respectfully,
(Signed) FREDERICK ROBIE,
Secretary of State.

On motion by Mr. McGlaflin of Portland, the communication and accompanying returns were tabled pending reference.

On motion by Mr. Fellows of Augusta, it was

Ordered, that Ruel C. Hanks of Augusta, be the Official Reporter of the House for the present session.

On motion by Mr. Goss of Poland, it was

Ordered, that the Clerk of the House purchase such stationery, office supplies and equipment as may be needed to carry on the business of the House.

On motion by Mr. Dow of Kennebunkport, it was

Ordered, that the Clerk of the House be directed to maintain in

his office an alphabetical index of all matters before the Legislature, and a legislative docket showing all action taken on all matters before the Legislature; the necessary additional clerical assistance to be employed by the Clerk with the approval of the Speaker.

On motion by Mr. Noyes of Franklin, it was

Ordered, that each adjournment of the House be until ten o'clock of the following morning unless otherwise ordered.

On motion by Mr. Varney of Berwick, it was

Ordered, that the Clerk of the House be directed to secure uniforms for the subordinate officers of the House.

On motion by Mr. Emery of Bucksport, it was

Ordered, that the Clerk of the House be directed to invite the Clergymen of Augusta, Hallowell and Gardiner to officiate as Chaplains of the House during the present session.

On motion by Mr. Bird of Rockland, it was

Ordered, that each member and officer of the House be furnished with one copy each of two daily newspapers published in the State, to be selected by them.

On motion by Mr. Dow of Norway, it was

Ordered, that the Clerk of the House be authorized and directed to furnish each member of the House with a copy of the Advance Journal of the House, said copy to be on the desk of each member at the opening of each daily session.

On motion by Mr. Dow of Norway, it was

Ordered, that the Secretary of State be authorized and directed to furnish the Clerk of the House with three copies of the revised statutes of 1930, and three copies of the public laws of the regular special sessions subsequent thereto.

On motion by Mr. Whitney of Bangor, it was

Ordered, that the Official Reporter of the House be authorized to procure the services of a typist

and proof-reader during the present session for the preparation and completion of the Legislative Record.

On motion by Mr. Varney of Berwick, it was

Ordered, that the Rules of the last House of Representatives be adopted for the government of this House until otherwise ordered.

The SPEAKER: The House is proceeding under Orders of the Day, in accordance with the Rules just adopted. Is there any business to come before the House?

Perhaps the Chair might call attention at this time to the necessity and desirability of reading the Rules, including Rule 25, which forbids smoking while the House is in session.

In accordance with Rule No. 6 of the House Rules, which I will read: "One monitor shall be appointed by the Speaker for each division of the House, whose duty shall be to see to the observance of the Rules of the House, and on demand of the Speaker, to return the number of votes and members in his division," the Chair at this time will appoint in the first division the gentleman from Rockland, Mr. Bird; in the second division the gentleman from Patten, Mr. Bates; in the third division the gentleman from Norridgewock, Mr. Everett; and in the fourth division the gentleman from Kennebunkport, Mr. Dow.

Mr. WEATHERBEE of Lincoln: Mr. Speaker, I move that the House proceed with the drawing of seats. I move that the usual monitors' seats be assigned to the monitors appointed by the Speaker, that choice of seats be granted to Floor Leaders and Assistant Floor Leaders of the majority and minority parties; that choice of seats be granted to members of the House with defective hearing; and I move that the lady members of the House be privileged to select their seats.

The motion prevailed.

The SPEAKER: Any members who wish to change the seats they have drawn have permission to do so, providing they do it today or tomorrow and before they have filed seat cards with the Clerk or Sergeant at Arms.

On motion by Mr. Varney of Berwick, the House recessed until 2.30 this afternoon.

Afternoon Session

The House was called to order by the Speaker.

Papers from the Senate, out of order and under suspension of the rules.

From the Senate: S. P. 1, Ordered, the House concurring, that the joint rules of the Eighty-eighth Legislature be the joint rules of this Legislature, with the following amendment: striking out the words "On Aeronautics and Radio Control" and inserting in place thereof the words "on Motor Vehicles", and thereafter placing it alphabetically in the list of committees.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 2, Ordered, the House concurring, that the Secretary of the Senate and Clerk of the House jointly prepare the Senate and House Register, and that 5,000 copies be printed for the use of the Legislature.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 3, Ordered, the House concurring, that free telephone service be provided for each member and officer of the Senate and House to the number of fifty calls, of reasonable duration, from Augusta to points within the limits of the State of Maine, and that each member and officer of the Senate and House be provided with a card to be certified to by the Secretary of State or his Deputy; the cost of this service to be paid to the New England Telephone and Telegraph Company at regular current rates.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 4, Ordered, the House concurring, that all matters pertaining to advertising, committee record binders, paper

supplies and rubber stamps be referred to the Superintendent of Public Printing, who shall direct the handling of such matters.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 5, Ordered, the House concurring, that all printing and binding authorized by the Legislature shall be under the direction of the Secretary of the Senate and Clerk of the House.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 6, Ordered, the House concurring, that the Secretary of State be authorized to furnish wrappers and postage stamps for each member and officer of the Senate and House not exceeding \$5.00 in the amount each for the purpose of distributing the various reports of the Department of State and other public documents such as they may desire to mail to the citizens of the State.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 7, Ordered, the House concurring, that no bill for private or special legislation be received by this legislature after four o'clock in the afternoon on Thursday, February 2, 1939, except by unanimous consent in the body in which it is introduced, and further

Ordered, that any bill for private or special legislation which shall be received in either body of this Legislature by unanimous consent after four o'clock in the afternoon on Thursday, February 2, 1939, shall be referred to the Ninetieth Legislature if unanimous consent for its reception is not given in the other body in concurrence, and further that the Secretary of the Senate cause a copy of the above order to be published in all the daily and weekly papers of the State, commencing January 10, 1939, and continuing up to and including February 2, 1939.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 8, Ordered, the House concurring, that the returns of votes for Governor, given in the several cities, towns and plantations of the State for the political years of 1939 and 1940, be referred to a joint select committee of seven on the part of the Senate with such as the House may join.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence, and the Speaker appointed as members on the part of the House: Representatives Sleeper of Rockland, Bates of Patten, Worth of Stockton Springs, Farwell of Unity, Mills of Farmington, Weed of Manchester and Lord of Brunswick.

From the Senate: S. P. 9, Ordered, the House concurring, that three hundred and fifty copies of the Legislative Record for the session of 1939 be printed and bound, one copy each for the members of the Senate, House of Representatives and the Secretary of the Senate and Clerk of the House, and the remainder to be deposited in the State Library for exchange and library use; and be it further

Ordered, that three hundred and fifty copies of the Legislative Record be printed in pamphlet form for distribution from day to day to members of the Legislature and the Departments, under the direction of the Document Clerk, and be it further

Ordered, that a suitable index be prepared for such Legislative Record under the direction of the State Librarian, at an expense not exceeding five hundred dollars (\$500.00).

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 10, Ordered, the House concurring, that the Bureau of Purchases be directed to furnish to the Superintendent of Public Printing postage on all correspondence relative to advertising committee hearings during the present session, same to be charged to legislative expense.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 11, Ordered, the House concurring, that the members and officers of the Legislature be furnished with express and parcel transportation for all packages and department reports in a sum not exceeding five dollars (\$5.00) for each member and officer thereof, and that such transportation be furnished and expended under the direction of the State Library Department and the unexpended balance at the close of the year 1939 shall be available for use in 1941.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 13, Ordered, the House concurring, that no bill or resolve be received by this Legislature after four o'clock in the afternoon of Thursday, February 9, 1939, except by unanimous consent in the body in which it is introduced, and further

Ordered, that any bill or resolve which shall be received in either body of this Legislature by unanimous consent after four o'clock in the afternoon on Thursday, February 9, 1939, shall be referred to the Ninetieth Legislature if unanimous consent for its reception is not given in the other body in concurrence. These orders shall not apply to bills reported by any joint standing or joint select committee in the regular course of business, nor to such bills and resolves as are intended only to facilitate the business of the Eighty-ninth Legislature, and be it further

Ordered, that the Secretary of the Senate cause a copy of the above orders to be published in all the daily and weekly papers of the State, commencing January 9, 1939, and continuing up to and including February 9, 1939.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

The SPEAKER: The Chair will remind the members of the importance of two of these orders which we have just passed. First, the one closing the reception time

for bills of a private and special nature on February 2nd, and then the order just passed closing the time for reception of general legislation on February 9th. If any members have any confusion in their minds as to the meaning of these orders, I am sure the Chair or the Clerk will be glad to assist them. It is well to keep those orders in mind and get your bills and resolves in well ahead of time.

From the Senate: S. P. 14, Ordered, the House concurring, that the Superintendent of Public Buildings is hereby given charge of all assignments of rooms for hearings in the Capitol Building, and that all applications for rooms for hearings must be made to him in writing, forty-eight hours previous to the time when said rooms are to be used for that purpose.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 15, Ordered, the House concurring that A. G. Robinson be State House Investigator during the present session of the Legislature at the same rate of compensation paid Mr. Robinson during the last session.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence.

From the Senate: S. P. 16: Ordered, the House concurring, that a Joint Select Committee to be designated "Committee on the University of Maine" be appointed, consisting of three on the part of the Senate and seven on the part of the House.

Comes from the Senate, in that body read and passed.

In the House, read and passed in concurrence, and the Speaker appointed as members on the part of the House: Representatives Emery of Bucksport, Fernald of Levant, Thorne of Madison, Miss Clough of Bangor, Chandler of New Gloucester, Bacon of Sidney and Dorrance of Richmond.

At this point a communication was received from the Senate, through its Secretary, proposing a Joint Convention of the two branches of the Legislature, to be

held in the hall of the House of Representatives forthwith, for the purpose of electing a Secretary of State, Treasurer of State, Attorney General and seven Executive Councilors.

On motion by Mr. Varney of Berwick, the House voted to concur with the Senate in the proposition for a Joint Convention, and the Clerk was charged with and conveyed a message to the Senate, informing that body that the House concurred in the proposition for a Joint Convention.

The Clerk of the House was delegated by the Speaker to convey the message to the Senate, and he subsequently reported that he had discharged the duty assigned him.

At this time the Senate came in and a Joint Convention was formed.

In Convention

The President of the Senate, Honorable Sumner Sewall, in the Chair.

On motion by Senator Spear of Cumberland, it was voted to appoint a committee to receive, sort and count votes for Secretary of State.

The Chairman of the Convention thereupon appointed as members of such committee Senators Spear of Cumberland, Thatcher of Penobscot and Wentworth of York, and Representatives Douglass of Gorham, Robinson of Bingham, Townsend of Bangor, Dorrance of Richmond, Merrifield of Lebanon and Porell of Westbrook.

Senator Spear, for the committee, having attended to this duty, reported as follows:

Whole number of votes cast, 173; necessary for a choice, 87; Honorable Frederick Robie had 152; Honorable Charles M. Richardson had 21.

The report was accepted and Honorable Frederick Robie, having received a majority of the votes cast, was declared elected Secretary of State for the political years 1939-1940.

On motion by Senator Worthen of Penobscot, it was voted to appoint a committee to receive, sort and count votes for Treasurer of State.

Thereupon, the Chairman of the Convention appointed as members of that committee Senators Worthen of Penobscot, Chase of Washington and Morse of Waldo, and Representatives Whitney of Bangor, Howes of Charleston, Keene of Clinton, Bangs of Freedom, Race of Boothbay and Poulin of Waterville.

The committee, having attended to its duty, Senator Worthen, for the committee, reported as follows:

Whole number of votes cast, 173; necessary for a choice, 87; Honorable Belmont A. Smith received 148; Honorable Joseph A. Sylvester received 25.

The report was accepted, and Honorable Belmont A. Smith, having received a majority of the votes cast, was declared elected Treasurer of State for the political years 1939 and 1940.

On motion by Senator Laughlin of Cumberland, it was voted to appoint a committee to receive, sort and count votes for Attorney General.

Thereupon, the Chairman of the Convention appointed as members of that Committee Senators Laughlin of Cumberland, Tompkins of Aroostook and Marden of Kennebec, and Representatives Dwinal of Camden, Crockett of North Haven, Grua of Livermore Falls, Williams of Bethel, Bubar of Weston and Stevens of Jonesport.

The committee having attended to its duty, Senator Laughlin for the committee reported as follows:

Whole number of votes cast 181; necessary for a choice, 92; Honorable Franz U. Burkett received 158; Honorable Louis B. Lausier received 23.

The report was accepted and Honorable Franz U. Burkett, having received the majority of all the votes cast, was declared elected Attorney General for the political years 1939 and 1940.

On motion by Senator Dow of Franklin, it was voted to appoint a Committee to receive, sort and count votes for seven Executive Councilors.

Thereupon, the Chairman of the Convention appointed upon that committee Senators Dow of Franklin, Finden of Aroostook and Littlefield of York, and Representatives Norwood of Southwest Harbor, Melanson of Cherryfield, Good of Monticello, DeBeck of Holden, McNamara of Winthrop and Wallace of Sanford.

The committee, having attended to the duty assigned it, Senator Dow for that committee reported as follows:

Whole number of votes cast, 172; necessary for a choice, 87. The

nominees, Harold E. Parsons, Harold F. Schnurle, Louis E. Flanders, G. Cony Weston, Percy T. Clark, Orman B. Fernandez and Frederick W. Mitchell had 146 votes each, and the nominees, Michael J. Boland, Roscoe F. Libby, Francis X. Marcotte, Paul Dundas, James Shea, Alex J. Latno and E. R. Michaud had 26 votes each.

The report was accepted and Messrs. Harold E. Parsons, Harold F. Schnurle, Louis E. Flanders, G. Cony Weston, Percy T. Clark, Orman B. Fernandez and Frederick W. Mitchell, having received a majority of all the votes cast, were declared duly elected members of the Executive Council for the political years 1939 and 1940.

On motion by Senator Owen of Kennebec, it was

Ordered, that the Secretary be directed to notify Honorable Frederick Robie of his election as Secretary of State, Honorable Belmont A. Smith of his election as Treasurer of State, Honorable Franz U. Burkett of his election as Attorney General, and the Honorables Harold E. Parsons, Harold F. Schnurle, Louis E. Flanders, G. Cony Weston, Percy T. Clarke, Orman B. Fernandez and Frederick W. Mitchell of their election as Executive Councilors for the years 1939 and 1940.

Subsequently the Secretary reported that he had notified the officers as directed.

On motion by Senator Hill of Cumberland, it was

Ordered, that a message be sent to the Governor informing him of

the selection of Honorable Frederick Robie as Secretary of State, Honorable Belmont A. Smith as Treasurer of State, Honorable Franz U. Burkett as Attorney General, and the Honorables Harold E. Parsons, Harold F. Schnurle, Louis E. Flanders, G. Cony Weston, Percy T. Clarke, Orman B. Fernandez and Frederick W. Mitchell as Executive Councilors for the years 1939 and 1940.

The Chairman of the Convention appointed Senator Hill of Cumberland, to convey the message, and subsequently that Senator reported that he had delivered the message with which he was charged.

At this time the Joint Convention was dissolved, its purposes having been accomplished, and the Senate retired to its Chamber amid the applause of the House, the members rising.

IN THE HOUSE

The SPEAKER: Is there any further business to come before the House.

Mr. Buzzell of Belfast, presented the following order out of order and moved its passage:

Ordered, that the Clerk of the House be authorized and directed to send a bouquet of flowers to Cecil Clay of Belfast, House Reporter for many years, now confined to his home on account of severe illness.

The order received passage.

On motion by Mr. Varney of Berwick,

Adjourned until ten o'clock tomorrow morning.