

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, March 22, 1939.

The House met according to adjournment and was called to order by the Speaker.

Prayer by the Rev. Mr. Andrews of Gardiner.

Journal of the previous session read and approved.

Conference Reports

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act relating to Minimum Fair Wages for Women and Minors" (H. P. 1641) (L. D. 644) reporting that both branches recede and that they concur in the reference of the Bill to the Committees on Labor and Judiciary jointly.

(Signed) Mr. BUTLER of Waterville

Miss CLOUGH of Bangor

Mr. VARNEY of Berwick

—Committee on part of House.

Miss LAUGHLIN of Cumberland

Messrs. SPEAR of Cumberland

MARDEN of Kennebec

—Committee on part of Senate.

Report of the Committee read and accepted.

The House voted to recede from its former action whereby it referred this bill to the Committee on Labor and voted to refer the bill to the Committees on Labor and Judiciary jointly.

On motion by Mr. Varney of Berwick, the report was ordered sent forthwith to the Senate.

Report of the Committee of Conference on the disagreeing action of the two branches of the Legislature on Bill "An Act for Minimum Wage for Women and Minors" (H. P. 1426) (L. D. 599) reporting that both branches recede and that they concur in the reference of the Bill to the Committees on Labor and Judiciary jointly.

(Signed) Mr. PIKE of Lubec

Miss CLOUGH of Bangor

Mr. VARNEY of Berwick

—Committee on part of House.

Miss LAUGHLIN of Cumberland

Messrs. SPEAR of Cumberland

MARDEN of Kennebec

—Committee on part of Senate.

Report of the Committee read and accepted.

The House voted to recede from its former action whereby it referred this bill to the Committee on Labor and voted to refer the bill to the Committees on Labor and Judiciary jointly.

On motion by Mr. Varney of Berwick, the report was ordered sent forthwith to the Senate.

From the Senate: Resolve providing for a State Pension for Charles Dowling Kidder of Otisfield (S. P. 513)

Comes from the Senate, received by unanimous consent and referred to the Committee on Pensions.

In the House, the Resolve was received by unanimous consent and was referred to the Committee on Pensions in concurrence.

Papers from the Senate disposed of in concurrence.

From the Senate: The following Order:

ORDERED, the House concurring, that the Governor be, and hereby is, requested to investigate the feasibility of arranging the hours of work of employees in the various departments so that each department may be kept open during the noon hour without adding to the hours of work performed by said employees (S. P. 514)

Comes from the Senate, read and passed.

In the House, read and passed in concurrence.

Senate Report Tabled

From the Senate: Report of the Committee on Legal Affairs reporting "Ought to pass" on Bill "An Act to Provide for the Repeal of the Charter of the Fort Kent Village Corporation" (S. P. 393) (L. D. 763)

Comes from the Senate, report read and accepted and the bill passed to be engrossed as amended by Senate Amendments "A" and "B".

In the House, on motion by Mr. Labbee of Fort Kent, tabled pending acceptance of committee report.

From the Senate: Report of the Committee on Judiciary reporting "Ought to pass" on Bill "An Act Amending the Law relating to Outdoor Advertising" (S. P. 69) (L. D. 39)

Comes from the Senate, report read and accepted and the bill passed.

ed to be engrossed as amended by Senate Amendment "A".

In the House, report read and accepted and the bill had its two several readings.

Senate Amendment "A" was read by the Clerk and adopted.

The SPEAKER: In accordance with the amendment to the House Rules adopted yesterday, this bill will be in order for its third reading tomorrow morning unless the House now otherwise orders.

From the Senate: Bill "An Act Amending the Unemployment Compensation Law Exempting Certain Employees" (H. P. 902) (L. D. 294) which was passed to be engrossed in the House on March 16th.

Comes from the Senate, passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House: Senate Amendment "A" read by the Clerk.

On motion by Mr. Varney of Berwick, the House voted to recede from its former action whereby it passed this bill to be engrossed.

On further motion by Mr. Varney, the bill was tabled pending the adoption of Senate Amendment "A".

From the Senate: Bill "An Act relating to Taxation of Radios" (H. P. 1835) (L. D. 1001) which was passed to be engrossed on March 7th.

Comes from the Senate, passed to be engrossed as amended by Senate Amendment "A" in non-concurrence.

In the House:

Mr. ELLIS of Fairfield: Mr. Speaker, I move that the House recede from its former action whereby it passed this bill to be engrossed and concur with the Senate in the adoption of Senate Amendment "A".

The SPEAKER: The gentleman from Fairfield, Mr. Ellis, moves that the House recede from its former action whereby it passed this bill to be engrossed and concur with the Senate in the adoption of Senate Amendment "A".

Senate Amendment "A" read by the Clerk.

Mr. ELLIS: Mr. Speaker, just a word in explanation. The principal object of this was to enable the towns to be able to tax radios for the coming year and thereafter.

The Committee did make some other changes in this act. Under the old law, farming utensils and mechanics' tools were entirely exempt, but, as reported out by the committee, they put a limit of \$500. on farming tools, which would mean that they would be taxable in any amount over \$500, and \$200 on mechanics' tools. The Senate has amended this by striking out the \$500 and the \$200 which leaves that part of the act just as it was before, so, as amended by the Senate, this bill would simply enable the towns to tax radios.

The SPEAKER: The question before the House is on the motion of the gentleman from Fairfield, Mr. Ellis, that the House recede from its former action whereby it passed this bill to be engrossed and concur with the Senate in the adoption of Senate Amendment "A". Is this the pleasure of the House?

The motion prevailed.

The SPEAKER: The gentleman from Fairfield, Mr. Ellis, now moves that the House concur with the Senate in the passage of the bill to be engrossed as amended by Senate Amendment "A". Is this the pleasure of the House?

The motion prevailed and the bill as amended was passed to be engrossed in concurrence.

The following remonstrances and petitions were received, and upon recommendation of the Committee on Reference of Bills were referred to the following committees:

Legal Affairs

Remonstrance of Alice M. Linney and 228 others of Old Orchard Beach against H. P. 1655, L. D. 853 An Act Authorizing and Licensing the Racing of Greyhounds (H. P. 1999) (Presented by Mr. Young of Old Orchard Beach)

Sent up for concurrence.

Taxation

Remonstrance of Asa C. Pike and 99 others of Fryeburg and vicinity against any Tax on Tobacco (H. P. 2000) (Presented by Mr. Colby of Paris)

Remonstrance of C. T. Ingersoll and 167 others of Norway and South Paris against same (H. P. 2001) (Presented by same gentleman)

Remonstrance of Lewis A. Burleigh and 395 others of Augusta and

Hallowell against same (H. P. 2002) (Presented by Mr. Fellows of Augusta)

Remonstrance of Harry C. Seeds and 37 others of Gardiner and vicinity against same (H. P. 2003) (Presented by Mr. Slosberg of Gardiner)

Remonstrance of George Hibbard and others of Madison and vicinity against same (H. P. 2004) (Presented by Mr. Thorne of Madison)

Petition of Leo D. Parent and 120 others of Frenchville in favor of H. P. 1758, L. D. 933—Act relating to Licenses for Operation of Retail Stores (H. P. 2005) (Presented by Mr. Babin of Frenchville)

Petition of Jerome McLaughlin and 106 others of Limestone and vicinity in favor of same (H. P. 2006) (Presented by Mr. Burgess of Limestone)

Petition of Louis E. Grant and 20 others of Bangor and vicinity in favor of same (H. P. 2007) (Presented by Mr. Churchill of Brewer)

Petition of William F. Bradley and 15 others of Bangor in favor of same (H. P. 2008) (Presented by Mr. Eddy of Bangor)

Petition of Archie F. Knight and 21 others of Freedom and vicinity in favor of same (H. P. 2009) (Presented by Mr. Farwell of Unity)

Sent up for concurrence.

Mr. TOWNSEND of Bangor: Mr. Speaker, I ask unanimous consent to address the House.

The SPEAKER: The gentleman from Bangor, Mr. Townsend, asks unanimous consent to address the House. Is there objection? The Chair hears none and the gentleman may proceed.

Mr. TOWNSEND: Mr. Speaker and members of the House: Yesterday I received from one of my constituents a petition which I believe is of interest not only to the Taxation Committee but to the members of the House, and I would request at this time that the Clerk read Item 12 and the petition. It will take less than a minute; it is very brief.

The SPEAKER: The gentleman from Bangor, Mr. Townsend, asks that Item 12, being Petition of Muriel Grant of Bangor and 15 others be read. Is there objection? The Chair hears none, and the Clerk will read the petition.

Petition of Muriel Grant of Bangor and 15 others in favor of same

(H. P. 2010) (Presented by Mr. Townsend of Bangor)

Bangor, Maine.

March 14, 1939.

We, the undersigned, who were so deceitfully sent before the Committee on Taxation at the State Legislature of March 8 for the Chain Store Bill, wish to express our true opinion of the store tax.

Had we known that we were being sent to Augusta under such false pretenses, we most certainly would not have gone. We want the fact made clear that we are in favor of this store tax bill.

(Signed) Mrs. Muriel Grant
Mrs. Harriet Stevens
Mrs. Laura Moores
Berdina Y. Dunroe
Mrs. Earl Bowen
Mrs. Irene Foss
Mrs. Violet Byther
Mildred Badger
Wynona Buck
Hazel McNamara
Mrs. Harold J. Carr
Faye N. Rogers
Pauline Jordan
Lillian Mansfield
Eleanor Southworth

Petition of Roland H. Spencer and 20 others of Bangor in favor of same (H. P. 2011) (Presented by Mr. Whitney of Bangor)

Petition of J. A. Merrill of Liberty and 55 others in favor of same (H. P. 2012) (Presented by Mr. Worth of Stockton Springs)

Remonstrance of Edwin Sirois and 40 others of Fort Fairfield against same (H. P. 2013) (Presented by Mr. Dorsey of Fort Fairfield)

Remonstrance of Bessie Eaton and 626 others of Portland against same (H. P. 2014) (Presented by Mr. Paul of Portland)

Remonstrance of Mrs. Daniel Hackett and 550 others of Portland against same (H. P. 2015) (Presented by Mr. Payson of Portland)

Petition of Herby Bouchard and 87 others of Fort Kent in favor of same (H. P. 2016) (Presented by Mr. Labbee of Fort Kent)

Petition of Valier Ouellet and 103 others of Fort Kent and vicinity in favor of same (H. P. 2017) (Presented by same gentleman)

Sent up for concurrence.

Orders

Mr. Bubar of Weston presented the following order and moved its passage:

ORDERED, The Senate con-

curing, that there be and hereby is created a joint select committee to consist of three members on the part of the Senate, to be named by the President of the Senate, and three members on the part of the House, to be named by the Speaker of the House.

Said committee shall examine into all the affairs and activities of "Brooklawn Memorial Park", "Brooklawn Company", "Grandview Memorial Park", "Grandview Company", "Grandview Corporation" and any and all other cemetery corporations, associations, firms, or partnerships within the State of Maine which have in any manner engaged in the business or practice of offering, soliciting or selling to any person, or persons, or to the public generally, any cemetery lots or interests therein, or any stock in any cemetery corporation, association, firm or partnership of any nature or description as an investment or speculation during the past five years.

Said committee may employ counsel, compel the attendance of witnesses and production of books, papers, documents, records and other evidence and may administer oaths to witnesses and punish for contempt.

The said committee shall report its findings to the 89th Legislature.

All expenses incurred by said committee in the discharge of its duties shall be paid from the general fund of the State upon approval by the Governor and Council. (H. P. No. 2020)

Mr. BUBAR: Mr. Speaker and members of the House: At the present time there is an order on the table of a similar nature, but I find that the order on the table does not cover the matter sufficiently. Therefore I have presented this new order and, at the appropriate time, when the matters are taken from the table, I will move that the one on the table, the House order, be indefinitely postponed. I move the passage of this order.

Now I just want to say a word why I have presented this order. First, I want to say that I am not doing this to harm or blackmail anyone, but I want to present a few facts that I have gathered. I want to say further that I am not pulling any chestnuts out of the fire for anybody else. What investi-

gation was made was done on my own initiative.

I want to address you just a few moments on one of the most vicious, wicked and cruel rackets, I believe, in the State of Maine today. This racket is taking money from aged persons, widows and orphans from one end of the State to the other. It has not been confined to any one locality within the confines of our State, but is very general throughout the entire State. I want to say that the circumstances under which this money has been taken in some instances I believe would even shock the conscience of a burglar.

Some of the members of this House are not at all unfamiliar with this racket because in the course of their daily lives they have had occasion to witness great misfortunes which have come upon some of their neighbors and friends as a result of the activities of these racketeers. At least two of the members of this House have had occasion to represent unfortunate people who have fallen into the clutches of these people.

A very serious condition exists and has existed up in my part of the State, and to prove to you conclusively that it is a serious condition, to prove to you conclusively that Legislative action is necessary, and to prove to you conclusively that no action can be expected from the Attorney General or from the Attorney General's Department, because of his close friendship, association and affiliation with one of these cemetery corporations, I am going to read to you a letter from Lewis E. Howard, a State Policeman from Caribou, Maine, the original of which is on file in the office of the Bank Commissioner.

"State of Maine, Office of State Police, Caribou Maine,

December 14, 1938.

Franz U. Burkett,
Attorney General
Augusta, Maine

Dear Sir:

"A short time ago I had the occasion to arrest the local sales representative of the Grandview Corporation which, as I later learned, is the selling agency for the chain of memorial parks being developed throughout the State. At the time of the arrest, which was only for the jumping of a board bill, the local agent was accompanied by a

Mr. Cushing and a Mr. McDonald from Bangor. (He finds since this letter was written that these fellows have been apprehended and taken into Court and, as you see in the papers recently, they have been released on bail.) All three were busily engaged in attempting to get one of their customers, who had previously bought a number of lots from them, to deed the lots, which he had already purchased, back to them and to take a cash equivalent in the company's stock.

"I was accompanied by an attorney when making the arrest and sensing something wrong in their system we arraigned the one and got the two from Bangor to go his bail. Not knowing the workings of the company and affiliates very well we were unable to arrive at anything conclusive through a series of questions so were unable to forcibly detain any of the party.

"For some time it has been known hereabouts that the local agent, Mr. Charles Norwell, has from time to time been in possession of sums of money not becoming to his position or activity. Broke today he might appear with hundreds tomorrow. He has sold to a goodly number in this section and I wish that a thorough investigation might be carried through to determine the soundness of the investments.

Very truly yours,
(Signed) Lewis E. Howard

State Police"
Now, members, that was dated December 14th. It complained of a serious condition and asked the Attorney General for an investigation. I have here a reply—you will note the date is one week later, December 21st—from the Attorney General after he (Mr. Howard) had asked for an investigation.

"Mr. Lewis E. Howard
State Police
Caribou, Maine.

Dear Mr. Howard:

"Your letter of December 14th addressed to Franz U. Burkett, Attorney General, has been handed to us for reply. We thank you for the information contained therein, and will no doubt need your assistance with'n the next few days.

"The writer expects to be in Houlton next week in conference with the County Attorney, and will no doubt get in touch with you.

Yours very truly,
Securities Examiner."

And now from another part of my county, from Mars Hill, I want to read to you a letter received by the Attorney General of the State of Maine, dated December 17, 1938.

"Stetson H. Hussey
Mars Hill, Maine

Hon. Franz U. Burkett,
Attorney General of the State of
Maine,
State House
Augusta, Maine

Dear Jess:

"I am wondering if, as yet, you know anything about the financial condition of Grandview Memorial Park, Grandview Corp., and Memorial Estates, 27 State Street, Bangor; three officials of one of these corporations having been recently arrested in Bangor for violation of the Blue Sky Law.

"I have a client who has invested a considerable amount of money in these corporations and in going over the papers with him yesterday, it didn't look good to me.

"Any information you may be able to give me will be very much appreciated.

Sincerely yours,

(Signed) STETSON H. HUSSEY"

Now, members, what did the Attorney General do and how did he act in this matter? The one official of the State of Maine to whom the Legislature has given authority, provided for the payment of his expenses to hire detectives, to employ assistants, to offer rewards, to apprehend and convict the people who are guilty of crime?

Here is the answer four days later.

"December 21, 1938.

Mr. Stetson H. Hussey
Mars Hill
Maine

Dear Mr. Hussey:

"Your letter of December 17th addressed to Hon. Franz U. Burkett, Attorney General, has been handed to us for reply.

"As you have no doubt read in the press recently, we have been conducting an investigation in connection with Grand View Memorial Park, Grand View Corporation, and Memorial Estates, Bangor, Maine.

"The writer expects to be in your vicinity in the near future and will call upon you and will discuss the matter.

Yours very truly,
Securities Examiner"

And now, members, to further show you the terrible condition that exists up in my county, I next want to read to you a letter addressed to the Attorney General from Judge Irvine E. Peterson of Caribou.

"December 10, 1938

Franz U. Burkett
Attorney General
State House
Augusta, Maine
Dear Sir:

"I have a situation that is giving me some thought. In Bangor and in Calais, an outfit calling themselves the Grand View Corporation is organizing cemeteries in the 'grand manner'. During the past year they have invaded this section of Aroostook County and are selling lots in these cemeteries for speculative purposes. I know three men from whom they have taken approximately ten thousand dollars, and I understand that there are forty-five or fifty-six various individuals interested in this county.

"The situation has not looked good to me since I first heard of it, but recently a new development has made me even more suspicious. The Grand View Corporation contracted to sell one thousand lots in the Calais Cemetery to Memorial Estates of Washington, D. C. Two weeks later, Memorial Estates Incorporated had taken over the cemetery and now they are around seeing the various 'lot owners' after more money, and they threaten them that unless they accept the new proposition and put in more money the new organization will develop a new section of the cemetery and 'freeze out' the old lot owners.

"The set-up may be entirely legitimate but I sincerely believe that it is worth investigating.

Respectfully yours,

(Signed) IRVINE E. PETERSON."

Now, members, what did the Attorney General do about this letter? Are the facts contained in this letter of Judge Peterson wanting in strength to arouse the curiosity of the Attorney General? I wonder why he failed to be interested in this matter? Here is the reply to Judge Peterson one week later.

"December 17, 1938.

Irvine E. Peterson, Judge
Caribou Municipal Court
Caribou, Maine

Dear Judge Peterson:

"Your letter of December 10th to the Attorney General has been handed to this Department for reply.

"You no doubt have read in the press the last few days of our activities in trying to stop Memorial Estates of Washington, D. C. from doing business in this State.

"I was in Houlton Thursday the 15th and explained the whole situation to County Attorney Barnes, whom I understand is investigating such cases as we know of in Aroostook County. I would suggest that you get in touch with him for information regarding what action he intends to take.

"If at all possible, I will go to Caribou the latter part of next week, and will be glad to talk the matter over with you.

"Thanking you for your interest in the matter, I am

Yours very truly,
Securities Examiner"

Now, members, lodged in the files of the Bank Examiner's office are other letters similarly addressed to the Attorney General, and in not one instance has he even troubled himself to extend the common courtesy of an acknowledgment from his own department to those who have solicited his assistance, not as an individual, but as the chief law enforcement officer of the State.

Why, I ask you members, why has the Attorney General so failed in the performance of not only his official duties but also of the duties called upon by any man to whom a letter is addressed, even though he might not be a State official, or hold a public office?

If there is a member who is not familiar with the fact that five of these cemetery promoters were indicted in Penobscot County, and five of these men jumped their bail which was in excess of \$13,000, which necessitated the Governor of the State signing extradition papers and attempting to get them back in the State to stand trial and punishment for the crimes for which they were accused, let me say that was a fact.

Now from Aroostook County come

letters from a State Police officer, a Judge and a lawyer in high standing, begging for assistance to clear up a rotten condition, begging for the protection of their citizens and their countrymen, and what do they get? They get a letter signed by an assistant in the office of the Bank Examiner.

And then Penobscot County swung out and got five in its net, only to let them slip through so that the State was put to further expense to try and bring them back for trial. You have seen accounts of that in the daily papers.

I wonder if there is a member in this House who can rise and say that a terrible condition does not exist in Aroostook County, and that a terrible condition does not exist in Penobscot County, Washington County, Androscoggin County, Cumberland County and other counties?

Now the operators in the northern part of the State have been operating under the names of Grand View Park and Grand View Company and Memorial Estates, as was pointed out in the letters which I have just read. It is reported that those concerns have taken about a quarter of a million dollars out of the northern and eastern part of our State. But let me tell you members that these companies are just small fry compared to some of the others. The gander of them all is the Brooklawn outfit in Portland. This outfit, so I am informed, has taken nearly half a million dollars of the hard-earned money of the people of the State of Maine in the last few months. For your information, this outfit has elaborate offices situated in the Clapp Memorial Building at 443 Congress Street, Portland.

True to form, they operate under the cloak of two corporations which have done a land-office business out of their Portland offices. They were originally organized in April, 1935, under the names of "Maine Lawn Memorial Park" and "Maine Lawn Company". In February, 1936, the names of these two corporations were changed to "Brooklawn Memorial Park" and "Brooklawn Company" respectively. By return filed with Frederick Robie, Secretary of State, on the 24th day of May, 1938, the Brooklawn Company disclosed the following directors: James H. Vahey, 19 Tremont Street, Boston; Albert Knudsen, Portland; Katherine L. Griffin,

Portland. Its officers were as follows: President, James M. Vahey; Treasurer, James H. Vahey; Maine Clerk, Albert Knudsen.

Brooklawn Memorial Park, on the sixth day of April, 1938, by its return filed with Frederick Robie, Secretary of State, disclosed its directors as follows: Seward J. Marsh, Portland; Franz U. Burkett, Portland; Albert Knudsen, Portland. Its officers were as follows: President, Seward J. Marsh; Treasurer, Albert Knudsen; Maine Clerk, Albert Knudsen. Those names can be found in the Secretary of State's office as I found them.

Now for the benefit of the members of the House who do not know how these corporations operate, I want to explain the matter as I have found it to exist. First of all, the promoters have to find some front men whose names they can use to inspire the confidence in the people from whom they solicit money to invest in their proposition. In this instance, Mr. Vahey of Boston was able to induce the Honorable Franz U. Burkett, now Attorney General of the State of Maine, to become a director of one of his corporations and lend his name and the reputation of the high office to assist in his scheme. He also induced the County Attorney of Cumberland County to lend his name and the name of the high office which he holds to assist in the scheme.

If the front men who they get originally, by virtue of their position and standing in the community, do not seem to produce the necessary sales, I am advised that they do not hesitate, and have in at least one instance, printed the name of one of the highest officers of the State of Maine on their advertising circulars without the knowledge of that high official. They have done that to inspire the confidence of the people of the State of Maine who have money to invest in their scheme.

Now, the front men having been lined up by the promoters, an old farm or tract of land is bought. The Brooklawn outfit, I am advised, paid \$6500 for the few acres they bought in Portland. According to a letter sent out by the Brooklawn outfit, there is in the Perpetual Care Fund \$48,378.17. That means they have collected \$483,781.70. They have taken that from the people of the State of Maine. Ten per cent. of

that figure equals \$48,378.17, which is the amount in the Perpetual Care Fund. Now thirty per cent. of that figure equals \$145,134.51, the amount the salesmen receive as compensation for their services.

The best estimate I can get is that they have invested about \$80,000 in the Park; perhaps not that much in cash as some of the improvements were made in exchange for lots, so that, adding up, members, we find that the Brooklawn Company has taken in \$483,781.70. We find that it has paid into the Perpetual Care Fund 10% of that amount, or \$48,378.17. Then add to that sum the thirty per cent. which was paid to the salesmen, or \$145,134.51, and the \$80,000 which it is estimated they have invested in the Park, and it gives you a total sum of \$273,512.68 which they have expended.

Now, members, subtracting that figure of \$273,512.68 from the total amount which they have collected, \$483,781.70, and what do you have? You have \$210,269.02, and that is what the crowd in Portland had to put in their pocket after they paid their office rent, their stenographers and their front men.

I have been advised that this Brooklawn outfit stripped a widow of \$9,000 and left her nearly penniless. Again, they took \$2500 from a woman who is now confined in her bed. They took \$4300 out of two poor old people in Androscoggin and from a family in York County they stripped over \$4100 and left the family penniless. Again, in Machias, I am informed, they stripped people of over \$50,000. It is reported that in Eastport that they continued their racket to the extent of nearly \$60,000; and God only knows what they have done in other parts of the State.

These vultures prey largely upon widows and old people. They told them they would double their money in varying lengths of time, from 48 hours to 60 days. There was nothing these people did not tell our widows and orphans to get their money. Their salesmen got thirty cents on every dollar they took in to be invested in this cemetery scheme, which was supposed to be doubled for the investors.

One member of this House can stand and tell you, if he desires, that they represented to his client that she could get her money back

any time within forty-eight hours, and that they had created a further fund which could be drawn from and paid to all investors if they wanted their money immediately.

May I say I don't believe a blacker lie was ever told. They have not any such fund. As near as I can find out, they never paid anyone back, except when they were sued or threatened to be sued.

Just one more thing: I want to state that different schemes were used to find people who had inherited money, or who had money which they could reach. Some of the companies purchased lists of stockholders. Other salesmen would go into a town and pay a barber a commission on sales which he might make so that he would give them leads. They went to churches and put on pictures of the cemetery schemes and paid twenty-five cents for each signature that was placed on the cards so that they could go after these people who might sign the cards.

They constructed at one Park around Christmas time a scene depicting the birth of Christ and they hired men to go out and take the number of the plates of every car that passed by to see this beautiful scene and then they went after the person in whose name the car was registered.

Every known device or scheme that ever entered human mind has been adopted by these fellows to fleece the honest people of Maine out of their hard-earned money. So, members, I say to you that these people have done every conceivable trick, from telling the blackest lies to depicting the birth of Christ, in order to fleece our innocent people of Maine.

Now everything went well for the big out-of-State promoters of this outfit until suits were brought, one after another, and then what did they do? They did exactly what they have done in every other State in which they have operated. They gave away the controlling interest in both of their corporations to citizens of Maine as they have to citizens in other States. They took all the money they could get hold of and left the State, the cemetery, and the poor people to work out their own solutions and to bury their own dead, and to erect their own singing towers, and to develop their own parks.

So, in the case of Brooklawn, this

man James H. Vahey of Boston, in 1938, being the controlling stockholder and dominant figure in the Brooklawn outfit, declared himself, with the assistance of his paid directors, a \$24 dividend on one thousand shares of stock which he held, and that, members, was not the first time he declared a dividend either. Then he gave the controlling interest away and left the State. And he took all of the money he had with him.

Now I want to read you a letter sent out under date of March 14th by this Brooklawn outfit, which tells of the change of control that I am talking about.

"A Statement of Policy"

"The undersigned recently announced that they had acquired complete control of BROOKLAWN MEMORIAL PARK.

"Supplementing this announcement, we believe that the public, and especially BROOKLAWN lot-holders, are entitled to a frank and complete statement of policy from the new management.

"BROOKLAWN MEMORIAL PARK certainly fills a real need in the City and has already established for itself a permanent place in the community. As previously stated, more than \$137,000 has been carefully expended in the development and beautification of the Park. It is our policy to continue this development as rapidly as funds are available above requirements of the Perpetual Care Fund and present administration and maintenance.

"The Perpetual Care Fund, in the present amount of \$48,378.17 has been irrevocably set aside in the custody of an individual Trustee. At least 10% of the proceeds of each additional sale will be added to the Fund until the principal of the Trust is at least \$200,000. The principal of this Fund can never be expended, only the annual income therefrom being used for perpetual care and maintenance.

On taking control under date of February 2, 1939, the new management definitely terminated any further sale of BROOKLAWN lots on an investment basis. Future sales will be only for immediate or future use for burial purposes.

"Some of the present lot-holders are retaining lots for investment only. These holdings can be listed for resale and net funds from all sales for immediate use will be ap-

plied to this purpose. Sales for future use will provide immediate operating and development funds. It is apparent that no large amount of investment holdings can be resold except over a period of years. We believe that your BROOKLAWN investment is secure but that patience will be required on the part of those who may desire to dispose of their property.

"Your Directors are in full operating control of ALL policies and management. We pledge ourselves to a sound and careful management of the BROOKLAWN property.

"We would also state that we are serving as Directors with NO recompense for our services until BROOKLAWN is in a permanently strong financial condition.

"Your cooperation with the Trustees of YOUR property is earnestly requested. Only by full cooperation can your investment be protected.

"The Board of Directors have announced the appointment as General Manager of Lee S. Mytinger, formerly Director of Memorial Instruction of the world famous Forest Lawn Memorial Park at Glendale, California. He brings to Portland the type of ability and experience needed to make BROOKLAWN MEMORIAL PARK outstanding in its service to this community.

"A complete audit of the accounts of the Company has been made by Millett, Fish & Dresser, Certified Public Accountants, copy of which is on file at the Company's office.

"We will gladly furnish, through the Portland Office, additional information as requested at any time."

This is signed by the Board of Directors of Brooklawn Memorial Park, March 14th, 1939, seven of the directors signing.

So we have had repeated in Maine a racket known to have existed from the Atlantic to the Pacific, and we find it has been under the cloak of protection of the high office of the Attorney General of the State of Maine.

What he has got out of it nobody knows; but it seems that his associations and connections with Mr. Vahey are very close. In fact, I do not believe that any prosecution can ever be expected from the Attorney General. We find that he employed Mr. Vahey, of Boston, to do some work for him as Assistant

Attorney of the State of Maine, and that he was paid the sum of \$200 in the year 1938.

Under these circumstances, I wonder if there is a member of this House, or this entire Legislature, who would expect a director of one of these corporations, who is Attorney General of the State of Maine, who has employed and retained the real promoter of one of these corporations in the State of Maine as Assistant Attorney General of the State of Maine, to prosecute the people who have actually robbed the poor citizens of Maine?

There is one man in this House this morning who has well within his own knowledge the facts concerning a big full-page advertisement in a newspaper stating that a Portland bank had agreed to take control of the Perpetual Care fund; but I call your attention to the letter of March 14 in which it says that an individual is the trustee and not a bank.

The bank and its directors, I am advised, knew nothing of this advertisement by which this crowd sought to put them in the saddle.

Now I want to call your attention to the fact, if I did not do so before, that this letter is on their own stationery. It is not just a copy. Now this company is the one that holds the ten per cent that they are apparently holding back. But we are wondering who is controlling Brooklawn and who knows whether or not these selling schemes are going to be continued to be fostered on the people of the State of Maine. Who knows that there is not an underlying contract by which this same man, James H. Vahey, who skipped the State, and his crowd, will not be back here after the Legislature adjourns? That is my reason for presenting this order.

Just think, members, the salesman who took \$9,000 from the poor old widow in one day got as compensation for his day's work \$2700, thirty per cent of the total amount.

Now the directors of this company may tell you that they did not know about this letter that I have here dated November 17, 1938. They will tell you that they stopped in the early part of 1938 from selling lots for investment purposes. I say that as late as November 17th they were still up to those capers.

Here is a copy of a letter you can find on file in the Bank Commis-

sioner's office. It is a copy of a letter to a lady in Yarmouth.

"Dear Madam:

"During the past three years I have written you several times regarding an Investment Opportunity which my company has to offer.

"This Investment combines "Safety" and "Unusual Profit Possibilities".

"Several hundred persons in the State of Maine have since availed themselves of this opportunity because:

"1st. There has **never** been a failure in this business during the past 100 years according to a reliable Statistical Service.

"2d. The value of this Investment increases automatically because its market is based on the surest thing in the world.

3rd. This business is not affected by depressions or stock market slumps.

"4th. More than \$100,000,000 has been invested in this industry during the past seven years.

"This Investment is not a Stock—Bond or Oil Royalty.

"Just sign the enclosed card and return in the postage paid envelope and full details will be furnished you without obligation.

Very truly yours,

(Signed) James H. Vahey,
President."

If anyone wants to see a copy of that letter, the original is in the office of the Bank Commissioner.

Think of sending out a letter like that to the people of the State of Maine! I want to ask you: Did not that letter violate the Blue Sky Law of this State? I wonder if the Attorney General started any investigation about that letter? Has he started any action against Mr. Vahey for sending out such letters? Oh no. Nothing has been done, although they have started investigating some companies in the last few days because they have become frightened. We find that the Attorney General knew about this letter, because you find in a corner of the original a pencil notation which says that it was returned from his office December 15, 1938.

Now, members, I do not have to go further or take any more of your time to convince you that the most terrible racket that ever existed in the State of Maine is now in our midst.

It ought not to be necessary to argue that the Legislature should immediately investigate this matter to see that fitting legislation is enacted to protect our people against any such racket in the future; and if there is a man in this body who condones such action and who wants to protect any officials involved, I say let him rise and speak his defense of such conduct; let him be known as one who condones such action as would permit our widows and orphans and old people to be robbed of their life savings and be made the subjects of charity.

So I say, if there is a member of this House who condones this sort of act, who feels that the officials connected with it should go without condemnation, who feels that the real parties should not be exposed, I repeat, let him rise here in defense, or by his failure to vote for the passage of this order or by tabling this order, by either one of those acts, may that man be marked as one who does not stand in defense of the poor people of the State.

Now, Mr. Speaker, I move that the order be passed, and when we come to the one that is already on the table I will ask for indefinite postponement of that order.

The SPEAKER: The Chair recognizes the member from Old Town, Mrs. Latno.

Mrs. LATNO: Mr. Speaker, I move that the rules be suspended and that the members be permitted to smoke.

The SPEAKER: The member from Old Town, Mrs. Latno, moves that House Rule 25 be suspended and that the members be permitted to smoke. Is this the pleasure of the House?

The motion prevailed.

Mr. VARNEY of Berwick: Mr. Speaker, I move that this order be indefinitely postponed, and in justification of that I simply want to state that I do not pretend to know anything about the particular affair which the gentleman has been talking about and I do not think it is any of the business of this Legislature.

We have courts, we have prosecuting officers, and we have grand juries, and the grand juries are selected from the citizenry of the State of Maine, and if there are any officials in the State of Maine or any citizens in the State of Maine, or any people who are not citizens

of the State of Maine who are violating our law, and the gentleman from Weston (Mr. Bubar) or anyone else has information to the effect, I am sure he will be heard before any of our grand juries.

If this Legislature wants to launch off onto a program of investigation into all the crimes and schemes that are being perpetrated here in the State of Maine, I can think of several other schemes for collecting funds from old and poor people in the State of Maine which perhaps we should investigate along with this particular thing. I therefore hope that my motion to indefinitely postpone will prevail, in order that we may proceed along here making laws for the State of Maine and not try to get into a department which has nothing to do with us at all.

Mr. HINMAN of Skowhegan: Mr. Speaker, I want to be respectful to the gentleman from Weston, Mr. Bubar, but I would also like to be respectful to the House. I submit to you though I cannot speak from the point of view of an attorney, common sense would tell me that this Legislature has other duties than trying to take over the action of our courts. If the statements of the gentleman are true, there is no question in the mind of any sound-thinking man but what there is sufficient redress without we laymen of the Legislature attempting to delve into those kinds of affairs. I hope the motion of the gentleman from Berwick, Mr. Varney, may prevail.

Mr. McGLAUFILIN of Portland: Mr. Speaker, I wish to second the motion of the gentleman from Berwick, Mr. Varney. I listened in vain to find anything definite about the cemeteries mentioned in Portland. It is easy to make charges. It is quite another thing to prove them. It would be necessary, in my opinion, to have this order investigated by a committee before it should be passed, and this Legislature has no time to go into any such investigation as was mentioned in this order at this late part of the session.

Another thing, while I know nothing particularly about the facts, I suspect very much that there is something behind this that does not appear. I hope the motion for indefinite postponement will prevail.

Mr. MILLS of Farmington: Mr. Speaker, I have every respect for

the Attorney General of the State of Maine. I believe he is an honest man. I believe he has been upright so far as I know. I don't think that this motion of the Floor Leader (Mr. Varney) should prevail because it will look to the people of the State of Maine as though we are trying to put aside something, put aside an investigation. If the facts as stated this morning are true, there should be an investigation, and I don't believe the Attorney General would want us to do that. I believe he would want a thorough investigation and have the facts come to light.

There is plenty of precedent for an investigation on the part of the Legislature of the State to be done during the recess from one Legislature to another. I recall that several members of this body were on a Recess Committee to investigate certain activities of a group which had done things which are similar to those charged here this morning, and that went right along. Now when the thing touches on our skirts, why should we as Republicans hide away from it and try to indefinitely postpone it? I think in the interest of fairness that it would perhaps be a good thing to have an investigation made during the recess from one Legislature to another.

Mr. HINMAN: Mr. Speaker, I am rather surprised that an attorney would take the stand that the Legislature is interested in this particular subject. I maintain that you are laying out perhaps a year's job, and that this Legislature is not delegated to go to any such expense for anything of this sort. There are other channels through which it should be handled. If there is justice in the statements the gentleman has made, there is ample redress, and it is not fair to ask this Legislature to go to the expense of making that kind of an investigation.

The SPEAKER: The Chair recognizes the gentleman from Bucksport, Mr. Emery.

Mr. EMERY: Mr. Speaker, I move the previous question.

Mr. MILLS: Mr. Speaker—

The SPEAKER: For what purpose does the gentleman rise?

Mr. MILLS: To ask the gentleman a question, Mr. Speaker.

The SPEAKER: The gentleman from Bucksport, Mr. Emery, moves

the previous question. To entertain the motion for the previous question requires the affirmative vote of one-third of the members present. As many as are in favor of the motion for entertaining the previous question will rise and stand in their places until counted and the Monitors will make and return the count.

A division was had.

The SPEAKER: Obviously less than one-third of the members present having arisen, the motion is lost.

Mr. MILLS: Mr. Speaker, I would like to ask through the Chair a question of the gentleman from Skowhegan (Mr. Hinman).

The SPEAKER: The gentleman from Farmington, Mr. Mills, addresses a question through the Chair. The gentleman from Skowhegan (Mr. Hinman) may answer if he wishes.

Mr. MILLS: Was there not, Mr. Hinman, ample recourse two years ago through the courts for the investigation of the Maine Seacoast Fisheries, concerning which a recess commission was set up to investigate the activities of that corporation?

The SPEAKER: The gentleman from Skowhegan, Mr. Hinman, may answer if he wishes.

Mr. HINMAN: Mr. Speaker, I do not think that is a proper question to ask me. In fact, I do not know whether there was or not. I have never been in the habit of getting too much interested in that kind of legislation.

Mr. BUZZELL of Belfast: Mr. Speaker, I do not hold a brief for any of the parties that have been mentioned.

In the first place, I want to thank the Representative from Old Town for permitting Rule 25 to be suspended at this particular time. I wish that there might be another rule perhaps permitting other liberties to go along with it just now. (Laughter)

I could not help but think, while the member from Weston (Mr. Bubar) was speaking, of what the cost was going to be of even printing his address of information this morning. And then it seemed to me as if I could hark and hear with the other ear some of the old folks at home that might be saying: "You are twelve weeks along in this Legislature, and, while the State of Maine is committed to old age as-

sistance, what are you going to do for us? Are you going to sit much longer and listen to such propositions as we have listened to here this morning?

I do not know just whose toy political balloon I may be puncturing at this time, but I think I have a solution for taking care of this order.

In the very first part of the session of this Legislature we had an order introduced to examine into a certain criminal case known as the Carroll case, over in another section of the State. The courts had passed upon that, and we, very properly, I think, dismissed it from our attention.

Now we have splendid county attorneys in this State in all of the counties; we have splendid courts and splendid judges, and if any cheating has been going on that ought not to be carried on, if some of the interested parties will make complaints, they will be taken care of in regular order. While we might make an investigation, while we might form a committee or have one appointed, I believe that the courts are amply able to take care of the entire situation.

I have listened to so many figures in connection with this cemetery proposition that it seems I almost have a cemetery complex.

This makes me think of the story of a certain professor of one of our well-known eastern institutions who took a trip westward one day, and, as he passed by a large range that had many cows on it, he viewed them and estimated their number from the rear of the last passenger car of a very fast passenger train. At last one of the passengers said to the conductor: "There is a gentleman on the rear of this car who is liable to go over the rail there and commit suicide whether he wants to or not." So the conductor went out and interviewed him and he told him what he was doing. He said that he was making a survey of the number of cows on these large ranches. The conductor happened to know how many there were on a certain ranch that they were coming to before long. The man surveyed that range. "How many cows did you make in that pasture?" says the conductor. "Two hundred and nine." "That is right." The other man looked up and said, "That ranch happens to

belong to a relative of mine and I know he has just 209 cows. How did you do it?" He says, "I am a professor of the Massachusetts Institute of Technology, and I am a rapid calculating gentleman in my class. All you have to do is to count the number of cows' legs and divide by four and you have the number of cows." (Laughter)

It strikes me, Mr. Speaker and members of the House, that there is a little too much calculation there and too many figures for us to entertain at this time in this way. I hope that the motion of our splendid floor-leader prevails and that we send this order out along with the Carroll order to their respective—I won't say cemeteries, but together.

Mr. BUBAR: Mr. Speaker, just one word more.

It has been suggested that this be given over to the courts, but I want to suggest that complaints have already been made and that there was much delay in looking into these cases. That is the reason for presenting this order.

One thing more that has been suggested, and that is that there is something more behind this than just appears on the surface. I will say there surely is. But, for my part, the only thing behind it is that since I presented the order last week, the first one, I did a little personal investigation, and anything I have given here is material I have found upon investigation. It has all been upon my own personal initiative and not upon the urging or upon the part of someone else.

I stated before I have nothing against this gentleman and I have no bone to pick with him this morning. This material I have presented are the facts as I have found them, and I am not trying to pull chestnuts out of the fire for somebody else.

The SPEAKER: The gentleman from Weston, Mr. Bubar, moves the passage of the order. The Chair will have to rule, under Joint Rules 18 and 21, which require the reference to a committee of any order appropriating money or calling for the expenditure of money, the motion for passage is not in order. The gentleman from Berwick, Mr. Varney, moves that the order be indefinitely postponed. Is the House ready for the question? All those in favor of the motion of the gen-

tleman from Berwick, Mr. Varney, that the order be indefinitely postponed will say aye; those opposed no.

A viva voce vote being taken, the motion prevailed, the order was indefinitely postponed and sent up for concurrence.

The SPEAKER: Are there any other orders.

Mr. MURCHIE of Calais: Mr. Speaker, I would like to take a moment of the time of the House at this time to say that the sad news has just reached me of the passing this morning of Hon. Irving W. Case of Lubec.

While the younger members may not quite remember Mr. Case, I am sure he has had close and intimate contact with everyone here over thirty years of age for many years.

Mr. Case served with distinction as a member of this House in the sessions of 1919 and 1921 and with equal distinction as a member of the Senate in 1925 and 1927. Beginning with the Legislature of 1929, Mr. Case has been the valued clerk of the Joint Committee on Ways and Bridges.

A public spirited citizen, a careful and valuable legislator and a painstaking and efficient clerk of a busy committee, the State in the passing of Mr. Case has lost an outstanding citizen.

Mr. Speaker, I move you that the Clerk be instructed to send flowers for the funeral of Mr. Case and transmit to the widow the sympathy of this House.

The SPEAKER: The gentleman from Calais, Mr. Murchie, moves that the Clerk be instructed to send flowers to the funeral of the late Irving W. Case and that he be instructed to send a letter of sympathy from the House.

The motion prevailed.

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

From the Senate: Senate Report of the Committee on Legal Affairs on Bill "An Act to Change the Charter of the City of Calais" (S. P. 459) (L. D. 1002) reporting that it "Ought to pass."

Comes from the Senate, report read and accepted and the bill amended by Senate Amendment "A" and passed to be engrossed as so amended.

In the House, report read and accepted, and on motion by Mr. Murchie of Calais, under suspension of the rules, the bill was given its two several readings.

Senate Amendment "A" read by the Clerk and adopted; and on further motion by Mr. Murchie the bill had its third reading and was passed to be engrossed as amended in concurrence.

Reports of Committees Ought Not To Pass

Mr. Emery from the Committee on Appropriations and Financial Affairs reported "Ought not to pass" on Bill "An Act Creating the Maine Re-habilitation Commission" (H. P. 1765) (L. D. 934)

Same gentleman from same Committee reported same on Resolve for the Repair of the Dam at Mud Lake in Moro Plantation (H. P. 1540) (L. D. 685)

Mr. Gyger from same Committee reported same on Resolve Appropriating Money for Copying Old Records of the Towns of Penobscot, Sedgwick and Brooksville (H. P. 1538) (L. D. 683)

Mr. Murchie from same Committee reported same on Bill "An Act relating to State Aid to Agricultural Societies" (H. P. 1309) (L. D. 526)

Mr. Donahue from the Committee on Legal Affairs reported same on Bill "An Act to Repeal Sunday Closing Law" (H. P. 1658) (L. D. 732)

Mr. Dow from same Committee reported same on Bill "An Act relating to Primary Elections for Senators in the counties of Cumberland, Androscoggin and Penobscot" (H. P. 1791) (L. D. 958) together with Petitions H. P. 1937, 1938, 1939 and 1956.

Mr. Payson from same Committee reported same on Bill "An Act Creating a Department of Professional Licensing" (H. P. 1645) (L. D. 755)

Mr. Pike from same Committee reported same on Bill "An Act relating to Investment of Trust Funds" (H. P. 1653) (L. D. 731)

Reports were read and accepted and sent up for concurrence.

Refer to the Committee On Legal Affairs—Report Tabled

Mr. Walker from the Committee on Counties on Bill "An Act relating to the Compensation of the National Guard" (H. P. 1408) (L. D.

551) reported that same be referred to the Committee on Legal Affairs. (On motion by Mr. Lambert of Lewiston, tabled pending acceptance of committee report)

Ought To Pass In New Draft

Mr. Dwinall from the Committee on Legal Affairs on Bill "An Act to Incorporate the City of Rockland School District" (H. P. 1166) (L. D. 485) reported same in a new draft (H. P. 2018) under same title and that it "Ought to pass"

Mr. Dow from same Committee on Bill "An Act relating to Civil Service in the city of Auburn" (H. P. 1173) (L. D. 458) reported same in a new draft (H. P. 2019) under same title and that it "Ought to pass"

Reports were read and accepted and the new drafts ordered printed under the Joint Rules.

Ought To Pass

Mr. Buzzell from the Committee on Legal Affairs reported "Ought to pass" on Bill "An Act relating to Copies of Records" (H. P. 1662) (L. D. 713)

Same gentleman from same Committee reported same on Bill "An Act Changing the Name of the Maine Conference of the Methodist Episcopal Church" (H. P. 1836) (L. D. 997)

Mr. Shesong from same Committee reported same on Bill "An Act relating to Removal of Paupers" (H. P. 1664) (L. D. 904)

Reports were read and accepted.

Ought to Pass with Committee Amendment

Mr. Donahue from the Committee on Legal Affairs on Bill "An Act Changing Ward Boundaries in the city of Saco" (H. P. 1169) (L. D. 488) reported "Ought to pass" when amended by Committee Amendment "A" submitted therewith.

Mr. Williams from Committee on Motor Vehicles on Bill "An Act relating to the Registration of Non-Resident Owned Motor Vehicles" (H. P. 1697) (L. D. 927) reported "Ought to pass" when amended by Committee Amendment "A" submitted therewith.

Reports were read and accepted.

First Reading of Printed Bills and Resolve

Bill "An Act relating to Selling or Giving Liquor to Indians" H. P. 1150) (L. D. 467)

Bill "An Act relating to the Licensing of Aircraft" (H. P. 1439) (L. D. 619)

Bill "An Act relating to Paupers" (H. P. 1599) (L. D. 728)

Bill "An Act relating to Support of Child Committed to Custodial Agency by Municipal Courts" (H. P. 1600) (L. D. 729)

Bill "An Act relating to Custodial Care of Children" (H. P. 1602) (L. D. 730)

Bill "An Act relating to Transfer of Inmates of State Institutions" (H. P. 1605) (L. D. 698)

Bill "An Act relating to Commitments to the Pownall State School" (H. P. 1606) (L. D. 699)

Bill "An Act relating to Disposal of Minor Children in Divorce Proceedings" (H. P. 1609) (L. D. 702)

Bill "An Act providing for the Disposition of Moneys from the Tax on Gasoline Purchased for Use in Internal Combustion Engines" (H. P. 1983) (L. D. 1058)

Bill "An Act relating to the Weight of Commercial Motor Vehicles" (H. P. 1996) (L. D. 1059)

Bill "An Act relating to Registration Fees to be Paid for Registration of Funeral Coaches and Funeral Hearses" (H. P. 1997) (L. D. 1060)

Resolve Naming "Perleys Pond" (H. P. 1994) (L. D. 1061)

Bills were read twice, Resolve read once, and tomorrow assigned.

First Reading of Printed Bills With Committee Amendments

Bill "An Act relating to Registration of Certain Trucks" H. P. 285) (L. D. 92)

The SPEAKER: The Clerk will read Committee Amendment "A".

Committee Amendment "A" to H. P. 285, L. D. 92, Bill "An Act Relating to Registration of Certain Trucks"

Amend said Bill by striking out the word "owned" in the 12th line of paragraph b of Sec. 40, and inserting in place thereof the word "raised".

Thereupon, the bill had its two several readings, Committee Amendment "A" was adopted and the bill was assigned for third reading tomorrow morning.

Bill and Amendment Tabled

Bill "An Act to Provide Moral Instruction for Children in Connection with the Public Schools" (H. P. 1312) (L. D. 535)

The bill had its two several readings.

The SPEAKER: The Clerk will read Committee Amendment "A".

Committee Amendment "A" to H. P. 1312, L. D. 535, Bill, "An Act to Provide Moral Instruction for Children in Connection with the Public Schools"

Amend said Bill by adding at the end thereof the following section:

"Sec. 7. Intent of act. It is hereby declared to be the intent of the legislature that this act shall be permissive, and not mandatory."

On motion by Mr. Stilphen of Dresden, the bill and amendment were tabled pending the adoption of Committee Amendment "A".

Passed to be Engrossed

Bill "An Act relating to Inheritance and Estate Tax Law" (S. P. 259) (L. D. 446)

Bill "An Act to Extend the Charter of the Patten Water and Power Co." (S. P. 288) (L. D. 433)

Bill "An Act to Extend the Charter of the Vanceboro Water Company" (S. P. 289) (L. D. 434)

Bill "An Act Defining Jack-light" (S. P. 360) (L. D. 775)

Sent up for concurrence.

Bill "An Act relating to the Recording of Personal Property Mortgages" (H. P. 899) (L. D. 314)

Was reported by the Committee on Bills in the Third Reading.

Mr. Bird of Rockland, then offered House Amendment "A" and moved its adoption.

House Amendment "A" to H. P. 899, L. D. 314, Bill "An Act Relating to the Recording of Personal Property Mortgages."

Amend said Bill by striking out in the 3rd line of the 2nd paragraph the words "for record" and inserting in place thereof the words 'and entitled to be recorded'; and further amend said Bill by adding at the end thereof the words 'shall be added later'.

Thereupon, House Amendment "A" was adopted, the bill had its third reading and was passed to be engrossed as amended and sent up for concurrence.

Passed to be Engrossed (Continued)

Bill "An Act to Provide for the Organization of Non-profit Hospital Service Corporations" (H. P. 1433) (L. D. 612)

Bill "An Act relative to the

Powers of the Insurance Commissioner" (H. P. 1435) (L. D. 614)

Bill "An Act relating to Sports and Recreation Centers" (H. P. 1581) (L. D. 687)

Bill "An Act relating to Group Insurance" (H. P. 1673) (L. D. 883)

Bill "An Act relating to Registration Fees of Motor Vehicles" (H. P. 1929) (L. D. 1028)

Bill "An Act relating to Additional Industrial and Vocational Training in State Institutions" (H. P. 1969) (L. D. 1038)

Bill "An Act relating to Election of Commissioners of Police in Sanford" (H. P. 1981) (L. D. 1051)

Bill "An Act Amending the Acts relating to the Prevention of Fires" (H. P. 1982) (L. D. 1052)

Resolve Changing the Name of Fitzgerald Pond (H. P. 896) (L. D. 353)

Resolve Permitting a Wharf and Boathouse to be Built on Pleasant Lake in Casco, Maine (H. P. 897) (L. D. 354)

Resolve Authorizing the Forest Commissioner to Convey Certain Interest of the State in Land in Washington County to Mrs. Jennie G. Lane of Calais (H. P. 1987) (L. D. 1056)

Sent up for concurrence.

Amended Bill

Bill "An Act to Extend the Charter of the Bluehill Water Company" (H. P. 923) (L. D. 362)

Was reported by the Committee on Bills in the Third Reading, read the third time, and passed to be engrossed as amended in concurrence.

Amended Resolve

Resolve Creating a Recess Committee to Consider Using the Facilities of the Eastern State Normal School for Other Educational Purposes (H. P. 1984) (L. D. 1053)

Was reported by the Committee on Bills in the Third Reading, read the second time, passed to be engrossed as amended and sent up for concurrence.

Passed to be Enacted (Emergency Measure)

An Act to Provide for the Surrender by Concord Plantation of its Organization (H. P. 1876) (L. D. 1020)

The SPEAKER: This being an emergency measure, it requires for its passage the affirmative vote of two-thirds of the entire elected membership of the House. All

those who are in favor of the passage of Bill "An Act to Provide for the Surrender by Concord Plantation of its Organization" will rise and stand in their places until counted and the Monitors will make and return the count.

A division being had,

One hundred and twenty-one voting in the affirmative and none in the negative, 121 being more than two-thirds of the entire elected membership of the House, the bill was passed to be enacted.

Passed To Be Enacted

An Act to Amend An Act relating to Unemployment Compensation (S. P. 141) (L. D. 122)

An Act relating to Bonds on Mesne Process and Disclosures After Judgement (S. P. 368) (L. D. 800)

An Act relating to Penalties for Removing Identification Marks from Motor Vehicles (S. P. 384) (L. D. 787)

An Act Enlarging the Discretionary Powers of the Liquor Commission (S. P. 429) (L. D. 974)

An Act relating to Insurance Agents and Brokers (S. P. 473) (L. D. 1007)

An Act to Incorporate the Lisbon Water District (H. P. 917) (L. D. 355)

An Act relating to the Election of Officers in the town of Oakland (H. P. 920) (L. D. 360)

An Act relating to the Livermore Falls Water District (H. P. 938) (L. D. 367)

An Act to Incorporate the Boothbay-Boothbay Harbor Cemetery District (H. P. 1176) (L. D. 493)

Mr. FELLOWS of Augusta: Mr. Speaker, in view of the fact that several of the County Delegations have been invited to the Blaine Mansion for lunch at twelve o'clock, I move that after the Clerk has read the notices, we adjourn until tomorrow morning at ten o'clock.

The motion prevailed, and House so adjourned.