

# MAINE STATE LEGISLATURE

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**LEGISLATIVE RECORD**

**OF THE**

***Ninety-Fifth Legislature***

**OF THE**

**STATE OF MAINE**

**1951**

**DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE**

**SENATE**

Tuesday, February 20, 1951

The Senate was called to order by the President.

Prayer by the Reverend Robert Brackley of Hallowell.

Journal of Friday, February 16, 1951, read and approved.

The PRESIDENT: I believe at this time we are going to be highly honored by the presence of one of Maine's most beautiful girls, to be exact, the Apple Queen of Maine.

Inasmuch as she comes from Cumberland County, your presiding officer had a very difficult choice as to who might escort her to the rostrum and Senator Allen demanded this privilege as chairman of the delegation. So the Sergeant-at-Arms will escort Senator Allen, who will escort to the rostrum, the Apple Queen of Maine.

The Senator from Cumberland, Senator Allen, escorted to the rostrum, Miss Anne Bachelder of Gorham, Maine, Apple Queen of Maine.

The PRESIDENT: It gives me a great deal of personal pleasure to shake the hand of and introduce to the Senate, the Apple Queen of Maine. The Chair will inform the members of the Senate that they are being honored by a presentation of apples from the hand of the Apple Queen, who will go around among you and pass around apples.

**From the House**

The Committee on Business Legislation on Bill "An Act Relating to the Provident Loan Company," (H. P. 101) (L. D. 49) reported that the same ought to pass.

The Committee on Sea and Shore Fisheries on "Resolve Regulating the Taking of Clams in the Town of East Machias," (H. P. 654) (L. D. 365) reported that the same ought to pass.

The same Committee on "Resolve Relating to the Taking of Alewives from Walker's Brook," (H. P. 552) (L. D. 300) reported that the same ought to pass.

The same Committee on "Resolve Relating to Fishing in the Towns of Bucksport and Verona," (H. P. 551) (L. D. 299) reported that the same ought to pass.

The same Committee on "Resolve Relating to Digging of Clams in the Town of Harrington," (H. P. 331) (L. D. 177) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Revocation and Suspension of Sea and Shore Fisheries Licenses," (H. P. 653) (L. D. 372) reported that the same ought to pass.

The same Committee on Bill "An Act Permitting the Digging of Clams, Quahogs, and Mussels in Mousam River and its Tributaries for Bait Only," (H. P. 550) (L. D. 311) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to the Taking of Clams in Cobscook River in the Township of Edmunds" (H. P. 438) (L. D. 257) reported that the same ought to pass.

The same Committee on Bill "An Act Relating to Propagation and Cultivation of Clams, Quahogs and Mussels in Deorganized Towns," (H. P. 437) (L. D. 261) reported that the same ought to pass.

The same Committee on Bill "An Act Regulating Shooting Seals in Certain Waters of York County," (H. P. 244) (L. D. 140) reported that the same ought to pass.

Which reports were severally read and accepted in concurrence, the bills and resolves read once and tomorrow assigned for second reading.

The Committee on Legal Affairs on Bill "An Act Relating to Powers of Gorham Village Corporation," (H. P. 90) (L. D. 36) reported the same in a new draft (H. P. 1191) (L. D. 665) under the same title and that it ought to pass.

Which report was read and accepted in concurrence, and the bill in new draft read once and tomorrow assigned for second reading.

The Majority of the Committee on Welfare on Bill "An Act Relating to Pauper Relief," (H. P. 174) (L. D. 105) reported that the same ought to pass.

(signed)

Senators: McKUSICK of Piscataquis  
 FULLER of Oxford  
 BOUCHER  
 of Androscoggin

Representatives:

PATTERSON of Freeport  
 GERRISH  
 of Old Orchard Beach  
 LESSARD of Skowhegan  
 FENN of Bath  
 MAXWELL of Winthrop  
 CLEMENTS of Belfast

The Minority of the same Committee on the same subject matter reported that same ought not to pass.

(signed)

Representative:

BUBAR of Blaine

Comes from the House, the Majority Report read and accepted, and the bill passed to be engrossed.

In the Senate, on motion by Mr. McKusick of Piscataquis, the Majority "Ought to Pass" report was read and accepted in concurrence, the bill read once, and tomorrow assigned for second reading.

The Committee on Business Legislation on Bill "An Act to Regulate Trust Investments," (H. P. 102) (L. D. 50) reported that the same ought to pass.

Which report was read and accepted in concurrence, the bill read once and tomorrow assigned for second reading.

Bill "An Act Relating to the Post-Audit of Maine Forestry District." (H. P. 1165) (L. D. 729)

Which was referred to the Committee on Appropriations and Financial Affairs in concurrence.

"Resolve Creating a Legislative Interim Committee to Implement the Engineering and Economic Study of 'Maine Highway Needs.'" (H. P. 1115) (L. D. 746)

Which was referred to the Committee on Highways in concurrence.

"Resolve Regulating Ice Fishing in Notched Pond in Cumberland County." (H. P. 1163) (L. D. 702)

mittee on Inland Fisheries and Which was referred to the Com-Game in concurrence.

"Resolve Proposing an Amendment to the Constitution to Exempt Rental Agreements with the Maine School Building Authority from the Limitation of Municipal Indebtedness." (H. P. 1082) (L. D. 695)

Bill "An Act Relating to Composite Certificates of Organization of Corporations." (H. P. 1108) (L. D. 688)

Bill "An Act Amending the Charter of the City of Augusta in Regard to Criminal Fees." (H. P. 1109) (L. D. 689)

Bill "An Act Relating to Costs in Municipal Courts." (H. P. 1110) (L. D. 690)

Bill "An Act to Incorporate the Rumford Finance Co., Inc." (H. P. 1111) (L. D. 691)

Bill "An Act Clarifying the Definition of 'Compact' in the Highway Laws." (H. P. 1112) (L. D. 692)

"Resolve Proposing an Amendment to the Constitution Providing for Annual Sessions of the Legislature." (H. P. 1113) (L. D. 693)

"Resolve Proposing an Amendment to the Constitution Providing for Additional Signers for Direct Initiative of Legislation." (H. P. 1114) (L. D. 694)

Bill "An Act Relating to Trespass on Lands." (H. P. 1174) (L. D. 730)

Bill "An Act Relating to Dumping of Rubbish in Highways." (H. P. 1175) (L. D. 731)

Bill "An Act Establishing the Low Water Mark at the Dam at Welchville, Oxford County." (H. P. 1176) (L. D. 732)

Bill "An Act to Amend the Charter of the Western Somerset Municipal Court." (H. P. 1177) (L. D. 733)

Which were severally referred to the Committee on Judiciary in concurrence.

Bill "An Act to Create a Town Council-Manager Form of Government for the Town of Limestone." (H. P. 1116) (L. D. 703)

Bill "An Act to Incorporate the Town of Charleston School District." (H. P. 1117) (L. D. 704)

Bill "An Act to Incorporate the Town of Orrington School District." (H. P. 1118) (L. D. 705)

Bill "An Act to Amend the Charter of the City of Bath." (H. P. 1119) (L. D. 706)

Bill "An Act to Grant a New Chartered to the City of Calais." (H. P. 1120) (L. D. 707)

Bill "An Act Relating to the Ogunquit Village Corporation." (H. P. 1121) (L. D. 708)

Bill "An Act to Create the Town of Columbia Falls School District." (H. P. 1122) (L. D. 709)

Bill "An Act Amending the Charter of the Town of Camden." (H. P. 1123) (L. D. 710)

Bill "An Act Amending the Charter of the City of Rockland." (H. P. 1179) (L. D. 734)

Bill "An Act Relating to Pension for Members of the Police Department of the City of Auburn." (H. P. 1180) (L. D. 736)

Bill "An Act Amending the Charter of the City of Auburn." H. P. 1181) (L. D. 735)

Bill "An Act to Repeal the Incorporation of Bridgton Centre Village Corporation." (H. P. 1182) (L. D. 737)

Bill "An Act to Repeal the Charter of the Bay Point Village Corporation." (H. P. 1183) (L. D. 738)

Bill "An Act Relating to Pensions for Firemen of the City of Bangor." (H. P. 1184) (L. D. 739)

Bill "An Act Relating to Pensions to Dependent Survivors of City Employees of the City of Bangor." (H. P. 1185) (L. D. 740)

Which were severally referred to the Committee on Legal Affairs in concurrence.

Bill "An Act to Designate Certain Waters of the Dead River as Flagstaff Lake." (H. P. 1124) (L. D. 696)

Which was referred to the Committee on Natural Resources in concurrence.

"Resolve for Development of State Park Facilities." (H. P. 1125) (L. D. 697)

Which was referred to the Committee on Public Buildings and Parks in concurrence.

Bill "An Act to Limit, Define and Confirm the Powers and Purposes of the Lewiston-Auburn Transit Company." (H. P. 1126) (L. D. 711)

Bill "An Act to Incorporate the Wells Beach Sewer District." (H. P. 1127) (L. D. 712)

Bill "An Act to Incorporate the Kennebunk Light and Power District." (H. P. 1128) (L. D. 713)

Bill "An Act to Incorporate the Porter's Landing Water District." (H. P. 1129) (L. D. 714)

Which were severally referred to the Committee on Public Utilities in concurrence.

Bill "An Act Relating to Scallop Fishing Licenses." (H. P. 1130) (L. D. 699)

Bill "An Act Regulating the Taking of Marine Worms." (H. P. 1131) (L. D. 698)

Bill "An Act Relating to the Taking of Alewives in Winnegance Lake in the City of Bath and the Towns of Phippsburg and West Bath." (H. P. 1186) (L. D. 744)

"Resolve Relating to the Use of Seines in Medomak River, Lincoln County." (H. P. 1132) (L. D. 700)

Bill "An Act Regulating the Digging of Marine Worms in the Town of Stockton Springs, Waldo County." (H. P. 1187) (L. D. 741)

Bill "An Act Relating to the Digging of Clams in the Town of St. George." (H. P. 1188) (L. D. 742)

Bill "An Act Relating to the Digging of Clams for Commercial Purposes in the Towns of Waldoboro and Bremen." (H. P. 1189) (L. D. 743)

Which were severally referred to the Committee on Sea and Shore Fisheries in concurrence.

Bill "An Act Relating to Payments to Certain Towns in Lieu of Taxes." (H. P. 1134) (L. D. 701)

Which was referred to the Committee on Taxation in concurrence.

Bill "An Act to Amend the Charter of the City of Augusta by Providing for the Appropriation of School Funds by the City Council." (H. P. 1178) (L. D. 745)

Bill "An Act Describing the Jefferson-Somerville Town Line, Lincoln County." (H. P. 1190) (L. D. 718)

Which were severally referred to the Committee on Towns and Counties in concurrence.

"Resolve in Favor of Mrs. Henry Peterson, of Norridgwock," (H. P. 1196)

Which was referred to the Committee on Claims in concurrence.

"Resolve in Favor of the City of Waterville." (H. P. 1198)

"Resolve in Favor of the Town of Stetson." (H. P. 1199)

"Resolve in Favor of the City of Saco." (H. P. 1200)

"Resolve in Favor of the Town of Houliou." (H. P. 1201)

"Resolve in Favor of the Town of Smithfield." (H. P. 1202)

"Resolve in Favor in the Town of Mercer." (H. P. 1203)

Which were severally referred to the Committee on Highways in concurrence.

"Resolve Providing for State Pension for Miss Leola Carleton, of Danforth." (H. P. 1217)

"Resolve Providing for State Pension for Annie Pushard, of Gardiner." (H. P. 1218)

"Resolve Providing for State Pension for Austin Wiley of Madawaska." (H. P. 1219)

"Resolve Providing for State Pension for A. Lewis Baker of Houlton." (H. P. 1220)

"Resolve Providing for an Increase in State Pension for Flora E. Mosher of Smithfield." (H. P. 1221)

Which were severally referred to the Committee on Welfare in concurrence.

#### Referred To Committee

The following Bill was transmitted by the Director of Legislative Research pursuant to Joint Orders S. P. 138 and S. P. 256 and on recommendation by the Committee on Reference of Bills, was referred to the following Committee:

#### Business Legislation

Mr. Leavitt of Cumberland presented Bill "An Act Relating to Drive-In Theaters." (S. P. 340)

(Ordered printed.)

Sent down for concurrence.

#### Order

On motion by Mr. Ward of Penobscot, it was

ORDERED that 500 additional copies of bill, An Act Relating to Water Pollution (H. P. 937) (L. D. 535) be printed.

#### First Reading of a Printed Bill

Bill "An Act Relating to the Government Employees Credit Union of Maine." (S. P. 330) (L. D. 715)

Which bill in new draft was read once, and tomorrow assigned for second reading.

#### Senate Committee Reports

Mr. Ela from the Committee on Inland Fisheries and Game on "Resolve Regulating Ice Fishing in Coffee Pond, Cumberland County," (S. P. 161) (L. D. 333) reported that the same ought to pass.

Mr. Smart from the same Committee on "Resolve Regulating Fishing in DeMeyers Brook, in the County of Hancock," (S. P. 158) (L. D. 334) reported that the same ought to pass.

Which reports were severally read and accepted, the resolves read once and tomorrow assigned for second reading.

Mr. Ela from the Committee on Legal Affairs on Bill "An Act to Incorporate the Stonington School District," (S. P. 36) (L. D. 20) reported that the same ought to pass as amended by Committee Amendment "A."

Which report was read and accepted and the bill was given its first reading. The Secretary read Committee Amendment A:

Committee Amendment A to L. D. 20. "Amend said bill by striking out in the 9th line of Section 8, the figure '4' and inserting in place thereof the figure '8'."

Which amendment was adopted, and on motion by Mr. Noyes of Hancock, the rules were suspended, the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

The same Senator from the same Committee on bill "An Act to Incorporate the Deer Isle School District," (S. P. 37) (L. D. 19) reported that the same ought to pass as amended by Committee Amendment A.

Which report was read and accepted and the bill was given its first reading. The Secretary read Committee Amendment A:

Committee Amendment A to L. D. 19. "Amend said bill by striking out in the eighth line of Section 9, the figure '4' and inserting in place thereof the figure '8'."

Which amendment was adopted, and on motion by Mr. Noyes of Hancock, the rules were suspended, the bill was given its second reading and passed to be engrossed.

Sent down for concurrence.

**Passed to be Engrossed**

"Resolve in Favor of Herbert L. Bryant, of Houlton." (H. P. 199) (L. D. 121)

"Resolve in Favor of the Town of St. Agatha." (H. P. 341) (L. D. 198)

Bill "An Act to Provide for the Surrender by Dead River Plantation of Its Organization." (H. P. 395) (L. D. 231)

Bill "An Act to Provide for the Surrender by Flagstaff Plantation of Its Organization." (H. P. 396) (L. D. 232)

Bill "An Act Relating to Uniforms of Deputy Sheriffs." (H. P. 440) (L. D. 258)

(On motion by Mr. Boucher of Androscoggin, tabled pending second reading.)

Bill "An Act Relating to Powers of Fryeburg Village Fire Corporation." (H. P. 558) (L. D. 316)

Bill "An Act Relating to Review and Alteration of Ward Lines in the City of Lewiston." (H. P. 760) (L. D. 447)

Which bills and resolves were severally read a second time and passed to be engrossed in concurrence.

Bill "An Act Relating to Motor Vehicles Parking in Dangerous Places." (H. P. 95) (L. D. 40)

Bill "An Act Amending the Charter of the Town of Dexter School District." (H. P. 203) (L. D. 125)

Bill "An Act Relating to Abatement of Taxes." (H. P. 335) (L. D. 193)

Which were severally read a second time and passed to be engrossed, as amended, in concurrence.

Bill "An Act Regulating the Taking of Clams and Quahogs." (S. P. 121) (L. D. 211)

Bill "An Act Permitting Certificate of Records of Department of Health and Welfare as Evidence." (S. P. 167) L. D. 342)

"Resolve Regulating Fishing in Sheepscot Bay." (S. P. 172) (L. D. 347)

Bill "An Act Relating to the Propagation and Cultivation of Clams, Quahogs and Mussels." (S. P. 173) (L. D. 348)

Which were severally read a second time and passed to be engrossed.

Sent down for concurrence.

Bill "An Act to Amend the Charter of the York Harbor Village Corporation." (S. P. 135) (L. D. 241)

Which was read a second time and passed to be engrossed, as amended. Sent down for concurrence.

**Orders of the Day**

Mr. Fuller of Oxford was granted unanimous consent to address the Senate.

Mr. FULLER of Oxford: Mr. President and members of the Senate, since adjournment on Friday last, the legislature has been saddened by the passing of one of its highly respected members, the Honorable Eugene H. Dorr of Mexico. Mr. Dorr was a member of the legislature representing his town for two terms in the House in addition to the present term and representing the County and State in the Senate for four years.

Mr. President I present a Resolution and move its adoption.

The Secretary read the Resolution:

"State of Maine  
Senate Resolution  
February 20, 1951

"WHEREAS, the members of the Senate of the 95th legislature have learned with profound sorrow of the untimely death on February 16th of an esteemed colleague, Honorable Euguene H. Dorr, representative from Mexico and member of the House of Representatives in 1935, 1937, 1951 and also member of the Senate in 1939, 1941, 1945, and

"WHEREAS, in his association with the members of the legislature he was ever honorable and kindly, being highly regarded for his character and sterling qualities of mind and heart and

"WHEREAS, the members of this Senate sense in his passing a personal loss and genuine grief

"NOW THEREFORE, BE IT RESOLVED, that the State of Maine mourns the loss of a faithful and valued public servant, and the members of the Senate lament the departure of an esteemed and trusted friend

“AND BE IT FURTHER RESOLVED, that an engrossed copy of this Resolution be sent to his family.”

Which Resolution was adopted.

The PRESIDENT: The Chair will say at this time that he feels it

fitting that the Senate rise and stand for a moment in silent prayer.

On motion by Mr. Savage of Somerset

Adjourned until tomorrow morning at ten o'clock.