

# MAINE STATE LEGISLATURE

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



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

LEGISLATIVE RECORD

OF THE

*Ninety-Sixth Legislature*

OF THE

STATE OF MAINE

1953

DAILY KENNEBEC JOURNAL  
AUGUSTA, MAINE

## HOUSE

Tuesday, February 10, 1953

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

Prayer by the Rev. Mr. Thomas DeWolfe of Mexico.

The Members stood at attention during the playing of the National Anthem.

The journal of the previous session was read and approved.

### Papers from the Senate

From the Senate:

Resolve providing for State Pension for Mrs. Alice E. Dunton of Augusta (S. P. 196)

Resolve providing for State Pension for Malcolm A. Salsbury of Mariaville (S. P. 197)

Resolve providing for State Pension for Thomas William Moulton of Kittery (S. P. 198)

Came from the Senate referred to the Committee on Welfare.

In the House, referred to the Committee on Welfare in concurrence.

### Senate Order Tabled

From the Senate: The following Order:

**ORDERED**, the House concurring, that a joint select committee be created, consisting of seven on the part of the Senate and sixteen on the part of the House, for the purpose of preparing and reporting to this Legislature on or before March 12, 1953, an enumeration of the number of inhabitants of the state, by counties, and by cities, towns, and plantations within each county, together with a bill apportioning representatives in accordance with such enumeration of inhabitants; both in accordance and compliance with Sections 2 and 3 of Article IV, Part First, of the Constitution.

As a basis for recommending the apportionment of representatives among the several counties and within the counties, the committee shall first ascertain the number of inhabitants as of the present time, as provided in Section 2 of Article IV, Part First, of the Constitution, and for this purpose is authorized

to use the Federal Census of 1950, with such modifications and adjustments as may be required to reflect accurately the changes in the number of inhabitants since the date of taking of said Federal Census (S. P. 157)

Came from the Senate passed as amended by Senate Amendment "A" as follows:

Amend said Order by striking out the period at the end of the 2nd paragraph thereof and adding the following: ', or to use any other method of enumeration which it may deem more accurate and which is consistent with its duty to report seasonably for deliberate action by this legislature.'

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

(On motion of Mr. Hand of New Limerick, the Order, with accompanying papers, was tabled pending consideration.)

The SPEAKER: The Chair notes the presence in the rear of the Hall of the House of the eminent George D. Varney, of Kittery, a former member of this House and an outstanding leader in the State of Maine.

The Honorable Mr. Varney served as Speaker of this House of Representatives in 1945 as the presiding officer of the Ninetieth Maine Legislature.

The Chair, at this time, will request the Sergeant-at-Arms to escort the Honorable Mr. Varney to the rostrum.

Thereupon, Honorable George D. Varney was escorted to the rostrum amid the applause of the House and was seated at the Speaker's left.

### Bills and Resolves Requiring Reference

The following Bills and Resolves were received and, upon recommendation of the Committee on Reference of Bills, were referred to the following Committees:

### Appropriations and Financial Affairs

Resolve providing Funds for Nursing Attendant Education (H. P. 480) (Presented by Mr. Crabtree of Island Falls)

(Ordered Printed)

Resolve in favor of Litchfield Academy (H. P. 481) (Presented by Mr. Dennis of Litchfield)  
(Ordered Printed)

Resolve in favor of Somerset Academy (H. P. 482) (Presented by Mr. Fogg of Madison)  
(Ordered Printed)

Resolve for Repairs of Church and Convent at Peter Dana Point and Old Schoolhouse Used for Religious Purposes at Princeton (H. P. 483) (Presented by Mr. Murray of Baileyville by request)  
(Ordered Printed)

Resolve in favor of the Town of Hermon (H. P. 484) (Presented by Mr. Stanley of Hampden)  
(Ordered Printed)

Bill "An Act to Appropriate Monies for Additional Expenditures in the Treasury Department for the Fiscal Year Ending June 30, 1953" (H. P. 574) (Presented by Mr. Gowell of Berwick)

(Ordered Printed)

Resolve in favor of Procuring Testimonials for the Purpose of Marking the Unmarked Graves of the Soldiers of the Revolutionary War (H. P. 485) (Presented by Mr. Winchenpaw of Friendship)

(Ordered Printed)

Sent up for concurrence.

#### Claims

Resolve in favor of the Town of Milo (H. P. 486) (Presented by Mr. Brockway of Milo)  
(Ordered Printed)

Resolve to Reimburse the Town of Exeter for Support of Mrs. Methyl Sanders and Children (H. P. 487) (Presented by Mr. Emerson of Corinna)

(Ordered Printed)

Resolve in favor of Bert W. Paul of Skowhegan (H. P. 488) (Presented by Mr. Fogg of Madison)  
(Ordered Printed)

Resolve for the Relief of Arnold M. Lehman and Abraham Mandelstam, a partnership doing business under the name of Camp Wigwam (H. P. 489) (Presented by Mr. Ford of Waterford)

(Ordered Printed)

Resolve in favor of Mrs. Ada A. Hiscock of Farmingdale (H. P. 490) (Presented by Mr. Smith of Farmingdale)

(Ordered Printed)

Resolve in favor of the City of Auburn (H. P. 491) (Presented by Mr. Trafton of Auburn)

(Ordered Printed)

Resolve in favor of Clyde W. Tibbetts of Hampden (H. P. 492) (Presented by Mr. Woodcock of Bangor)  
(Ordered Printed)

Resolve in favor of W. Lawrence Doble of Milo (H. P. 493) (Presented by Mr. Brockway of Milo)

Resolve in favor of Edward Carrier of Rumford (H. P. 494) (Presented by Miss Cormier of Rumford)

Resolve in favor of Leon C. Roberts and Sons of Winthrop (H. P. 495) (Presented by Mr. Dennis of Litchfield)

Resolve to Reimburse J. J. Blackmore of Berwick for Damage done by State Wards (H. P. 496) (Presented by Mr. Gowell of Berwick)

Resolve in favor of A. P. Russell of Berwick for damage done by State Wards (H. P. 497) (Presented by same gentleman)

Resolve in favor of Rodolphe H. Morais of South China (H. P. 498) (Presented by Mr. Hussey of Windsor)

Resolve in favor of Herbert M. Connelly of Lewiston (H. P. 499) (Presented by Mr. Trafton of Auburn)

Resolve in favor of the Town of Freeport (H. P. 500) (Presented by Mr. Tuttle of Pownal)

Resolve to Reimburse White & Hayes of Bangor (H. P. 501) (Presented by Mr. Woodcock of Bangor)

Resolve to Reimburse Clark-Mitchell Funeral Homes of Bangor (R. P. 502) (Presented by same gentleman)

Sent up for concurrence.

#### Highways

Resolve in favor of the Town of Friendship (H. P. 503) (Presented by Mr. Winchenpaw of Friendship)  
(Ordered Printed)

Resolve in favor of the Towns of Hartland and Athens (H. P. 504) (Presented by Mr. Fogg of Madison)  
(Ordered Printed)

Resolve in favor of the Town of Hudson (H. P. 505) (Presented by Mr. Rich of Charleston)  
(Ordered Printed)

Sent up for concurrence.

**Inland Fisheries and Game**

Bill "An Act relative to Sunday Hunting" (H. P. 506) (Presented by Mr. Davis of Harrison)

(750 Copies Ordered Printed)

Bill "An Act relating to Bass Fishing in Washington County" (H. P. 507) (Presented by Mr. Murray of Baileyville)

(Ordered Printed)

Bill "An Act relating to Closed Season on Bass in Inland Waters of Maine" (H. P. 508) (Presented by Mr. Smith of Farmingdale)

(Ordered Printed)

Bill "An Act relating to Closed Season on Black Bear" (H. P. 509) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act relating to Hunting from Highways" (H. P. 510) (Presented by Mr. Wadleigh of Mt. Vernon by request)

(Ordered Printed)

Bill "An Act relating to Limitation of Methods of Hunting Deer" (H. P. 511) (Presented by same gentleman by request)

(Ordered Printed)

Bill "An Act relative to Moosehorn Game Preserve" (H. P. 512) (Presented by Mr. Walker of Calais)

(Ordered Printed)

Resolve Closing Parker Pond, Cumberland County, to Ice Fishing (H. P. 513) (Presented by Mr. Albee of Portland)

(Ordered Printed)

Resolve Regulating Fishing in Donnell's Pond Tributaries (H. P. 514) (Presented by Mr. Butler of Franklin)

(Ordered Printed)

Resolve Regulating Fishing in Orange and Rocky Lakes in Washington County (H. P. 515) (Presented by Mr. Cates of East Machias)

(Ordered Printed)

Resolve Regulating Fishing in Warren Pond (H. P. 516) (Presented by Mr. Frechette of Sanford)

(Ordered Printed)

Resolve relating to Fly Fishing in Certain Waters, Washington County (H. P. 517) (Presented by Mr. Murray of Baileyville)

(Ordered Printed)

Resolve Opening Upper Rang Pond, Androscoggin and Cumberland Counties, to Ice Fishing (H.

P. 518) (Presented by Mr. Scott of Wales by request)

(Ordered Printed)

Resolve Closing Little Round Pond, Penobscot County, to All Fishing (H. P. 519) (Presented by Miss Steeves of Lincoln)

(Ordered Printed)

Sent up for concurrence.

**Judiciary**

Bill "An Act relating to Retirement of Certain Members of State Police" (H. P. 520) (Presented by Mr. Albert of Augusta)

(Ordered Printed)

Bill "An Act Revising the Charter of the Bangor Municipal Court" (H. P. 521) (Presented by Mr. Fuller of Bangor)

(Ordered Printed)

Bill "An Act Amending the Maine School Building Authority" (H. P. 522) (Presented by Mr. Low of Rockland)

(Ordered Printed)

Bill "An Act relating to Return Day for Brunswick Municipal Court" (H. P. 523) (Presented by Mr. Tondreau of Brunswick)

(Ordered Printed)

Bill "An Act relating to Registration as Voters of Physically Disabled Persons" (H. P. 524) (Presented by Mr. Woodcock of Bangor)

(Ordered Printed)

Sent up for concurrence.

**Labor**

Bill "An Act relating to Dependency Allowances Under Employment Security Law" (H. P. 525) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act to Eliminate Double Penalties Under Employment Security Law" (H. P. 526) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

**Legal Affairs**

Bill "An Act relating to Structures Used by Spectators in Motor Cycle Racing" (H. P. 527) (Presented by Mr. Couture of Lewiston)

(Ordered Printed)

Bill "An Act to Ratify and Confirm the Incorporation of Servantes du Coeur Immacule de Marie, in York County" (H. P. 529) (Presented by Mr. Nadeau of Biddeford)

(Ordered Printed)

Bill "An Act Repealing the Act Providing for the Incorporation of the Town of Chelsea School District" (H. P. 530) (Presented by Mr. Smith of Farmingdale)

(Ordered Printed)

Bill "An Act relating to West Washington Community School District" (H. P. 531) (Presented by Mr. Stanwood of Steuben by request)

(Ordered Printed)

Bill "An Act to Authorize the Town of Brunswick to Provide for the Collection and Disposal of Garbage and Rubbish" (H. P. 532) (Presented by Mr. Tondreau of Brunswick)

(Ordered Printed)

Bill "An Act Amending the Charter of the City of Bangor relative to Business and Financial Provisions" (H. P. 533) (Presented by Mr. Totman of Bangor)

(Ordered Printed)

Bill "An Act Amending the Charter of the City of Bangor relative to Changes in Organization, Powers and Duties" (H. P. 534) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act Amending the Charter of the City of Bangor relative to Change in Election Date and Budget Calendar" (H. P. 535) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Create the Boothbay-Boothbay Harbor Community School District" (H. P. 536) (Presented by Mr. Tupper of Boothbay Harbor by request)

(Ordered Printed)

Bill "An Act to Amend the Charter of the City of Hallowell relating to the Election of the City Marshal and Street Commissioner by the City Council" (H. P. 537) (Presented by Mr. Vaughan of Hallowell)

(Ordered Printed)

Sent up for concurrence.

#### Liquor Control

Bill "An Act relating to the Administration of the Liquor Law" (H. P. 538) (Presented by Mr. Albert of Augusta)

(750 Copies Ordered Printed)

Bill "An Act relating to Entertainment in Licensed Premises" (H.

P. 539) (Presented by Mr. Cole of Liberty)

(750 Copies Ordered Printed)

Bill "An Act relating to the Retail Sale of Wine" (H. P. 540) (Presented by Mr. Dickey of Brooks)

750 Copies Ordered Printed)

Sent up for concurrence.

#### Public Health

Bill "An Act to Establish a State Committee on Aging" (H. P. 541) (Presented by Mr. Senter of Brunswick)

(Ordered Printed)

Sent up for concurrence.

#### Sea and Shore Fisheries

Bill "An Act relating to Digging Clams and Marine Worms in Edgcomb, County of Lincoln" (H. P. 542) (Presented by Mr. Hilton of Bremen)

(Ordered Printed)

Bill "An Act relating to the Use of Drift Nets in Washington County" (H. P. 543) (Presented by Mr. Winchester of Friendship)

(Ordered Printed)

Resolve Regulating Fishing for Smelts in Damariscotta Bay, Lincoln County (H. P. 544) (Presented by Mr. Hilton of Bremen by request)

(Ordered Printed)

Sent up for concurrence.

#### Taxation

Bill "An Act to Exempt the Sale of Meals by Hospitals and Nursing Homes" (H. P. 545) (Presented by Mr. Albee of Portland)

(Ordered Printed)

Bill "An Act to Exempt Homes for Children and the Aged from the Sales and Use Tax" (H. P. 546) (Presented by Mr. Lezard of Bath)

(Ordered Printed)

Sent up for concurrence.

#### Towns and Counties

Bill "An Act Amending the Charter of the Municipal Court of the City of Lewiston re Payment of Expenses" (H. P. 547) (Presented by Mr. Cote of Lewiston)

(Ordered Printed)

Bill "An Act to Increase the Salaries of the Judge and Recorder of the Kennebunk Municipal Court" (H. P. 548) (Presented by Mr. Bibber of Kennebunkport)

(Ordered Printed)

Bill "An Act relating to the Salary of the County Treasurer of Lincoln County" (H. P. 549) (Presented by Mr. Hilton of Bremen)

(Ordered Printed)

Bill "An Act relating to Salaries of Register of Deeds, Deputy Register of Deeds and Clerk Hire in Registry Office in Cumberland County" (H. P. 550) (Presented by Mr. Stewart of Portland)

(Ordered Printed)

Bill "An Act relating to Payment to Lincoln County Law Library" (H. P. 551) (Presented by Mr. Tupper of Boothbay Harbor by request)

(Ordered Printed)

Bill "An Act to Increase the Salary of Deputy Clerk of Courts, Penobscot County" (H. P. 552) (Presented by Mr. Woodcock of Bangor)

(Ordered Printed)

Bill "An Act relating to Salaries of County Attorney and Assistant County Attorney of Penobscot County" (H. P. 553) (Presented by same gentleman)

(Ordered Printed)

Bill "An Act to Increase the Salary of the Clerk of Courts of Penobscot County" (H. P. 554) (Presented by same gentleman)

(Ordered Printed)

Sent up for concurrence.

#### Transportation

Bill "An Act relating to Width of Motor Vehicles and Trailers" (H. P. 555) (Presented by Mr. Travis of Westbrook)

(Ordered Printed)

Sent up for concurrence.

#### Veterans and Military Affairs

Bill "An Act relating to Civil Defense" (H. P. 556) (Presented by Mr. McCluskey of Warren)

(Ordered Printed)

Sent up for concurrence.

#### Welfare

Resolve providing for State Pension for Mary Hendrickson of Caswell Plantation (H. P. 557) (Presented by Mr. Burgess of Limestone)

Resolve providing for an Increase in State Pension for Leroy Earle Clewley of Etna (H. P. 558) (Presented by Mr. Carter of Etna)

Resolve providing for an Increase in State Pension for Victor E. Mitchell of Etna (H. P. 559) (Presented by same gentleman)

Resolve providing for State Pension for Roderick Paradis of Fort Kent (H. P. 560) (Presented by Mr. Cyr of Fort Kent)

Resolve providing for State Pension for Alvina Dumond of Fort Kent (H. P. 561) (Presented by same gentleman)

Resolve providing for an Increase in State Pension for Kenneth Graves of Brewer (H. P. 562) (Presented by Mr. DeBeck of Holden)

Resolve providing for State Pension for Ivan Dearborn of Monmouth (H. P. 563) (Presented by Mr. Dennis of Litchfield)

Resolve providing for an Increase in State Pension for Della Dunn, North Monmouth (H. P. 564) (Presented by same gentleman)

Resolve providing for an Increase in State Pension for Charles Ora Butters of Exeter (H. P. 565) (Presented by Mr. Emerson of Corinna)

Resolve providing for State Pension for Hanford Ireland of Corinna (H. P. 566) (Presented by same gentleman)

Resolve providing for State Pension for Harry McKenney of Newport (H. P. 567) (Presented by same gentleman)

Resolve providing for an Increase in State Pension for Grace Evans of Berwick (H. P. 568) (Presented by Mr. Gowell of Berwick)

Resolve providing for State Pension for Minnie Henderson of St. Francis (H. P. 569) (Presented by Mr. Martin of Eagle Lake)

Resolve providing for a State Pension for Effie Hoyt of Warren (H. P. 570) (Presented by Mr. McCluskey of Warren)

Resolve providing for an Increase in State Pension for John C. Prescott of East Corinth (H. P. 571) (Presented by Mr. Rich of Charleston)

Resolve providing for an Increase in State Pension for Wilfred Turgeon of Waterboro (H. P. 572) (Presented by Mr. Scott of Alfred)

Resolve providing for State Pension for Fredson Carleton of Boothbay Harbor (H. P. 573) (Presented by Mr. Tupper of Boothbay Harbor)

Sent up for concurrence.

On motion of Mrs. Christie of Presque Isle, House Rule 25 was suspended for the remainder of to-

day's session, in order to permit smoking.

#### Orders

On motion of Mr. Frechette of Sanford, it was

ORDERED, that Rev. Leonard Frechette of Skowhegan, be invited to officiate as Chaplain of the House on Thursday, March 12, 1953.

On motion of Mr. Roundy of Portland, it was

ORDERED, that Rev. John S. Pendleton of Fairfield, be invited to officiate as Chaplain of the House on Thursday, March 5, 1953.

On motion of Mr. Caverly of Bath, it was

ORDERED, that Verne F. Batteese, Jr., House Page, be excused from attendance this week because of the death of his father; and that the Clerk be directed to express to him the sympathy of the members in his loss, and also to send flowers from the House.

On motion of Mr. Larrabee of Westbrook, it was

ORDERED, that Rev. Clarence Clark of Westbrook, be invited to officiate as Chaplain of the House on Wednesday, March 11, 1953.

#### House Reports of Committees Ought to Pass Printed Bills

Mr. Watson from the Committee on Inland Fisheries and Game reported "Ought to pass" on Bill "An Act relating to Closed Season on Bass in Inland Waters of Cumberland County" (H. P. 14) (L. D. 8)

Mr. Whitney from same Committee reported same on Resolve relating to Ice Fishing in Adams Pond, Cumberland County (H. P. 174) (L. D. 169)

Mr. Stewart from the Committee on Legal Affairs reported same on Bill "An Act relating to Material Borrowed from State Library" (H. P. 108) (L. D. 110)

Same gentleman from same Committee reported same on Bill "An Act relating to the Power of the Bridgton Centre Village Corporation to Install Parking Meters" (H. P. 75) (L. D. 71)

Same gentleman from same Committee reported same on Resolve Authorizing State Librarian to Dispose of Certain Newspapers (H. P. 115) (L. D. 117)

Mr. Tupper from the Committee on Sea and Shore Fisheries reported same on Bill "An Act relating to the Biennial Revision of Sea and Shore Fisheries Laws" (H. P. 151) (L. D. 148)

Same gentleman from same Committee reported same on Bill "An Act relating to Protection of Alewives in the Town of East Machias" (H. P. 119) (L. D. 120)

Same gentleman from same Committee reported same on Bill "An Act relating to Classification of Coastal Wardens" (H. P. 149) (L. D. 146)

Reports were read and accepted, and the Bills and Resolves, having already been printed, the Bills were read twice under suspension of the rules, the Resolves read once under suspension of the rules, and tomorrow assigned.

#### Ought to Pass with Committee Amendment

Mr. Stewart from the Committee on Legal Affairs on Bill "An Act Authorizing City of Old Town to Use Certain Lands of State of Maine" (H. P. 109) (L. D. 111) reported "Ought to pass" as amended by Committee Amendment "A" submitted therewith.

Report was read and accepted, and the Bill, having already been printed, was read twice under suspension of the rules.

Committee Amendment "A" was read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to H. P. 109, L. D. 111 Bill, "An Act Authorizing City of Old Town to Use Certain Lands of State of Maine."

Amend said Bill by striking out all after the word "Maine" in the 4th line thereof and inserting the following: ', for the sole purpose of use for the free public parking of automobiles, and permission is further granted to grade and fill said land suitably for such purpose.'

Thereupon, Committee Amendment "A" was adopted and the Bill was assigned for third reading tomorrow morning.



### Passed to be Engrossed

Bill "An Act relating to Additional Powers to Portland University" (S. P. 30) (L. D. 52)

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

### Amended Bill

Bill "An Act relating to Liens on Logs, Lumber, Wood and Bark" (H. P. 29) (L. D. 23)

Was reported by the Committee on Bills in the Third Reading, read the third time, passed to be engrossed as amended by Committee Amendment "A" and sent to the Senate.

### Orders of the Day

On motion of Mr. Low of Rockland, the House voted to take from the table the first tabled and unassigned matter, Bill "An Act relating to Financial Provisions of Rockland School District" (H. P. 32) (L. D. 26) tabled on February 3 by that gentleman pending first reading under suspension of the rules.

On further motion of the same gentleman the Bill was read twice under suspension of the rules.

Committee Amendment "A" was read by the Clerk as follows:

COMMITTEE AMENDMENT "A" to H. P. 32, L. D. 26, Bill, "An Act Relating to Financial Provisions of Rockland School District."

Amend said Bill by striking out the underlined figure "40" in next to the last line thereof and inserting in the place thereof the underlined figure '30'.

Committee Amendment "A" was adopted and the Bill was assigned for third reading tomorrow morning.

The SPEAKER: The House is proceeding under Orders of the Day.

If there is no further business to come before the House, the Clerk will read the notices.

On motion of Mr. Wylie of Madawaska,

Adjourned until ten o'clock tomorrow morning.