

# State of Maine

Portland January 3, 1827

1827

This day having been designated by the Constitution of this State for the meeting of the Legislature thereof the following Gentlemen having been elected by the People <sup>Meeting of</sup> Senators of the State of Maine and summoned by the <sup>Senate</sup> Governor and Council appeared in the Senate Chamber viz.

Mark Dennett  
Moses Sweet } York  
Isaac Emery }

Robert P. Dunlop  
James C. Churchill } Cumberland  
Josiah Dunn Jr }

Josiah Stebbins  
Stephen Parsons } Lincoln  
Payne Elliott }  
Lyons Gardiner }

John S. Kimball  
Joshua W. Hathaway } Hancock

Joseph Southwick  
Reuel Williams } Kennebec  
Thomas Francis }

John Grover  
Reuel Washburn } Oxford

Samuel Butman } Penobscot

2.  
The Members elect were called to order by Mr. Donnell  
of York

1827

Mr. Dunlap was charged with a message to the Govern-  
or and Council that a quorum of the Members elect of  
the Senate were present and ready to be qualified; and the Gov-  
ernor was pleased to say that he would attend the members  
elect of both branches of the Legislature, forthwith in the  
Representatives Chamber, for the purpose of administering  
the oaths and affirmations required by the Constitution  
to enter upon the duties of their offices.

A message was received from the Members elect of the House  
of Representatives that a quorum was present and ready  
to be qualified

The Members elect of the Senate then repaired to the Rep-  
resentatives Chamber, when the Governor came in with  
the Council attended by the Sheriff of Cumberland, and  
administered the oaths and affirmations required by the  
Constitution to the several Members elect of both branches  
of the Legislature who subscribed the same in presence  
of the Governor and Council

The Members then returned to their Chamber and a  
Committee was appointed to receive, sort and count  
the votes for President, who, having attended to that duty  
reported that the whole number of votes given was 17

Necessary to constitute an election	9
Robert P. Dunlap had	8
Reuel Williams	7
Mark Donnell	2

### Second Ballot

Whole number of votes	19
Robert P. Dunlap	8

Message to Gov-  
& Council

Message from H. R.

Senators qualified

President elected



Ruel Williams  
Mark Dennett

7  
2

1827

Third Ballot

Whole number of votes	16
Necessary to constitute an election	9
Robert P. Dunlap has	8
Ruel Williams	7
Mark Dennett	1
(and there was one blank ballot	—

Fourth Ballot

Whole number of votes	17
Necessary to constitute an election	9
Robert P. Dunlap has	9
Ruel Williams	7
Mark Dennett	1

Robert P. Dunlap was thereupon declared duly elected President of the Senate, signified his acceptance in an address to the Senate and took the chair—

On motion a Committee was appointed to receive, sort and count the votes for a Secretary, who having attended that duty reported that the whole number of votes was

17	Secretary chosen—
Necessary to constitute an election	9
Ebenezer Hutchinson had	12
Seth Smith do	5

Ebenezer Hutchinson was then declared elected, notified by Mr. Southwick, & appeared signified his acceptance and took & subscribed the oaths required by the Constitution to qualify him to enter upon the duties of the office, before William T. Naughton Esq. authorized by Dedimus potestatem

1827

On motion by Mr Southwick, Ordered the Rules & Orders of the last Senate be adopted for the government of the present until others are formed (and adopted)

Returns of votes for  
Senators

The Secretary of State came in (and laid on the table the Returns of votes for Senators given in the several towns and plantations in this State, and the same were referred to Messrs Williams, Hathaway, Donnell, Blwell and Grover,

Messenger Organ of  
H. C.

A message was received from the House of Representatives that they were duly organized by the choice of John Ruggles Esq. Speaker (and) James L Child Esq. Clerk

Messenger L. H. C.

Mr Emery was charged with a message to the House of Representatives that the Senate was duly organized by the choice of  
Robert P. Dunlap Esq. President  
& Eben Hutchinson Esq. Secretary

Returns of votes for  
Gov.

The Secretary of State came in (and laid on the table the Returns of votes for Governor given in the several towns and plantations in this State and the same were ordered to lie on the table.

Messenger chosen

On motion by Mr Southwick, the Senate proceeded to ballot for the choice of a messenger - John Merrill had "Seventeen votes" the whole number given (and was declared elected)

Assistant Sec. appointed

On motion by Mr Dunn, Ordered that the Secretary of the Senate be authorized to appoint an Assistant, Samuel P. Benson was appointed.

On motion by Mr. Dennett, Ordered that Mess<sup>rs</sup> Dennett, Robbins and Dunn with such as the House may join be a Committee to examine the Returns of votes for Governor from the several towns and plantations in this State, Sent down for concurrence.

1827

Committee on votes for Gov.

Came up concurred and Mess<sup>rs</sup> White, Johnson, Roberts Mace, Brady and Barnard were joined.

On motion by Mr. Southwick, Ordered that the Senate hold two sessions each day until otherwise ordered to commence at 10 o'clock in the forenoon and 3 o'clock in the afternoon.

## Adjourned

### Afternoon,

On motion by Mr. Emery, Ordered that all messages between the two Houses of the Legislature, be communicated by the Secretary of the Senate and Clerk of the House of Representatives respectively, and that all papers be transmitted by them or their assistants respectively, Sent down for concurrence, Came up concurred.

Mess<sup>rs</sup> have communicated

On motion by Mr. Hathaway, Ordered that Mess<sup>rs</sup> Hathaway, Parsons and Putman be a Committee to draft Rules and orders for the Government of the Senate during the present Legislature

Rules & Orders

Order of the House of Representatives that Mess<sup>rs</sup> Burr, Chase and Farnsworth be a Committee with such as the Senate may join to employ some suitable person to assist the Members of the Legislature in drafting the Laws and Resolves the present Session came up for concurrence and the Senate concurred and joined Mess<sup>rs</sup> Southwick and Washburn

Committee to employ drafter

Adj -

2.)  
Adjourned

Attest, Eben Hutchinson, Sec<sup>y</sup>





27  
Thursday January 4. 1827

M<sup>r</sup> Francis of Kennebec Member elect of the Senate appeared and having been qualified by the Governor & Council, took his seat.

On motion by M<sup>r</sup> Ellwell, Ordered that this day at eleven of the Clock be assigned for coming to the choice of Chaplain and that nomination lists be suspended

M<sup>r</sup> Donnell from the Committee on the Returns of Report, Returns votes for Governor reported that they had examined the of votes for Governor same and found the whole number of votes duly returned to be Twenty one thousand and Sixty three, necessary for a choice Ten thousand five hundred and thirty two, and that ENOCH LINCOLN esquire has twenty thousand six hundred and eighty nine and is chosen Governor of this State

And the Committee report further that the votes from the following towns and plantations are rejected viz:  
from the town of Bristol because the Return of said votes does not appear to have been duly attested by the town clerk; from the plantation of Appleton, because the return is not attested by the plantation clerk; from the town of Sherndike because the Return is signed by only one of the selectmen; from the town of Wayne because the same was not received within the time prescribed by the Constitution; from the town of Denmark, because the number of votes is expressed in figures only; from Dixfield, because the same is not attested by the town clerk; from a plantation in the County of Washington because it does not appear in what plantation the votes were given; from plantation N<sup>o</sup> 7. in said County because the return is not signed by the Assessors or attested by the plantation Clerk; from the town of Charlotte because the return

( appears

appears to have been signed by the Assessors of a plantation (and attested by a plantation clerk); from the town of Alexander because the return of its signed by the Assessors (and not by the Selectmen); from the town of Howland, because the return is not signed by the Selectmen; from the town of Hermon, because the return does not purport to be signed by the Selectmen; from the town of Canaan, because the return appears to have been directed to the Secretary of State without any expression of its contents (and came to the hands of the Committee with the seal broken); from the town of Weld because it does not appear by the return that the votes were given (by) at a meeting of the ~~town~~ Inhabitants of said town; (and) from Thompson pond plantation, W. Desert, Fryeburg Academy Land, plantation N<sup>o</sup> 1. in the County of Oxford, plantation N<sup>o</sup> 2 first Range in the County of Somerset, Starks, Dutton and Sunbaze, no Returns appear to have been received. Read (and accepted) Sent down for concurrence, Came up concurred.

Message to Gov. On motion by Mr. Stebbins, Ordered that Messrs. Stebbins, Francis and Dunn with such as the House may join be a Committee to inform Enoch Lincoln esq. that he is duly elected to the office of Governor of the State of Maine for the current political year (and that the two branches of the Legislature are ready to convene in the Representatives Chamber, that, in their presence, he may take (and subscribe) the oaths of office required by the Constitution and to receive any communication he may be pleased to make to them. Sent down for concurrence, Came up concurred (and Messrs. Mitchell, Abbott, Davis, Smith and Farnsworth were joined).

Agreeably to assignment the Senate proceeded to ballot for the choice of a Chaplain; the Committee appointed

to receive sort and count the votes reported that the whole number of votes given was 17

Necessary to constitute an election 9 Chaplain elected  
 Bro. Elijah Kellogg had 13

who was declared duly elected, (and, on motion the Secretary of the Senate was directed to notify the Brethren Gentleman of his election)

On motion by Mr. Williams, Ordered that the Secretary of the Senate prepare nineteen tickets bearing corresponding numbers of the Seats at this Board, excepting the number "nine", and permit each Member of the Senate to draw one ticket, and the number so drawn shall be the number of the seat to be occupied by the Members respectively during this session

Mr. Robbins from the Committee appointed to wait upon Enoch Lincoln esquire and inform them of his election by the People to be Governor of the State of Maine the current political year, reported that the Committee had attended the duty assigned them, and the Governor elect was pleased to say that he accepted the office and would faithfully attend both branches of the Legislature for the purpose of taking and subscribing the oaths required by the Constitution to qualify him to enter upon the duties of his office

Report of Com. to notify Governor

Mr. Williams from the Committee to examine the Returns of votes for Senators in this State and to ascertain who appear to be elected, what vacancies exist, and who are the Constitutional Candidates to fill the same reported, that they had attended that service and find that in the District of New York the whole number of votes given and returned according to provisions of the Constitution is 4734  
 necessary to constitute an election 2368

Report of the Committee on votes for Senators

Mark Dennett has 2448 (and is elected)  
 Moses Sweet has 2445 (and is elected)  
 Isaac Emery has 2407 (and is elected)

In the District of Cumberland the whole number of  
 votes given (and returned agreeably to the provisions of  
 the Constitution) is — 4823

necessary to constitute an election 2412

Robert B. Dunlop has 2705 (and is elected)

James C. Churchill has 2583 (and is elected)

Josiah Dunn Junr has 2518 (and is elected)

In the District of Lincoln the whole number of  
 votes given (and returned according to the provisions of  
 the Constitution) 3497

necessary to constitute an election 1749

Josiah Robbins has 2092 (and is elected)

Symon Gardiner has 2002 (and is elected)

Jayne Ellwell has 1937 (and is elected)

Stephen Parsons has 1932 (and is elected)

The votes of Appleton plantation are rejected, because the  
 certified copy of the list of votes does not state in what  
 plantation the votes were or of what plantation the Assessors  
 and Clerk are officers

In the District of Hancock the whole number  
 of votes given (and returned according to the provisions of  
 the Constitution) is 1700

necessary to constitute an election 851

John S. Kimball has 1182 (and is elected)

Arthur W. Hathaway 938 (and is elected)

The votes of the towns of Brooks, Brooksville, Franklin, Isles-  
 borough, Tenox (and Penobscot (and Mariaville) plantation  
 in this District are rejected for the following reasons viz  
 the votes of Brooks are certified to have been given for Sena-  
 tors for the District of Hancock and Washington - The votes  
 of Brooksville (and Penobscot (and of Mariaville) plantation  
 because the certified copy of the list does not state how many  
 votes were given for each of the persons voted for - The votes of



of Franklin, because they were received, sorted & counted and declared by the Assessors of and not by the Selectmen - The votes of Islesborough because a copy of the record is of a meeting held in 1820 - (and the votes of Kittery because it does not appear in what town they were given or of what towns the Selectmen and Clerk were the officers

In the District of Washington, the whole number of votes given (and returned according to the provisions of the Constitution is

1097

Necessary to constitute an election

549

Thomas Nose has 399 votes &

John Balkam has 341 votes (and they severally have the highest number of votes among the persons voted for and not elected and are the constitutional candidates to fill the vacancy

The votes of Cherryfield and Cutler in this District are rejected the former because the return of votes states that they were given for Senators for the District of Hancock and Washington, and the latter because it does not appear by the certified copy of the list of votes in what town they were given or of what town the Selectmen and Clerk are the officers

In the District of Kennebec the whole number of votes given (and returned according to the provisions of the Constitution) are is

1844

Necessary to constitute an election

922

Thornas Francis has 1811 (and is elected

Reuel Williams has 1722 and is elected

Joseph Southwick has 1715 (and is elected

The votes of the town of Farmington are rejected because there are two certified copies of the list of votes given in that town differing one from the other, (and there is no certainty which is the right one - of the town of Unity because the certified copy of the list of votes does not state of what town the persons were inhabitants of -

of, who gave the votes, nor for what district the Senators were voted for, and of the town of Wayne, because the return of the votes was not made to the Secretary's office thirty days before the first Wednesday of January.

In the District of Oxford the whole number of votes given and returned according to the provisions of the Constitution is 1828

Necessary to constitute an election 915

John Grover has 1450 (and is elected)

Reuel Washburn has 1376 (and is elected)

The votes of Andover, Dixfield, plantation N<sup>o</sup> 1 first Range (and plantation N<sup>o</sup> 8 are rejected because the several certified copies of the lists of votes do not state the number of votes given to each person voted for, - of Greenwood because there are two copies of the lists of votes given the one varying from the other, - of Mexico, because the list of votes is not certified by the town Clerk, and five votes, stated in the certified copy of the list of votes of the town of Denmark as scattering, are rejected & not considered in the aggregate number of votes given and returned in this District.

In the District of Somerset the whole number of votes given and returned according to the provisions of the Constitution is 1954

Necessary to constitute an election 978

Samuel Weston has 980 (and is elected)

The votes of the town of Canaan are rejected because it does not appear that any certified copy of the list of the votes of that town has been returned to the Secretary's office; there is a certified copy of ~~the~~ list of votes, but it does not appear of what votes, or for what District the Senators were voted for, or of what town the persons certifying it are officers. The return of votes of Mercer after stating the names of persons voted for and the number of votes for each person against his name, states and scatt

ving four, these four votes are rejected  
In the ~~the~~ District of Penobscot the whole number  
of votes given and returned according to the provisions  
of the Constitution is 1800  
Necessary to constitute an election 901

Samuel Walman has 1013 and is elected  
The votes of the town of Buxton are rejected because the list  
of them is not attested by the town Clerk, and of Orono  
because the certified copy of the list of votes, states that  
they were given for Senators for the District of Somerset  
and Penobscot, and said Report was read and ord-  
-ned to lie on the table,

On motion by M. Parsons a message was sent to the House Message to House  
proposing a Convention of both Houses of the Legislature proposing conven-  
in the Representatives Chamber forthwith for the purpose tion.  
of qualifying the Governor elect (and a message was  
received from the House concurring in that proposition)

The Senate then repaired to the Representatives  
Chamber when Enoch Lincoln came in attend-  
ed by the Council and the Sheriff of Cumberland Convention to qualify  
and before the President of the Senate, in pres- Governor  
-ence of both Houses of the Legislature took &  
subscribed the oaths required by the Constitution  
to qualify him to enter upon the duties of the office of  
Governor. The Secretary of State then made  
proclamation that Enoch Lincoln was Gov-  
-ernor of the State of Maine, for the current  
political year and to be respected and obeyed as such.  
The Governor then read to both Houses of  
the Legislature a written communication, a copy  
of which with the accompanying Documents was  
delivered to the President of the Senate, The Gov-  
-ernor and Council then withdrew and the Con-  
-vention separated

## In Senate

The Governor's message and accompanying Documents were ordered to lie on the table

Adjourned

Afternoon

On motion by Mr. Parsons the Secretary of the Senate was ordered to procure two hundred copies of the Governor's Message to be printed for the use of the Legislature

Report of the Committee to examine the Returns of votes for Senators was taken up, read & accepted,

On motion by Mr. Williams ordered that a message be sent to the House of Representatives informing that branch of the Legislature, that there is one vacancy of a Senator at this Board from the District of Washington and that Thomas Norc who had 399 votes and John Bulham who had 341 votes are the Constitutional Candidates for filling said vacancy and that the Senate propose a Convention of both branches of the Legislature in the Representatives chamber tomorrow at eleven o'clock for the purpose of electing a Senator for the District of Washington. A message was accordingly sent

A message was received from the House informing the Senate of their concurrence in said proposition

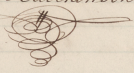
On motion by Mr. Stebbins ordered that the Secretary of the Senate forthwith notify Samuel Weston that he is duly elected by a majority of the votes of the Electors of Somerset District a Senator of the State of Maine the current year and request his attendance at as early a day as may be



On motion by Mr. Parsons ordered that the  
Secretary of the Senate procure to be printed  
200 Copies of the Report of the Commissioners  
appointed by the Governor and Council to ex-  
amine Banks, for the use of the Legislature.

Adjourned

Attest, Eben Hutchinson, Secretary



Friday January 5<sup>th</sup> 1827

On motion by Mr. Churchill Ordered that the usual Joint Standing Committees be appointed on the part of the Senate and sent to the House to be joined

On motion by Mr. Grover Ordered that all Committees of the Senate shall consist of three Members, excepting the Standing Committees of the Senate, and all Committees to be joined by the House of Representatives of two members, and be nominated by the President, unless otherwise ordered.

Convention to elect Senator.

Agreeably to assignment the two Houses met in Convention for the Representatives Chamber for the purpose of filling the vacancy occasioned by the non-election of the People of Washington District, Messrs. Stebbins, Washburn, Pillsbury, Evans and Dacey were appointed a Committee to receive, sort and count the votes, who having attended to that duty reported that the whole number of votes given by the Convention was

	154
Necessary to constitute an election	78
John Balkam has	107

who was then declared duly elected a Senator for the current political year, and the Convention separated.

### In Senate

Rules & orders

Mr. Hathaway from the Committee reported Rules and Orders for the Government of the Senate during the continuance of the present Legislature, which were read and adopted.

Senator notified

On motion by Mr. Parsons Southwick Ordered that the Secretary of State notify John Balkam Esq. that he has been duly elected by a Convention of both Houses of

of the Legislature, a Senator, and request him to take a seat at this Board,

A communication was received from James Irish Esq. <sup>Commons</sup> from Land Agent with several Documents (and the same were <sup>James Irish</sup> ordered to lie on the table,

On motion by Mr. Parsons ordered the Secretary of the Senate procure to be printed for the use of the ~~use~~ <sup>Rules and Orders</sup> of the members 200 Copies of the Rules and Orders as adopted

On motion by Mr. Donnell Ordered that a message be sent to the House of Representatives proposing a <sup>Order</sup> Convention of both branches of the Legislature in the Representatives Chamber this afternoon at three o'clock for the <sup>to elect Counsellors</sup> purpose of choosing seven Counsellors to advise the Governor in the Executive part of the Government the present political year; and a message was accordingly sent - An answer was received from the House <sup>inform</sup> that they had concurred in this proposition.

On motion by Mr. Washburn Ordered that no petition relating to private business shall be received, unless presented on or before the <sup>twentieth day of the</sup> ~~present~~ session of the present Legislature

On motion by Mr. Parsons Ordered that a message be sent to the House of Representatives proposing to <sup>Convention</sup> ~~con~~ <sup>Secretary of State</sup> ~~Secretary of State~~ continue in Convention this afternoon for the purpose of choosing a Secretary of State for the present political year, and a message was accordingly sent

A message was received from the House informing the Senate that the House had concurred in that proposition -

Adjourned

1827

John Balkam

Afternoon,  
John Balkam, Senator elect appeared  
and having been qualified by the Governor and Council  
took his seat.

Convention  
Counsellors

Agreeably to assignment the two Houses of the Legislature met in Convention in the Representatives Chamber for the purpose of choosing seven Counsellors for the present political year. Messrs. Dennett, Kimball, Burchill, Smith, Pond, Goodenow, Mowry and Mitchell were appointed a Committee to receive said and count the votes, who having attended to that duty reported that the whole number of votes given by the Convention was 157

Necessary to constitute an election

79

Daniel Wood has

135

William Chadwick

138

Isaac Wellington

147

Jonathan Thayer

95

Amos Patten

154

Samuel Whitney

95

Alanson Mellen

150

who were thereupon declared elected Counsellors

Convention  
Secretary of State

The two Houses being still in convention proceeded agreeably to assignment, to ballot for the choice of Secretary of State for the present political year. Messrs. Parsons, Emery, Davis, Cobb and Lord were appointed a Committee to receive said and count the votes, who having attended that duty reported the whole number of votes given by the Convention to be

157

Necessary to constitute an election

79

Amos Nichols has

155

who was declared duly elected Secretary of State

The Convention then separated



## In Senate

1827

On motion by Mr. Southwick Ordered that the Secretary of the Senate notify Amos Nichols Esq that he has been duly elected Secretary of State by both branches of the Legislature for the current political year.

Order to notify  
Sec<sup>y</sup> of State

On motion by Mr. Bennett ordered that the Secretary of State notify Daniel Wood, William Shadwick, Joel Wellington, Jonathan Thayer, Amos Patten, Samuel Whitney and Hanson Mellen that they have been duly elected by a joint ballot of both branches of the Legislature in convention

Motion to Councillors

Councillors for the State of Maine to advise the Governor in the Executive part of the Government the current political year and request their immediate attendance, Sent down for concurrence  
Concurred

Adjourned

Attest, Eben<sup>r</sup>. Hutchinson Secretary

1827

Saturday January 6<sup>th</sup> 1827

The President announced to the Board the appointment  
of the following Standing Committee viz  
On Bills in the second Reading

Committee

on

Bills in 2<sup>d</sup> Reading

Mess<sup>rs</sup> Williams  
Churchill  
Stebbins  
Dennett  
Hathaway  
Parsons and  
Washburn.  
On Engrossed Bills

Committee

on

Engrossed Bills

Mess<sup>rs</sup> Dunn  
Emery  
Southwick  
(Kimball and  
Grover.

Counsellors accepted

Communications were received from Daniel Wood,  
William Chadwick, Jonathan Thayer, Joel Wellington  
and Samuel Whitney, Counsellors Elect, signifying their  
acceptance and readiness to be qualified and the same  
were read and sent down.

Consent to

qualify Counsellors

On motion by M<sup>r</sup> Hathaway a message was sent propos-  
ing a Convention forthwith for the purpose of qualifying  
such Counsellors elect as had signified their acceptance.  
A message was received from the House communicating  
their concurrence.

Counsellors qualified

According to assignment the two Houses met in Convention  
when Daniel Wood, William Chadwick, Jonathan  
Thayer, Joel Wellington and Samuel Whitney Counsellors  
elect came in and took and subscribed the oath required by  
the Constitution to qualify them to enter upon the discharge  
of the

of the duties of their office.

In Senate

On motion by Mr. Churchill, Ordered that when the Senate adjourn they adjourn to Monday next at eleven o'clock - and on motion by Mr. Hathaway a message was sent informing the House thereof.

Adjourned

Attest E. Hutchinson Secy

