

Monday January 6. 1824.

On motion of Mr. Groton, ordered, that the order passed by the Senate, referring certain parts of the Governor's message to the several Committees therein expressed, be reconsidered.

On motion of Mr. Groton, ordered that the reconsidered order lie upon the table.

On motion of Mr. Groton, ordered, that so much of the Governor's message as relates to primary education, and the establishment of a Seminary for the better qualification of Instructors be referred to Messrs. \_\_\_\_\_ with such as the House may join -

Sent down for concurrence.

Bill to incorporate the Portland Whale Fishing Company, was read a second time and passed to be engrossed in concurrence.

Resolution, laid upon the table by Mr. Cobb, authorizing the Governor to appoint Agents to protect the timber-lands in the State, was read a second time and passed to be engrossed.

Sent down for concurrence.

Petition of the town of Bangor for a City Charter came up from the House referred to Messrs. Call of Bangor, Pierce of Portland and Stetson of Hancock with such as the Senate may join, for concurrence.

The Senate concurred and Messrs. Rogers and Smith are joined.

Ordered that all the petitions and papers for the incorporation of a new County which were referred

by the Legislature of 1833 to the present session, be taken from the files and referred to the appropriate Committee on the Division and alteration of Counties.

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On motion of Mr. Prescott, ordered, that the Judiciary Committee be instructed to enquire into the expediency of abolishing all the laws in this State regulating licenses of Retailers and Gunholders, and to report a substitute which shall be plain and intelligible.

Sent down for concurrence - Concurred.

Petition of David L. Hobbs and others praying for an Act of incorporation to build a Dam across <sup>the</sup> Little Speneer.

" of Frederick A. Fuller & others in the town of Orono, praying to be incorporated into a company for the purpose of maintaining a Bridge across the Penobscot River.

" of the inhabitants of Bluehill for leave to build a bridge across tide waters,

" of John Brighton and others for leave to erect a Bridge across George's River in the town of Warren,

" of Moses Copeland and others for same purpose,

" of Abner Bagley and others praying for an Act to constitute them and their associates a body corporate, under the name of "The Portland & Cape Elizabeth Rail Road & Canal Company",

" of Amariah Nash & S. S. Whipple, praying for authority to open a Canal between the Magalloway Lakes, and the Schoodic River,

" of Samuel Kelly and others for Turnpike in the town of Calais, were severally read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

Petition of Paul Stickney and others to be incorporated a Musical Society, was read and referred to



the Committee on Literary Institutions, in concurrence.

Petition of Sarah Bailey and others, praying for a grant of land, was read and referred to the Committee on State Lands, in concurrence.

Petition of Jonathan Pichard and others, praying to be set off from Newburg and annexed to Hampden,  
 " of Peter Grant and certain other inhabitants of the town of Hallowell, praying to be set off to the town of Gardiner,

" of John Brown & others in the town of Cornish, praying to be set off from said Cornish and be annexed to the town of Limerick; were severally read & referred to the Committee on the Division of Towns, in concurrence.

Petition of Selectmen of Williamsburgh for division and incorporation,

" of Reuben Gragg and others praying for the incorporation of part of Township No. 8,

Remonstrance of Job Billington and others against same,

Petition of Jacob Lovejoy and others praying for the incorporation of Township No. 2 into a plantation by the name of plantation No. 2,

" of Moses Goodwin and others praying for the incorporation of the town of Mariaville, were severally read and referred to the Committee on the Incorporation of Towns, in concurrence.

Petition of William Singer and others praying to be incorporated into a Marine Insurance Company,

" of the Portland Mutual Fire Insurance Company for liberty to increase their fund,

" of the Portland Marine Railway Corporation for an increase of capital stock,

" of the President, Directors and Company of,

the Maine Bank, for an increase of Capital Stock

" George Brown and others for increase of Bank Capital, were severally read and referred to the Committee on Banks and Banking, in concurrence.

Petition of Jonathan Hyde and others praying for an Act to incorporate them as the Bath Railway Company; was read and referred to the Committee on Turnpikes, Bridges & Canals, in concurrence.

Petition of Sewall Watson to have certain money refunded,

" of the Selectmen of the town of Milo for assistance to build a bridge across Pleasant River; were severally read and referred to the Committee on Claims in concurrence.

Petition of Jairus Keane and others praying to be incorporated into a Company to be called the Calais Packet Company, was read and referred to the Committee on Manufactures in concurrence.

Petition of Joel Wellington, praying that the Land Agent may be authorized to sell him certain timber belonging to the State, was read and referred to the Committee on State Lands in concurrence.

Petition of Joseph Pillsbury and others, praying for an alteration of the Militia laws, and remonstrating against the alterations proposed by the Military State Convention, was read and referred to the Committee on the Militia, in concurrence.

Petition of the Selectmen of Eden and others, that the shire town in Hancock County may be removed from the town of Easton to Ellsworth or Bluehill, was read and with the accompanying papers referred

to the Committee on Incorporation of Towns.

Sent down for concurrence. Concurred.

An Act relating to Red Oak Hogshoed Shoals was read, and with the accompanying papers referred to the Committee on Manufactures.

Sent down for concurrence. Concurred.

Petition of the Massachusetts Society for the promotion of Agriculture, was read and with the accompanying papers, referred to the Committee on Agriculture. Sent down for concurrence. Concurred.

Petition of the Selectmen of Winslow and others to be allowed a sum expended by them in burying one of the Indians of the Penobscot Tribe,

.. of E. P. Barstow for remuneration for loss occasioned by the upsetting of the Stage in front of the State House,

Resolves in favor of Benjamin A. Lake, were severally read, and with the accompanying papers referred to the Committee on Claims.

Sent down for concurrence. Concurred.

An Act to repeal an Act respecting the anchoring of vessels on the fishing grounds near the Mananas and Monhegan Islands,

An Act to incorporate the Odon's Ledge Fishery Company, were severally read, and with the accompanying papers referred to the Committee on Interior Fisheries. Sent down for concurrence. Concurred.

Resolves for the removal of the Seat of Government was read, and with the accompanying papers, was referred to Messrs. Farnsworth, Cobb, Smolton, Nelson and Frye, with such as the House may join.

Sent down for concurrence. Concurred, and

Messrs. Shaw of Sanford, Clapp of Portland, Vose of Augusta, Bridge of Lanesden, Pike of Athens, Kimball of Biddeford, Eastman of Buxton, Maines of Trenton. Knight of Monroeville, and Hastings of Robbinston are joined.

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An Act to legalize the study of Anatomy in certain cases, and to protect the Sepulchres of the dead, was read, and with the accompanying papers referred to Messrs. Prescott and Manning, with such as the House may join. Sent down for concurrence. Concurred, and Messrs. Phelps, Whipple & Drachett are joined.

Petition of the Exchange Bank for an increase of capital,

" of A. G. Brown and others to be incorporated into a Banking Company, were severally read and with the accompanying papers, were referred to the Committee on Banks and Banking.

Sent down for concurrence. Concurred.

Petition of Inhabitants of School District No. 2, in the town of Phillips, praying for a sum of money to be granted them to build a School House in said District,

" of Ashur Ware and Nathan Weston for Committee of the Maine Historical Society,

Report and accompanying papers in relation to the appointment of a Superintendent of Public Schools,

Petition of the Trustees of Anson Academy for pecuniary aid,

" of Trustees of Bowdoin College that the State would assume the defence of an action brought against them by William Allen, were severally read & with the accompanying papers referred to the Committee on Literature & Literary Institutions. Sent down for concurrence. Concurred.



Resolve relative to the Penobscot Tribe of Indians,  
An Act regulating the survey of land, were severally read and with the accompanying papers referred to the Committee on State Lands.

Sent down for concurrence. *Concurred.*

Petition of Inhabitants of Farmington and others for a new County,

" of Selectmen of Eden and others, that the Shire town in Hancock County may be removed from Castine to Ellsworth or Bluehill,

" of Inhabitants of the County of Washington that Calais may be the Shire town of that County, were severally read, and with the accompanying papers were referred to the Committee on Division & Alteration of Counties.

Sent down for concurrence. *Concurred.*

Petition of David Bartlett and others praying for a division of Mount Desert,

" of Bryant Williams and others, that a part of the town of Marlboro may be annexed to Athens,

" of Charles Rogers and others praying to be set off from the town of Raymond and annexed to the town of Otisfield,

An Act to annex a part of the town of Brownfield to the town of Denmark,

" to annex a part of the town of York to the town of South Berwick, were severally read and with the accompanying papers, referred to the Committee on the Division of Towns.

Sent down for concurrence. *Concurred.*

Petition of Jonathan Everett and others for liberty to open a Canal from Moosehead Lake to the waters communicating with the Wilson Stream,

Petition of J. Gardner and others to be incorporated  
into a company by the name of the Hollowell Rail-  
way Company, 39

" of S. Frost and others for an amendment  
of an act incorporating the Proprietors of Carlo's  
Island Bridge,

" of C. Richardson and others for leave to build  
a bridge across Little River,

" of John Leighton and others for leave to build  
a dam in Eastport Bridge,

" of C. Richardson and others that the doings  
of the County Commissioners may be confirmed in laying  
out a road over the State's land,

" of Samuel A. Bradley and others to be au-  
thorized to build a dam across Kennebec River.

" of Ira P. Woodbury and others to be incorpora-  
ted as a branch of the Cumberland and Oxford Canal  
Company;

" of the Proprietors of Lisbon Bridge to be incor-  
porated into a company under the title of the Proprietors  
of the Little River Bridge,

Resolve repealing a Resolve relative to the time of  
making highways in the County of Waldo, were severally  
read, and with the accompanying papers referred to the  
Committee on Turnpikes, Bridges & Canals.

Sent down for concurrence. Concurred.

An Act enlarging the jurisdiction of the Court of  
Common Pleas in criminal cases,

Order relative to embodying all acts regulating  
Schools, into one,

An Act additional regulating Costs,

Petition of Inhabitants of Liberty for a separate repre-  
sentation,

" of James Clark that certain deeds may be  
made valid,

" of John I. Smith and others praying for indemnity

for damages sustained by their land being taken for the use of the Cumberland & Oxford Canal,

" of sundry inhabitants of the town of Prospect for a law to empower towns to pass Resolves to reimburse the value of buildings lost by fire,

An Act for the appointment of Justices of Trial,

" " in addition to an Act for the prevention of damages by fire, and the safe keeping of gunpowders,

" " providing for the election of County Commissioners, were severally read, and with the accompanying papers, were referred to the Committee on the Judiciary.

Sent down for concurrence. Concurred.

Petition of Thos B. Parks and others for a Bank in Berwick to be called "The Great Falls Bank" was read and referred to the Committee on Banks and Banking. Sent down for concurrence. Concurred.

Petition of Jere. Paul of York to be set off from the town of York and annexed to the town of Elliot, was read and referred to the Committee on the Division of Towns.

Sent down for concurrence. Concurred.

On motion of Mr. Smith. Ordered, that hereafter the Senate hold but one session a day, commencing at half past nine o'clock in the morning, except on Mondays, when the session shall commence at eleven in the forenoon, until otherwise ordered.

Order from the House of Representatives, appointing Messrs. Hannaford of Cape Elizabeth, Currier of Lyman, Chadwick of Gardiner, Robinson of Bethel, Cartland of Jefferson, Pillsbury of Newport, Whitney of Palmyra, Thomas of Lincolnville, and Nash of Columbia with such as the Senate may join, in a Joint Standing

Committee on Division and alteration of Counties,  
came up for concurrence. Concurred, and Messrs.  
Bradbury, Knowlton, Labaree, Chandler & Helsey  
are joined.

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Petition of Jacob Hunt and others praying to  
be incorporated into a Mill Dam Company, was read  
and referred to the Committee on Manufactures.

Sent down for concurrence. Concurred.

Order came from the House appointing Messrs.  
Dunson of Anson, Arnold of Pulaski and Goff  
of Danville, with such as the Senate may join,  
a Committee to engage some suitable person of legal  
attainments to draft Bills and Resolves during  
the present session of the Legislature, came up for  
concurrence. Concurred, and Messrs Groton &  
Tobin are joined.

Order from the House directing the Committee  
on the Judiciary to enquire into the expediency of  
of fixing by law a certain day on which all public  
Statutes shall take effect, subsequent to the day of  
their enactment, which was read and passed in  
concurrence.

Order from the House, instructing the Committee  
on the Judiciary to enquire into the expediency  
of so amending the act regulating Judicial Process,  
that no action shall hereafter be maintained for the  
escape of any debtor, committed on Execution, except  
a Special action on the case, came up for concurrence.  
Concurred.

On motion of Mr Groton, Ordered, that so much  
of the Governor's message as relates to the subject of  
Internal Improvement, be referred to Messrs. Farnham



Helsey, Tobin, Groton & Cobb, with such as the House may join. Sent down for concurrence.

Concurred, and Messrs Pierce of Portland, Morrill of Waterville, Mildnam of Wells, Bartlett of Norway, Pike of Athens, Sabine of Eastport, Keene of Bremen, Jarvis of Ellsworth, Brew of Belmont and Stetson of Hanson are joined.

On motion of Mr Groton, Ordered that so much of the Governor's message as relates to all the Literary Institutions within the State, which have received aid from former Legislatures, be referred to the Committee on Literature and Literary Institutions.

That so much of the Governor's message as relates to primary instruction and the better qualification of instructors, be referred to Messrs Pierce, Groton, Forten, Bridgman and Bacon, with such as the House may join. Sent down for concurrence. Concurred, and Messrs Clapp of Portland, McIntock of Bristol, Perry of Limerick, Dumont of Hallowell, Lake of Bucksport, Sawyer of Trenton, Spaulding of Norridgewock, Lowell of Sangerville, O'Driscoll of Machias and Clements of Brooks are joined.

That so much of the Governor's message as relates to the subject of the Deaf and Dumb, together with the Insane, be referred to Messrs. Prescott, Bridgman and Manning, with such as the House may join.

Sent down for concurrence. Concurred, and Messrs Litley of Thomaston, Bradley of Saco, Soule of Freeport, Woodman of Wilton and Austin of Byron are joined.

That so much of the Governor's message as relates to Agriculture, be referred to the Committee on Agriculture.

That so much of the Governor's message as relates to the Militia be referred to the Committee on the Militia —————

That so much of the Governor's message as relates to the Penitentiary at Thomaston be referred to the Committee on the State Prison —————

That so much of the Governor's message as relates to a new edition of the two first volumes of the Laws of Maine, be referred to the Committee on the Judiciary  
Sent down for concurrence. Concurred.

An Act to provide for an Auditor and Comptroller of the Treasury, was read, and with the accompanying papers referred to the Committee on the Judiciary.

Sent down for concurrence. Concurred.

Adjourned.

Attest, William Trafton,  
Secretary.

Tuesday, January, 7. 1834.

Mr Farnsworth from the Committee on Turnpikes, Bridges and Canals, reported order of notice on petition of David L. Hobbs and others, which report was read and accepted. Sent down for concurrence. Concurred.

On motion of Mr Cogswell, ordered, that the Secretary of State be requested to lay before the two Houses of the Legislature, the abstracts of the returns made to his office in June last of the several incorporated Banks in this State. Sent down for concurrence. Concurred.

On motion of Mr Manning, ordered that the Committee on the Judiciary be instructed to enquire into the expediency of repealing all existing laws relating to imprisonment for debt.

Sent down for concurrence. Concurred.

On motion of Mr Groton, ordered, that two members of this board be added to the Committee to whom is referred, on the part of the Senate, the order relating to the subject of Internal Improvements, embraced in the message of the Governor.

On motion of Mr Tobin, ordered, that the Joint Select Committee, on so much of the Governor's message as relates to Literature and Literary Institutions, be directed to enquire into the expediency of passing a law, requiring that a school Committee be appointed in each County, for the purpose of enquiring into the Literary qualifications of, and granting certificates of such qualifications, to all persons proposing themselves as teachers of youth in primary schools in this State.

On motion of Mr Labaree, ordered, that the Com-

mitter on the Judiciary be instructed to enquire into the expediency of establishing by law, Pound-keepers' fees that they may be plain and intelligible.

Sent down for concurrence. Concurred.

The Secretary of State came in and laid upon the table, a written message from the Governor, transmitting the Report of the Commissioners appointed under the Resolve of the ninth of March 1832, "for the purchase of Indian Lands" together with the doings of the Council thereon, which was read & ordered to lie upon the table.

An Act in addition to an Act to establish the Medical School Hospital, was read, and with the accompanying papers, referred to the Joint Select Committee to which was referred so much of the Governor's message as relates to the subject of the Deaf and Dumb, together with the Insane.

Sent down for concurrence. Concurred.

Remonstrance of Jonathan Allen and others against the erection of a Bridge over the falls in Bluehill, was read and referred to the Committee on Turnpikes, Bridges and Canals.

Sent down for concurrence. Concurred.

Petition of Enoch Craig Jr. and others, praying to be set off from the town of Freeman, and annexed to the town of Strong, was read and referred to the Committee on the Division of Towns.

Sent down for concurrence. Concurred.

The Secretary of State came in and laid upon the table, a written message from the Governor, addressed to both branches of the Legislature, transmitting sundry documents in relation to the Board of Trustees



of Bowdoin College, which was read and referred to the Committee on the Judiciary, and ordered that four hundred copies be printed for the use of the Legislature. Sent down for concurrence. *Concurred*

The Committee on Engrossed Bills reported as truly copied from the original. "Bill to incorporate the Portland Whale Fishing Company" and the was passed to be

enacted.

On motion of Mr. Cobb, ordered, that the Secretary of the Senate be directed to notify Roscoe Greene that he has been elected Secretary of State, by a Convention of the <sup>two</sup> Houses of the Legislature for the current political year.

The annual Report of the State Treasurer, exhibiting the state of the finances was read, and laid upon the table.

On motion of Mr. Broadbury. Ordered, that the Joint Standing Committee on the Judiciary be instructed to enquire into the expediency of altering or repealing an additional act, directing the method of laying out, and making provisions for the repair and amendment of highways, and providing for the appointment of County Commissioners, passed March 18, 1831, or to provide by law for an appeal from the decisions of the Court of County Commissioners, made under such limitations as they may deem expedient.

On motion of Mr. Cobb, ordered, that a message be sent to the Governor and Council, informing them that Roscoe Greene is elected Secretary of State; which message was delivered by the Secretary.

Petition of John Clark, that Elisabeth Clark  
Administratrix, may be empowered to convey cer-  
tain real estate, was read, and with the accom-  
panying papers, referred to the Committee on the  
Judiciary. Sent down for concurrence.  
Concurred.

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Petition of Inhabitants of Litchfield, to be set off  
from the County of Lincoln, and annexed to Kenne-  
bec, was read, and, with the accompanying papers,  
referred to the Committee on the Division and al-  
teration of Counties. Sent down for concurrence.

Concurred.

Petition of George Hupsey to be annexed to the town  
of Westbrook,

" of Daniel Tower to be set off from Dover &  
annexed to Foxcroft,

" of Samuel McKene and others to be incor-  
porated into a town,

" of Ira Crooker and others, that a part of  
the towns of Bridgton and Harrison may be incor-  
porated into a town, were severally read, and with  
the accompanying papers, referred to the Committee  
on the Incorporation of Towns.

Sent down for concurrence. Concurred.

Petition of Robert Gray and others, that an Island  
may be annexed to the town of Cushing,

" of Joseph Stackpole and others to be annexed to  
the town of Albion,

" of Henry H. Snow and others to be set off  
from Dutton and annexed to Levant,

" of Inhabitants of Placentia Island, to be annex-  
ed to Cranberry Isles,

" of Inhabitants of Chandlers Gore Plantation to  
be annexed to Hartland or Livermore,

" James Gowen and others to be set off from

Thaplight and annexed to Aceton.

" of John Brown and others, that their property may be set off from the town of Cornish, and annexed to Limerick,

" of Elijah Hunter and others, that a gore of land lying on the west side of the Sebasticook River, may be annexed to Clinton,

" of J. W. Gookin and Daniel Hill & to be set off from Hallowell and annexed to Lyman,

" of Samuel Hutchins and others, to be set off from Cornish and annexed to New Portland,

" of Abraham Richardson and others for a division of Mt. Desert,

" of Ezra H. Dodge and others, for same, severally read, & with the accompanying papers referred to the Committee on Division of Towns—

Sent down for concurrence, Concurred.

Petition of Directors of Sugar Island Boom Corporation for an alteration of their charter,

" of S. I. Simons and others to be incorporated into a company by the name of the Ticonic Slave way Company,

" of S. Hudson and others for leave to build a Bridge over Menduskeag River in Bangor,

" of J. Eaton and others for an act of incorporation to build a Bridge over Sebasticook River,

" of C. Grover for a Canal,

" of the Lamoineville Canal Corporation for a renewal of their charter,

" of N. B. Shaw and others to be incorporated for the purpose of building a Slave,

" of Nathaniel Treat and others to be incorporated into a Company for the purpose of Steam Navigation,

" of Samuel B. Bowman and others for a Steam or Horse Ferry—

Petition of Cummings, Peine and others for an Act of incorporation to improve the navigation in the Penobscot River,

" of Benjamin Nicholson and others for leave to build a Bridge,

" of Peter Grant and others to be incorporated with powers to establish and maintain a Horse Ferry Boat in the town of Mallowell,

" of Edmund Howe and others, to be incorporated into a Company for the purpose of removing obstructions in Narragansett River,

" of Mark S. Blunt and others for a Charter to build a Bridge across the Kennebec River at Norridgewock, were severally read, and with the accompanying papers, referred to the Committee on Turnpikes, Bridges and Canals.

Sent down for concurrence. Concurred.

Order from the House of Representatives appointing Messrs. Bolster of Rumford, Kimball of Giliad Lawrence of Gray, Thompson of Brighton and Moore of Dover a Committee, with such as the Senate may join, to consider what alteration if any, are necessary, in the several laws now in force providing for the education of youth, with leave to report by Bill or otherwise, came up for concurrence. Concurred, and Messrs. Cobb, Frye and Farnham are joined.

Order from the House of Representatives, instructing the Committee on Banks and Banking to inquire into the expediency of restraining by law prospectively, the circulation of one and two Dollar bills within the boundaries of this State, with leave to report by bill or otherwise, was read and passed in concurrence.



Order from the House of Representatives instructing the Committee on Manufactures to enquire into the expediency of revising the laws in our trustee process, so far that they may operate on Foreigners coming into the State.

Also that the same Committee may enquire into the expediency of regulating the sale of laths in the County of Washington; read and passed in concurrence.

Remonstrance of Penobscot Indians, came up from the House, referred to the Committee on State Lands, read and referred in concurrence.

Petition of John G. Bowen and others for the enlargement of the powers of Justices of the Peace, came up from the House referred to the Committee which have that subject under consideration. Read and referred in concurrence.

Petition of David Goyer and others for an Academy at Fulmouth, came up from the House, referred to the Committee on Literary Institutions. Read and referred in concurrence.

Petition of John Jones and others for a division of the town of Ripley, in the County of Somerset,  
 " of the inhabitants of No. 19 in the County of Washington, that they may be annexed to the town of Columbia,  
 " of Lewis Reed and others to annex a part of No. 7 to the town of Byron,  
 " of Cornelius Thompson to be set off from Bowdoin and annexed to Lisbon,

Remonstrance of the town of Bowdoin against the same,

Petition of Thomas M. Webb and others to be set off from the town of Bremen and annexed to the town of

Bristol, came up from the House referred to the Committee on Division of Towns, severally read and referred in concurrence.

Petition of the town of Ellsworth for the removal of the Shire town of the County of Hancock, from Castine to Ellsworth,

„ of Rufus Hodgdon and others,  
 „ of the town of Trenton, and  
 „ of the Selectmen of Amherst for the removal of the County from Castine to Ellsworth,  
 „ of Ebenezer Sawyer and others for incorporation of Township No. 8. in the Ninth Range, north of Waldo Patent in Somerset County,

Remonstrance of the town of Wold against the proposed new County, were severally read and referred to the Committee on Division and alteration of Counties, in concurrence.

Petition of sundry inhabitants of Otisfield, Harrison, Brighton, Sebago, and Raymond for the incorporation of a town,

„ of Richmond Loring and others for the incorporation of Township No. 3 in the fourth Range Bingham Purchase, east of the Kennebec River,

„ of the inhabitants of Plantation No. Thirteen, east division of lands in Washington County to be incorporated into a town,

„ of inhabitants of Bluehill for an Act regulating the payment of wharfage at the wharves belonging to said town,

„ of sundry inhabitants of Plantation No. Fourteen in Washington County to be incorporated into a town,

„ of Nathaniel Smith and others for the incorporation of part of Mariaville into a town by the name of "Tilden"

Remonstrance of Elisha Goodwin and others against the same,

Petition of Charles Lovell and others for the incorporation of Township No. Five, Second Range, north of the Bingham Purchase, into a town,

Remonstrance of Samuel Copeland and others against the petition of sundry persons praying to be incorporated into a town by the name of "Livington", were severally read and referred to the Committee on Incorporation of Towns in concurrence.

Petition of sundry inhabitants, praying that broad rimmed wheels may be used on the Baring & Moulton Road,

" of James Thomas for the incorporation of a Stage Company,

" of Thomas Page and others praying for a sum of money to be expended on a road in Burlington and Township No. One and Two, Old Indian Purchase,

" of Phillip Morrill and others praying for an Act to require the use of broad rimmed wheels in Watco County,

" of Inhabitants of Baileyville, praying that broad rimmed wheels may be used on the Baring and Moulton road,

" of Prince Miggins and others praying for an Act requiring Sticks to be five feet wide,

" of Joseph Otis and others for a Canal or Rail way to avoid the obstructions in Union River,

" of the town of Westbrook praying for the passage of a law in relation to County Roads,

" of the town of Ellsworth praying for an Act requiring broad rimmed wheels; were severally read and referred to the Committee on Turnpikes, Bridges and Canals in concurrence.

Petition of Samuel Moulton for an allowance on payment for State Land,

" of Ether Shepley and others praying that the

the licensing laws may be wholly and entirely repealed, were severally read and referred to the Committee on the Judiciary, in concurrence.

Order from the House, instructing the Committee on the Judiciary to enquire into the expediency of revising the several statutes now in force, regulating the sale of ardent spirits, and embodying all necessary provisions upon that subject, into a single act, with leave to report by bill or otherwise. Read and passed in concurrence.

Order from the House instructing the Committee on the Judiciary to enquire into the expediency of allowing by law a debtor to own and hold one pair of Oxen exempt from attachment and execution, was read and a passage refused.

Order from the House instructing the Committee on the Judiciary to enquire into the expediency of revising the laws respecting pounds, and impounding beasts, and respecting lost goods, and stray beasts, with leave to report by bill or otherwise, was read and passed in concurrence.

Order from the House of Representatives instructing the Committee on the Judiciary to enquire into the expediency of so altering the laws as to exempt from attachment all farming tools of poor debtors which may be necessary for carrying on the farm on which they live, and the farm; read and passed in concurrence.

Bill prescribing the mode of making & repairing highways - read with accompanying papers referred to the Committee on the Judiciary.

Sent down for concurrence. Concurred.

Adjourned.

Attest, William Tristram, Secretary.



Wednesday January 8. 1834

Communication of Mark Harris, transmitting the annual Report of the Treasurer, exhibiting a state of the finances, laid upon the table yesterday, was referred to Messrs Labaree, Smith and Howard, with such as the House may join. Sent down for concurrence.  
 Concurred. & Messrs.

Mr Groton from the Committee on Claims, reported leave to withdraw on the petition of Jewell Watson, praying to have certain moneys refunded; which Report was read and accepted.

Sent down for concurrence. Concurred.

Petition of Inhabitants of New Vineyard for a new County, was read and referred to the Committee on the Division and alteration of Counties, in concurrence.

Petition of Humphrey Burrington and others for a Bank in Topsham.

of Ashur Ware and others, Directors of the Exchange Bank in Portland for an increase of Capital; were severally read and referred to the Committee on Banks and Banking, in concurrence.

Petition of the Trustees of St. Albans Academy, praying for a donation, was read and referred to the Committee on Literary Institutions.

Sent down for concurrence. Concurred.

Petition of Ebenezer Allen and others for limiting the liability of towns for damages by reason of Bridges and public roads, was read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

Petition of Thomas Cartlon and others, praying for an

Act of incorporation, with leave to erect a dam on the Kennebec River at Twelve Mile Falls in Vassalborough, came up from the House referred to Messrs Abbott of Vassalborough, Tyler of Farmington and Moore of Abbott, with such as the Senate may join. Read & concurred, and Messrs Prescott and Tobin are joined.

Petition of the Universalist Society in Turner to surrender their Charter, read and referred to the Committee on the Judiciary, in concurrence.

Petition of Edward S. Gray for a pension, was read and referred to the Committee on Military Pensions, in concurrence.

Petition of Eliot H. Vaughan that the Secretary of State may be authorized to furnish the township where he resides, with the laws of the State, was read and referred to the Committee on the Judiciary, in concurrence.

A written Communication from the Secretary of State, accompanied with abstracts of the Returns made to his office in June last by the several incorporated Banks in this State was read and referred to the Committee on Banks and Banking.

Sent down for concurrence. Concurred.

Order from the House, instructing the Committee on the Judiciary to enquire into the expediency of abolishing all usury laws, read and passed in concurrence.

Mr. Groton from the joint Select Committee to whom was referred the order authorizing them to contract with some suitable person of legal attainments, to draft Bills and Resolves during the present session of the Legislature, made a report, which was read and accepted as amended. Sent down for concurrence.

A communication was received from Roscoe G. Greene, signifying his acceptance of the office of Secretary of State. Read and sent down.

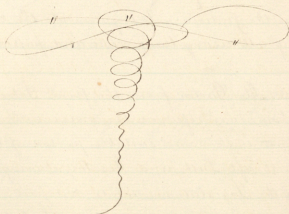
Petition of the inhabitants of the town of Deer Isle praying for the removal of the courts from Eastport to Bluehill, came up from the House, referred to the Committee on the Division and Alteration of Counties, the House concurring the Senate in the reference of said petition to the Committee on Incorporation of Towns.

The Senate recede from their former vote so far as to refer the same to the Committee on Division and Alteration of Counties in concurrence.

Mr. Cogswell laid upon the table, Bill providing for the further limitation of certain actions, which was read and ordered to lie upon the table.

Adjourned.

Attest, William Trafton, Secretary.



Thursday January 9. 1834 57

Bill providing for the further limitation of certain actions, laid upon the table yesterday by Mr. Cogswell, was read and referred to the Committee on the Judiciary. Sent down for concurrence. Concurred.

Mr. Kelsey was excused from serving on the Joint Standing Committee on the Incorporation of Towns and Mr. Cobb was appointed on said Committee.

Mr. Cogswell from the Committee on Banks and Banking, made a Report on Petition of the President Directors and Committee of the Maine Bank for increase of capital, ~~was~~ read and accepted.

Sent down for concurrence. Concurred.

Bill to increase the Capital stock of the Maine Bank, was read a second time and passed to be engrossed. Sent down for concurrence.

Petition of Greenleaf White and others, praying for an Act of Incorporation for the purpose of erecting a Dam across the Kennebec River, at or near the Island above the Bridge was read and referred to the Joint Select Committee to which was referred the petition of Thomas Carlton and others.

Sent down for concurrence. Concurred.

Mr. Smith from the Committee on Manufactures made a Report on the petition of Jacob Hunt and others, which was read and accepted.

Sent down for concurrence. Concurred.

Bill to incorporate the Stroudwater Mill Dam Company was read once and tomorrow at ten o'clock assigned for a second reading.



Communications from Nathaniel Clark, Edmund Mann, Edward Williams and Asa Clark, Counsellors elect, signifying their acceptance, were severally read and sent down.

On motion of Mr. Cobb, ordered that a message be sent to the House of Representatives, proposing a Convention of both branches of the Legislature, this day, at half past eleven o'clock for the purpose of administering the oaths required by the Constitution to Nathaniel Clark, Edmund Mann, Edward Williams and Asa Clark, Counsellors elect, to qualify them to enter upon the discharge of their official duties.

Which message was delivered by the Secretary.

A message was received from the House of Representatives, concurring in the foregoing proposition.

The Secretary of State laid upon the table a message from the Governor, transmitting a communication from the President of the United States, through the Secretary of War, requesting this State to cede jurisdiction to the United States over the Arsenal in the town of Augusta, which was read and referred to the Committee on the Judiciary.

Sent down for concurrence. Concurred.

Petition of George Brooks for a pension in consequence of a wound received while in the military service of the State; was read and referred to the Committee on Military Pension.

Sent down for concurrence. Concurred.

Order from the House, instructing the Committee on the Judiciary to enquire into the expediency of repealing an Act, approved March 12. 1831,

entitled "an additional Act defining the powers of the Judicial Courts in granting reviews and for other purposes, read and passed in concurrence.

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Petition of Jacob Fisher and others, praying for a grant of land from the State, was read and referred to the Committee on State Lands, in concurrence.

Petition of George M. Stanley and others,  
" of sundry inhabitants of the County of Penobscot, praying for the passage of a law requiring the use of Broad-rimmed wheels, were severally read and referred to the Committee who have that subject under consideration, in concurrence.

Petition of Benjamin Holbrook & others to be set off from Starks, and annexed to the town of Mercer,

Remonstrance of the town of Starks against said petition,

Petition of Peaslee Morrell, to be set off from the town of Dearborn, and annexed to the town of Belgrade, were severally read and referred to the Committee on the Division of Towns, in concurrence.

Petition of Benjamin Barber and others for a law regulating the making of Shooks, was read and referred to the Committee on Manufactures in concurrence.

Remonstrance of the town of Milton against the petition of the inhabitants of the town of Farmington for a new County, read and referred to the Committee on Division and alteration of Counties, in concurrence.

Petition of Miriam Rose & others praying for a law to check the importation of Wooden Clocks in

this State, referred to the Committee on the Judiciary, in concurrence.

Memorial of the Inhabitants of the town of Lewiston, praying that the State tax levied on said town by the Legislature of 1831 may be rescinded, was read and referred to the Committee on the Judiciary in concurrence.

### In Convention.

Agreeably to assignment the two Houses of the Legislature met in convention for the purpose of qualifying Counsellors elect.

Mr. Bogswell of the Senate was charged with a message informing Nathaniel Clark, Edmund Mann, Edward Williams, and Asa Clark that the two Houses of the Legislature are now assembled in Convention and are ready to administer to them the necessary oaths to qualify them to enter upon their official duties.

Whereupon Nathaniel Clark, Edmund Mann, Edward Williams and Asa Clark came in, and before the President of the Convention, and in presence of both branches of the Legislature, took and subscribed the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties; and the Convention separated.

### In Senate.

On motion of Mr. Cobb, ordered, that a special message be sent to the Governor and Council, informing that body that Nathaniel Clark, Edmund Mann, Edward Williams and Asa Clark have been elected Counsellors to advise the Governor in the Executive part of the government for the current political

years, and that they are duly qualified as the Constitution directs to enter upon the discharge of their duty.

Order from the House of Representatives appointing Messrs Moore of Dover, Morrill of Westbrook, Liver of South Berwick, Lathrop of Leeds, Bolster of Rumford, Herrick of New Vineyard, Webster of Belfast, Reed of Phippsburgh, Huntress of Robbinston & Worcester of Vinalhaven ~~man~~ ~~exp~~ ~~min~~ ~~int~~ a Committee with such as the Senate join, to inquire into the expediency of so altering the law that the use of broad rimmed wheels may be required in this State. Read and passed in concurrence, and Messrs Smith, Croton, Knicker, Halsey and Chandler are joined.

Adjourned

Attest, William Trafton, Secretary.

"*W. T.*"



Friday, January, 10<sup>th</sup> 1834.

Mr. Smith from the Committee on Manufactures to whom was referred an order to enquire into the expediency of revising the laws in our Trustee process so far that they may operate upon Foreigners coming into the State; Also that the same Committee may enquire into the expediency of regulating the sale of Laths in the County of Washington, made a Report asking leave to be discharged from the further consideration of the same, and that the same be referred to the Committee on the Judiciary. Read & accepted.  
Sent down for concurrence. Concurred.

The message from the Governor, transmitting the Report of the Commissioners appointed under the Resolves of the ninth of March 1832 "for the purchase of Indian Lands", together with the doings of the Council thereon, laid on the table by the Secretary of State on Tuesday last, was read and referred to the Committee on State Lands.  
Sent down for concurrence. Concurred.

Mr. Pierce from the Committee on Literature and Literary Institutions, to whom was referred the petition of the Trustees of Bowdoin College that the State would assume the defence of an action commenced against them by William Allen, made a report asking leave to be discharged from the further consideration of said petition, and that the same be referred to the Committee on the Judiciary, who have the same subject under consideration.

Sent down for concurrence. Concurred.

Mr. Pease from the Committee on the Division of Towns, reported leave to withdraw on petition of Charles Rogers and others, which report was read & accepted.  
Sent down for concurrence. Concurred.

Mr. Pierce from the Committee on Literature and Literary Institutions, reported leave to bring in a Bill on petition of Seth Hatch, praying for an Academy at Kennebunk, read and accepted.

Sent down for concurrence. Concurred.

On motion of Mr. Bradbury ordered, that the Committee on the Judiciary be instructed to enquire into the expediency of repealing an Act passed June 28. 1820 establishing the duties to be paid by certain officers therein named, or that part of said act, which requires Justices of the Peace to pay a duty of Five Dollars for their Commission. Sent down for concurrence. Concurred.

On motion of Mr. Cobb, ordered, that a message be sent to the Governor and Council informing them that Roscoe G. Greene, having been duly elected Secretary of State, has signified his acceptance and is ready to take and subscribe the oaths necessary to qualify him to enter upon the discharge of his official duties; which message was delivered by the Secretary.

The Committee on engrossed bills reported as truly copied from the original, Bill to increase the Capital Stock of the Maine Bank, and the same was passed to be enacted

Bill to incorporate the Trustees of Union Academy, was read once and tomorrow at ten o'clock assigned for a second reading.

Mr. Prescott from the Joint Select Committee, reported order of notice on petition of Greenleaf White and others.

Read and accepted. Sent down for concurrence. Concurred.

Resolve providing for the purchase and distribution of Greenleafs Reports, laid upon the table by Mr. Pierce

was read once and tomorrow at ten o'clock assigned for a second reading.

Bill to incorporate the Stroudwater Mill Dam Company was read a second time and passed to be engrossed.

Sent down for concurrence. Concurred.

Bill fixing the compensation of Clerks of Courts and giving further remedies on Clerk's Bonds, came up from the House referred to Messrs Phelps of Fairfield, Woodman of Buxton, Goff of Danville, Bridge of Dresden, Small of Monmouth, Maynes of Trenton, Thayer of Paris, Eastman of Exeter, Marshalls of Camden and Hobart of Edmunds, for concurrence. Read and concurred, and Messrs. Farnsworth, Allen, Farnham, Bradbury and Brown are joined.

A communication was received from John Chasler, Counsellor elect, signifying his acceptance;  
Read and sent down.

Mr Pierce from the Committee on Literature and Literary Institutions to which was referred the petition of the Trustees of Bowdoin College, made a report, asking leave to be discharged from the further consideration of said petition, and that the same be referred to the Committee on the Judiciary who have the same subject under consideration. Read and accepted.

Sent down for concurrence. Concurred.

Petition of the Selectmen of Hancock for the removal of the Courts in Hancock County from Castine to Ellsworth read and referred to the Committee on Division and alteration of Counties in concurrence, also

Remonstrance of the town of Carthage against the petition of the inhabitants of the town of Farmington for a new County, <sup>& referred</sup> read to the same Committee in concurrence.

Petition of Jesse Blanchard and others that a certain part of Madison called "The mile & a half strip" may be annexed to the town of Milburn;

" of John H. White and others for same, were severally read and referred to the Committee on Division of Towns in concurrence.

Petition of Israel Waterhouse and others, praying for an increase of Capital Stock in the Maine Stage Company, read and referred to the Committee on Manufactures. Sent down for concurrence. Concurred.

Petition of Isaac Lincoln and others, praying to be incorporated by the name of the "Brunswick Company" to manufacture cotton cloth and other goods, read and referred to the Committee on Manufactures in concurrence.

Petition of sundry inhabitants of Bristol, Nobleborough and Newcastle, praying for an Act to extend the time for building the Tamariscotta Canal, 1803 read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

The Committee on the Judiciary, to which was referred an order relative to embodying into one, all the acts relating to schools, made a report asking to be discharged from the further consideration of the same, and recommended that it be referred to the Joint Standing Committee on Literature and Literary Institutions. Read and accepted in concurrence.

Report of the Committee on the Judiciary to which was referred the petition of John Clark, that Elizabeth Clark may be empowered to convey certain real estate, came up from the House, and said petition and accompanying papers referred to Messrs. Gilley, Robinson and Pike, with



such as the Senate may join, and Messrs. Commons & Chase are joined in concurrence.

A message was received from the House of Representatives, informing the Senate that the House had reconsidered their vote referring the "Bill prescribing the mode of making and repairing highways" to the Committee on the Judiciary and refer the same to a Joint Special Committee, consisting on the part of the House of Messrs. Allen of Lubec, Hunt of Unity, Wyman of Stetson, Dolbin of Kingfield, Harris of Buckfield, Hardy of Bear Isle, Rust of New Sharon, Shaw of Wiscasset, Kimball of Portland and Hubbard of North Berwick, with such as the Senate may join, and requesting the concurrence of the Senate.

The Senate reconsider their former vote and concur the House in said reference, and Messrs. Knioolton Tobin, Howard, Kelsey and Porter are joined.

The Senate reconsider their vote accepting the Report of the Committee appointed to employ a Draftsman, as amended, and recommit the same, and the Secretary was directed to communicate the same by message, and request the concurrence of the House.

Mr. Pierce from the Committee on Literature and Literary Institutions, to whom was referred the subject of a Superintendent of Public Schools, made a report asking leave to be discharged from the further consideration of said subject, and that the same be referred to the Committee to whom was referred so much of the Governor's message as relates to primary schools and an Institution for Teachers. Sent down for concurrence.

Concurred.

Adjourned.

O. West, William Crafton, Secretary.

Saturday, Jan<sup>y</sup> 11. 1834.

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Communication from John H. Jarvis, Counselor elect, signifying his acceptance, read and sent down.

Bill additional to an Act to incorporate the Portland Mutual Fire Insurance Company, reported by Mr. Cogswell from the Committee on Banks & Banking was read a first and second time, and passed to be engrossed. Sent down for concurrence. Concurred.

Mr. Furnsworth from the Committee on Turnpikes, Bridges & Canals, reported order of notice on petition of S. Eaton and others. Read and accepted.

Sent down for concurrence. Concurred.

Petition of C. Sawtelle, Register of Probate for Somerset County, for an increase of Salary, read and referred to a select Committee consisting of Messrs Emerson and Furnsworth with such as the House may join.

Sent down for concurrence. Concurred and the House join on their part the delegation from the County of Somerset.

On motion of Mr. Groton, ordered, that Messrs Groton and Cobb be a Committee, with such as the House may join, to inquire what printed blank forms are needed by the several Committees of the Legislature to enable them to complete their reports with uniformity and despatch, and to procure the same at the cost of the State. Sent down for concurrence. Concurred, and Messrs Marshall, Bronson and Pike are joined.

Mr. Poase from the Committee on Division of Towns reported order of notice on petition of Jere. Paul, which was read and accepted. Sent down for concurrence. Concurred.

Resolve providing for the purchase & distribution of Greenleaf's Reports; read a second time and passed to be engrossed. Sent down for concurrence.

Bill to incorporate the Trustees of Union Academy, read a second time and passed to be engrossed as amended. Sent down for concurrence. Concurred.

Mr. Farnsworth from the Committee on Turnpikes, Bridges and Canals, reported order of notice on petition of S. S. Simons and others; read and accepted. Sent down for concurrence. Concurred.

Remonstrance of John Otis and others against the establishment of a Horse Ferry Boat at Broom's Point,

Petition of Edward A. Bridge and others for a sluice, were severally read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

Order from the House of Representatives, instructing the Committee on Interior Fisheries to inquire into the expediency of exempting Smoked Alewives from the provisions of an Act entitled "An Act additional to an act to provide for the packing and inspection of smoked Fish," passed February 21, 1833. Read and passed in concurrence.

Order from the House of Representatives, appointing Messrs. Lake, Nash, Tove of Montville, Pillsbury of Bloomfield, Brown of Weld, Lotthrop, Brown of Bowdoin, Webb of Windham and Bruchett to a committee, with such as the Senate may join, to take into consideration the constitutionality of further carrying into effect the provisions of the act passed June 27, 1820, entitled an Act to establish a medical school in this State, in which act, the sum of One Thousand Dollars is granted to said medical

school under the controll and direction of the two corporations of Bowdoin College, and which sum has been annually paid out of the treasury, agreeably to the provisions of said Act. Read and passed in concurrence and Messrs Manning, Knowlton, Pierce, Bradbury & Prescott are joined.

Mr Emersons from the Committee on the Judiciary made a report on petition of Elliot G. Vaughan. Read and accepted.  
Sent down for concurrence. Concurred.

Resolve in favor of Elliot G. Vaughan, <sup>reported by Mr Emersons</sup> was read once and Monday next at eleven o'clock assigned for a second reading.

Petition of Committee of Pittsfield for a toll bridge came from the House referred to a Joint Select Committee consisting of Messrs Whitney of Pittsfield, Metcalf of Mercer, Small of Monmouth, Plummer of Alford and Crane of Whitney, with such as the Senate may join.

Read and referred, and Messrs Porter, Tobin and Allen are joined in concurrence.

Remonstrance of the Selectmen of Friendship against the petition of Robert Gay and George Davis, praying that Crotch Island may be set off from the town of Friendship and annexed to the town of Cushing, read and referred to the Committee on Division of Towns in concurrence.

Petition of Nathan Stanley and others praying that township marked A, first Range, may be incorporated into a plantation, read and referred to the Committee on Incorporation of Towns, in concurrence.

On motion of Mr. Labaree, ordered that the Joint Select Committee on Literature and Literary Institutions be requested to enquire into the expediency of a Resolve



passed March 4, 1833 for the benefit of primary schools.  
Sent down for concurrence. Concurred.

On motion of Mr Bradbury, Ordered, that a message be sent to the House of Representatives, proposing a convention of the two branches of the Legislature in the Hall of Representatives, this day, at half past eleven o'clock A.M. for the purpose of qualifying John O'Brien and John H. Jarvis, Counsellors elect. Which message was delivered by the Secretary.

A message was received from the House, concurring in the foregoing proposition.

### In Convention.

Agreeably to assignment, the two Houses of the Legislature met in Convention for the purpose of qualifying Counsellors elect.

Mr Cobb of the Senate was charged with a message informing John O'Brien & John H. Jarvis that the two Houses of the Legislature are now assembled in Convention in the Representatives Hall, and are now ready to administer to them the necessary oaths to qualify them to enter upon their official duties. When John O'Brien and John H. Jarvis came in and before the President of the Convention and in presence of both <sup>the Legislature</sup> Houses of <sup>the</sup> took and subscribed the oaths required by the Constitution, to qualify them to enter upon the discharge of their official duties; and the Convention separated.

### In Senate.

On motion of Mr Cogswell, ordered, that a special message be sent to the Governor and Council, informing that Body that John O'Brien and John H. Jarvis have been elected Counsellors to advise the Governor in

the Executive part of the government for the current political year, and that they are duly qualified as the Constitution directs, to enter upon the discharge of their official duties. Which message was delivered by Mr. Cogswell.

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Adjourned.

Attest,

William Trafton,  
Secretary.