

House of Representatives
Monday January 7 1833.

Met according to adjournment.

An Order came from the Senate for concurrence directing the Secretary of State to notify Nathaniel Clark, Robert P. Dunlap, Judah Dana, Alfred Pierce, John Hodgson, Thomas Sawyer Jr. and Amos H. Hodgman, that they have been duly elected by a joint ballot of the Senate and House of Representatives in convention assembled, Councillors to advise the Governor in the Executive department of the Government for the current political year. And request the concurrence, and the House concurred, sent up.

Ordered that after this day this House hold but one session each day commencing at nine o'clock in the morning until otherwise ordered.

Ordered that one be added on the part of the House to the Joint Standing Committee on State Lands, and one to the Committee on State Roads.

Mr Fish of Lincoln was added to the Committee on State Roads, and

Mr Carey of Houlton was added to the Committee on State Lands.

Mr Carey of Houlton was excused from serving on the Committee on Claims and Mr Andrews of Paris appointed in his stead.

The Committee appointed to ascertain the names of Members and the numbers of the seats they respectively occupy made a report which was read and accepted.

On Motion of Phelps of Fairfield.

Ordering that the Joint Standing Committee on Judiciary,

be instructed to enquire what alteration, if any be necessary in the law relating to the collection of Taxes to report by Bill or otherwise - read and passed sent up for concurrence -

Ordered that the Committee on Finance be instructed to enquire into the expediency of altering the valuation of the town of Pownal or granting some abatement of their taxes -

The following Order was introduced by Mr. Clark of Hallowell -

Ordered that ~ ~ ~ ~ be a Committee with such as the Senate may join to take into consideration the duty of the Legislature to prescribe by law the time and manner of holding elections of Senators for this State in the Congress of the United States - with leave to report by Bill or otherwise - which on motion was ordered to lie on the table -

Mr. Emmons of Augusta introduced the following order -
Ordered that the joint standing Committee on the Judiciary be instructed to enquire into the expediency of passing a law for the purpose of legalizing the Study of Anatomy, and report by Bill or otherwise, which on motion was ordered to lie on the table -

Petition of Elizabeth Littlefield, praying that the State would relinquish to her all claim to the Estate of George William late of Wells, deceased -
of Nathan Elder & others, praying that express power may be given to any agent or Attorney in prosecuting by writ for any Plaintiff in this State, to write such Plaintiff's name alone as endorser whether he be present or absent -
were severally read and referred to the Committee on the Judiciary

Petition of Robert Knowlton and five others for abatement
on purchase of lands - was read and referred to the
Committee on State Lands - sent up for concurrence -

- Petition of Winslow Getchell and others Inhabitants of
Plantation No. 25. and 26. East Division in the
County of Washington to be incorporated into
a town by the name of Mesley -
— of Samuel McKeene & others to be incorpo-
rated by the name of Housham -
— of Inhabitants of Mariaville, No. 14. and No. 8.
to be incorporated into a town -
— of Inhabitants of Township No. 8. County of
Hancock to be incorporated into a town with
No. 14. and Mariaville -

were severally read and referred to the Committee on
Incorporation of Towns - sent up for concurrence -

- Petition of Vincent Mountfort praying for a law con-
firming and annexing him and that part
of his Estate within the limits of Freeport
to the town of Brunswick -
— of Right Stockwell and others to annex a part
of the Town of Brewer to the town of Eddington -
— of James Saw and others to be set off from
Shapleigh and annexed to Acton - also -
Remonstrance of the town of Bowdoin against the pe-
tition of Cornelius Thompson -
— of Micah Westiron & others against the same
petition - also -

The vote of the Town of St. Albans, not to receive any part
of Hardlaug - were severally read and referred
to the Committee on Division of Towns - sent up for con-
currence -

Petition of Robert Low and other Trustees of School
Fund -

Fund in Guilford - was read and referred to the Committee on Literary Institutions - sent up for concurrence -

Petition of Lundry Inhabitants of the town of Harpswell for liberty to build a Bridge across tide water - was read and referred to the Committee on Turnpikes, Bridges and Canals - sent up for concurrence -

Petition of Lewis Fisher for a Military Pension -
 of Jamie Lewis for a Military Pension -
 were severally read and referred to the Committee on Military Pensions - sent up for concurrence -

Petition of Joseph Miller and others for the protection
 { of Pickens and Perch in the Madomack ponds
 in Maldenborough -

— { of John Brown and others for alteration of the
 Laws relating to pickled fish -

— { of Silas Turner and others for repeal of the pres-
 ent Laws relating to Fish in East-Machias
 waters, and that another may be enacted -

— { of Elisha Harding and others for the protection
 of Pickens in the several waters in Union - Hesper
 Warren - were severally read and referred to the Com-
 mittee on Interior Fisheries - sent up for concurrence -

Petition of Sewall Malson, for a reimbursement of money
 paid by him into the Treasury of this State as Sheriff
 of the County of Hancock - was read and referred to the
 Committee on Claims - sent up for concurrence -

Petition of York County Commissioners,
 — of John T. Wedgwood and others,
 — of Inhabitants of the town of Duxton,
 — of Inhabitants of the town of Hollis -

Petition of Persia Bickford and others -

— of J. G. Perkins and others — each praying that the terms of Court which are now held at York may be removed to Alfred — was severally read and referred to a Joint Select Committee to consist of the Delegation from the County of York — sent up for concurrence —

Petition of Jeremiah Leach and others, praying the Legislature to make an appropriation for the erection of an Insane Hospital — was read and referred to a Select Committee of this House consisting of Messrs Crocker of Langaville; Pierce of Portland and Clark of Halliwell —

Petition of Warren Rawson for admission to practice Law — was read and referred to a Select Committee of this House consisting of Messrs Estabrook of Camden — Jewett of Portland and Chase of Colais —

Petition of Richard H. Walker and others to annex part of York to South Berwick — came from the Senate referred to the Joint Standing Committee on Turnpikes Bridges and Canals for concurrence — and the House concurred —

Petition of Cumberland Bar for alteration of the Spring Term of the Supreme Judicial Court — was read and referred to the Committee on the Judiciary — sent up for concurrence —

Ordering that when this House adjourn until nine o'clock tomorrow-morning —

And the House adjourned —

Attest Asaph R. Nichols Clerk —

House of Representatives
Tuesday January 8th. 1833.

Met according to adjournment

The House reconsider their vote whereby they concurred with the Senate in referring the Petition of Richard A. Walker and others to the Committee on Turnpikes, Bridges and Canals - nonconcur the Senate in their reference and refer the petition to the Committee on Incorporation of Towns - sent up for concurrence -

An Order came from the Senate for concurrence referring so much of the Governor's Message as relates to State Roads, with the Document, to the joint Standing Committee on State Roads - and the House concurred - sent up -

On Motion of Mr Frost of Randolph
Ordered that the Committee on the Judiciary be instructed to enquire into the expediency of providing by law that the personal estate of Minors and other persons held by any guardian shall be assessed and taxed in the town where such minors and other persons reside - also to enquire into the expediency of providing by law that the personal estate held in trust by any executor or administrator shall be liable to be assessed and taxed by the assessors of the town or towns where the heirs to such estate may reside with leave to report by Bill or otherwise - read and passed sent up for concurrence -

Petition of John Stockbridge and others inhabitants of Plantation number eight in the County of Essex praying

praying to be incorporated into a town by the name of Wagon. came from the Senate for concurrence, referred to the Committee on Incorporation of Towns - and the House concurred - sent up -

Petition of William Brown asking for an additional compensation as Adjutant - came from the Senate for concurrence, referred to the Committee on the Militia - and the House concurred - sent up -

Communications from Nathaniel Clark, Robert P. Dunlap, Alfred Pierce and John Hodgdon, signifying their acceptance of the Office of Councillors, to which they had been elected by the two branches of the Legislature - came from the Senate, were read and sent up -

A Message was received from the Senate by their Secretary proposing a convention of both branches of the Legislature this day at twelve o'clock in the Representatives Hall, for the purpose of administering the necessary oaths of Office to Nathaniel Clark, Robert P. Dunlap, Alfred Pierce and John Hodgdon Councillors elect, requesting the concurrence of the House - and the House concurred and the Clerk by Message acquainted the Senate therewith -

Accordingly to apPOINTment the two branches of the Legislature met in convention in the Representatives Hall, when Nathaniel Clark, Robert P. Dunlap, Alfred Pierce and John Hodgdon Councillors elect came in and took and subscribed the oaths of Office prescribed by the constitution to qualify them to enter upon the discharge of their official duties - and the convention separated -

Ordered that Messrs. Milner of Bingham; Gilley, & Thomaston and Libby, of Scarborough be a Committee to enquire into the expediency of changing the method of defraying the expenses of making County roads, from towns, who are now required by law to make such roads, to counties, so that the same power which authorizes the laying out, should be held liable to make such roads with leave to report by bill or otherwise.

Ordered that the Committee on Literature and Library, Institutions be instructed to enquire what alterations if any are necessary in calling District School meetings, read and passed - sent up for concurrence.

Ordered, that the Committee on the Judiciary be instructed to enquire into the expediency of providing by law that in cases where County Commissioners have awarded damages to any person on account of the location of any road or public Highway across land supposed to be his, and the title thereto shall afterwards be questioned by a third person - said Commissioners be authorized to enquire into such title, determine to whom such damages rightly belong, and order payment to be made accordingly - and also to enquire as to the expediency of providing that the amount of damages sustained by any individual, shall be finally determined without the intervention of a Jury, read and passed sent up for concurrence.

Ordered that the Committee on the Judiciary be instructed to enquire, whether the State of Massachusetts has, by her Legislature, assented to the provisions of an Act passed 1832, appropriating the income of certain Ministerial Funds to the support of Schools - and if not, what steps

steps should be taken to obtain that assent, and to report accordingly, read ~~and~~ passed sent up for concurrence.

The Committee appointed to wait upon the several Clergymen in the town of Augusta and Halliwell made a report which was read ~~and~~ accepted.

Petition of Nicholas Esty Esq for change of Name - was taken from the files of the last year and referred to the Committee on Change of Name.

Petition of David Bartlett and others praying for a division of the town of Mt. Desert - was read and referred to the Committee on the Division of Towns - sent up for concurrence.

Petition of the Inhabitants of the town of Sanford praying that all the courts in the County of York may be held at Alfred - was read referred to joint select Committee consisting of the Delegation of the County of York - sent up for concurrence.

Petition of Elisha P. Barstow to be remunerated by the State for a loss sustained by upsetting of the Hourly Stage in front of the State House in consequence of impediments thrown in the road by persons in the service of the State - was read and referred to the Committee on Claims sent up for concurrence.

Remonstrance of Moses Goodwin and others, inhabitants of Mariaville against the Petition of John L. Jordan and others was read ~~and~~ referred to the Committee on Incorporation of Towns - sent up for concurrence.

Ordered that Messrs Spooner of Waldoborough, Todd of Georgetown, and Garland of Jefferson be a committee with such of the Senate may join to take into consideration the expediency of providing by Law for the choice of a Harbour Master, in the town of Waldoborough, and regulating the powers of the same, with leave to report by Bill. or otherwise - read and passed sent up for concurrence -

Report on Petition of John Wood -

— on Petition of James D. Gilbert and others -

— on Petition of Ira P. Woodbury and others -

— on Petition of Sullivan, Hancock and Humphreys -

— on Petition of Ira P. Wadleigh and others -

— on Petition of Samuel A. Bradley and others -

— on Petition of John Gardiner and others -

— on Petition of Joshua Briggs and others -

— on Petition of Henry W. Fuller and others -

— on Petition of Jonathan C. Everett -

— on Petition of certain Inhabitants of Minniscie County -

— on Petition of E. Richardson and others -

— on Petition of Alden Blopson and others -

— on Petition of Benjamin Fiske and others -

— on Petition of William Hammond and others -

— on Petition of John Barron (and others) also -

Resolve for aiding the establishment of a Free Bridge over Back Cove between Portland and Westbrook - came from the Senate, severally with their accompanying papers referring to the Committee on Turnpikes, Bridges and Canals for concurrence - and the House concurred sent up -

An Act to incorporate the Proprietors of Island Wharf -

Report on Petition of Bradley and Eastman's Grant -

— on Petition of Selectmen of Eden and others -

— on Petition of Abraham Merrill and others -

Report -

Report on Massachusetts Society for promoting Agriculture
 — on Petition of Selectmen of Bethel —
 — on Petition of Isaac Mason and others —
 — on Petition of Sunday persons in the Methodist
 Society, in the town of Wintthrop —
 — on Petition of Inhabitants of No. twenty three —
 — on Petition of Inhabitants of Fryburg Addition —
 — on Petition of John Blunt and others —
 — on Petition of Selectmen of Cumberburg —
 — on Petition of Inhabitants of Cumberland —
 — on Petition of Joseph Ordway and others —
 — on Petition of Jacob Kelsford and others —
 — on Petition of Robert H. Eastman and others —
 came from the Senate with their accompanying papers
 referred to the Committee on Incorporation of Towns for
 concurrence and the House concurring sent up —

Report on Petition of Inhabitants of Rome —
 — on Petition of Pease Merrill —
 — on Petitions of Inhabitants of Hartland —
 — on Petition of William Foulle and others —
 — on Petition of William Wang & —
 — on Petition of Nathaniel Hoyt and others —
 — on Petition of Nicholas Rideout & and others —
 — on Petition of David Coffin and others —
 — on Petition of Ezekiel Ames and others —
 — on Petition of Amos Burt and William Miller —
 — on Petition of Charles Rogers and others —
 — on Petition of Thomas Bunnell and others —
 — on Petition of Lemuel Thompson —
 — on Petition of Moses Springer and others —
 — on Petition of Andrew Hutchinson and others —
 — on Petition of Benjamin Cole and others —
 — on Petition of George Potter — also —

An Act to annex a part of Brownfield to the Town of
 Denmark — came from the Senate with the accompanying
 papers

papers referred to the Committee on Division of Towns,
for concurrence, and the House concurs - sent up -

Report on Petition of John Benmole -
— on the claim of Samuel Seale -
— on Petition of George Leonard -
— on the Petition of the town of Bangor -

Petition of John Georgey -

Resolve in favor of William King - came from
the Senate with their accompanying papers referred
to the Committee on Claims, for concurrence, and
the House concurs - sent up -

Report on Petition of Trustees of Anson Academy -
— on an Order relating to taxing persons in unincorporated places -
— on an Order relating to an alteration of the
constitution

An Additional Act fixing salaries for Judge and Register of
Probate

An Act respecting School Committee -

An Act respecting Judicial Process -

An Act to alter and amend an Act to establish a
College in the town of Brunswick -

An Act to authorize the Governor with advice of Council
to appoint a Superintendent of public Schools -

came from the Senate with the accompanying documents
referring to the Committee on Literary Institutions, for
concurrence - and the House concurs - sent up -

Resolve providing for the division of the Indian Land -
came from the Senate with the accompanying papers
referred to the Committee on State Land for concurrence
and the House concurs - sent up -

Report relating to Road to Moosehead Lake - came
from

from the Senate referred to the Committee on State Roads
for concurrence, and the House concurred - sent up,

Report on Petition of Dean Skinner and others came
from the Senate with the accompanying papers
referring to the Committee on Interior Fisheries, for
concurrence, and the House concurred - sent up,

An Order relating to the expediency of legalizing the
study of Anatomy was taken up and again ordered
to lie on the table.

And the House adjourned.

Attest

Charles R. Nichols Clerk

House of Representatives
Wednesday January 9. 1833.

Met according to adjournment

Ordered that the joint standing Committee on the Judiciary be instructed to enquire whether any and if any what alterations it is expedient to make in the law determining the qualifications of persons who shall be entitled to vote in the choice of town officers and in other town affairs to report by bill or otherwise - read and passed - sent up for concurrence -

The Committee on Contested Elections to whom was referred the certificates of the Election of Members of the House of Representatives - made the following Report - That they find among said certificates two papers purporting to be certificates of the election of Ebenezer Hensick as Representative from the town of Lewiston in the County of Lincoln and David Bronson as Representative from the town of Anson in the County of Somerset - which towns of Lewiston and Anson are not entitled to send Representatives to this Legislature - and your Committee therefore ask leave to be discharged from the further consideration of them - which was read and accepted -

Report on Petition of Richard A. Mathu & others -
 — on Petition of William Boafish & others -
 — on Petition of Ira Crocker & others - granting on each an order of notice - came from the Senate accepted for concurrence and the House concurred - sent up -

Petition of Benjamin Bradford and others
 praying

praying for a repeal of the law providing for the appointment of County Commissioners -

Petition of Inhabitants of Georgetown praying for alteration of the Constitution as to times of Election and Meeting of the Legislature -
was severally read and referred to the Committee on the Judiciary, sent up for concurrence -

Petition of Inhabitants of New Gloucester for alteration of the law respecting the School funds of said town - was read and referred to the Committee on Education - sent up for concurrence -

Petition of Charles A. Chandler and others, to be incorporated into a Mutual Fire Insurance Company - was read and referred to the Committee on Manufactures sent up for concurrence -

Petition of Simon Frost and other Inhabitants of the town of Perry praying for an amendment of the Law incorporating Caldwells Island Bridge - was read and referred to the Committee on Turnpikes Bridges and Canals - sent up for concurrence -

Petition of James Barston for a Military pension - was read and referred to the Committee on Military Services sent up for concurrence -

Remonstrance of Samuel Gaunt and others against the petition of Daniel Lancaster and others - was read and referred to the Committee on Interior Fisheries - sent up for concurrence -

Petition of Silman Clarke and others, for power to convey Ministerial lands in Foxcroft - was read and referred to the Committee on Landry - sent up for concurrence -

Petition of Mark Wood and others.

— of Daniel Pray and others.

— of Berry Low & and others each praying for a removal of the Court from York to Alfred, were severally read and referred to a joint select Committee to consist of the Delegation from the County of York, sent up for concurrence.

Petition of Nathaniel Chamberlain and others for a Law to impose a tax on all those who come under the denomination of Play-actors and Caravans, was read and referred to the Committee on Finance sent up for concurrence.

Petition of William N. Miller for authority to convey real estate in the town of Bristol, came from the Senate referring to the Committee on the Judiciary for concurrence, and the House concurring, sent up.

Petition of Mark Trafton and others for a Canal from Puckaw Pond to Bangor, came from the Senate referring to the Committee on Turnpikes Bridges and Canals for concurrence, and the House concurring, sent up.

Petition of Joel Wellington for a reduction of Price and extension of time for payment for a Township of land purchased of the State, came from the Senate referring to the Committee on State Lands, for concurrence, and the House concurring, sent up.

Report on the Petition of Hosea Rich, came from the Senate referring to Messrs Burnham and Read with such as the House may join for concurrence, and the House concurring and joined Messrs Brackett of Salmon Falls, Carr of Lebanon and Comstock of Sumner, sent up.

Report of the on an Order directing them to contract with some suitable person to do the State printing for the present year - came from the Senate accepting for concurrence and the House concurring, sent up -

Ordered that the Joint Standing Committee on the Judiciary be instructed to enquire into the expediency of so amending the law, entitled, "An Act respecting Houses of Correction and for supplying and punishing of Rogues, Vagabonds, common Beggars and other idle and disorderly persons" (approved March 15. 1833) as to limit the period in which it shall be the duty of the Court of Sessions, in any County in this State, "to erect, build or otherwise provide a house or houses of correction, at the charge and for the use of each of said Counties", (where such house is not already provided) - read and passed sent up for concurrence -

Ordered that the Joint Standing Committee on Literature and Literary Institutions be directed to enquire into the expediency of so amending the 3d. section of the Act entitled "An Act to provide for the education of Youth" (approved March 15. 1821), as to provide for the choice in each town and plantation, of "a Superintending School Committee, consisting of not less than three persons", one one of whom shall be chosen by ballot, and who shall act as chairman - the chairman to be charged with the duty of examining "School masters and Mistresses proposing to teach school therein" - and also to provide for the enforcement of the "power" of said Committee "to direct what School Books shall be used in the respective schools" - read and passed sent up for concurrence -

An Order came from the Senate for concurrence, instructing the Committee on the Judiciary to enquire into the expediency of altering, or amending the Law making provision

for the appointment of County Commissioners, so that all the purposes intended by the same may be accomplished, and the House concurring - sent up - 45

An Order came from the Senate for concurrence, appointing Messrs. Cobb, Dummer and Knowlton with such as the House may join, a Committee to take into consideration all subjects relating to the Division and Alteration of Counties and also the erection of New Counties - and that all votes referring papers relating to those subjects, be so far reconsidered as to refer them to said Committee - and the House concurred and joining Messrs. Gannett of Hopedale, Clark of Weymouth, Redman of Dorchester, Haskell of Andover and Bidlow of Lebanon - sent up -

An Order came from the Senate for concurrence, appointing Messrs. Williamson and Hamlin with such as the House may join a Committee to enquire into the doings of the Managery appointed by virtue of An Act granting a Lottery to encourage Steam Navigation in this State and to ascertain how far they have complied with the provisions of said Act - also to enquire and ascertain whether the Attorney General of this State has caused the Bond given by "The Cumberland and Oxford Canal Corporation" to be put in suit and prosecuted to final judgment agreeably to an Act of the Legislature of this State, approved by the Governor March 9. 1832 - with power to send for persons and papers, and with leave to report by bill or otherwise, and the House concurred and joining Messrs. Colapath of Portland, Phelps of Fairfield, and Smith of Westbrook - sent up -

The Committee on Contested Elections having had under consideration the cases of Ambrose Finson and George Lacey both claiming seats as Representatives from the District

of Palmyra &c. reported the following Resolves

State of Maine - House of Representatives, Jan'y. 9. 1833 - Resolved, that Ambrose Fenson is entitled to his seat in this House as a Representative from the District composed of Palmyra, Eastland, Chautauville and Pittsfield - which Report was accepted and the Resolve ordered to lie on the table until tomorrow at eleven o'clock.

Report of the Treasurer of State accompanying with his letter came from the Senate referring to Messrs. Gibson, Scammon and Pease, with such as the House may join for concurrence, and the House concurs and joined Messrs. Emery of Biddeford, Berry of Brunswick, Patangal of Perry, Wilson of Deer Isle, and Rust of Washington - sent up.

Resolves respecting the Senators of the United States from the State of Maine - laid on the table by Jarvis of Ellsworth - were read and ordered to lie on the table and four hundred copies thereof ordered to be printed for the use of the members.

Petition and Memorial of Ebenezer Bennick, requesting the House to take into consideration his claim to a seat in this House - was read and indefinitely postponed, and the question upon so postponing was taken by yeas and nays and decided in the affirmative as follows, Yeas 113. Nays 62.

(See Appendix page)

An Order came from the Senate for concurrence referring so much of the Governor's Message together with the accompanying documents relating to South Carolina - and also so much as relates to Pennsylvania with the accompanying Resolutions of that State

to a Joint select Committee consisting of Messrs Williamson,
Huntton and Cobb, of the Senate with such as the House
may join.

So much thereof as relates to the North Eastern Boundary
of Maine to a joint select Committee consisting of
Messrs Emerson, McLellan and Bradbury, with such as the House
may join.

So much thereof as relates to the Claim of this State upon
the State of Massachusetts, for money received by the latter State
for the use of Maine, together with the accompanying
documents to a joint select Committee consisting of Messrs
Randall, Keith and Coswell, with such as the House may
join.

So much thereof as relates to Schools and Seminaries of Learning
to the Joint Standing Committee on Literary Institutions.

So much thereof as relates to Agriculture and Horticulture
to the Joint Standing Committee on Agriculture.

So much thereof as relates to Manufactures, to the
Joint Standing Committee on Manufactures.

So much thereof as relates to the State Prison, to the
Joint standing Committee on the State Prison.

So much thereof as relates to the Internal Improvement
of the State to the Joint Standing Committee on Turnpikes,
Bridges and Cannals.

So much thereof as relates to Fugitives, escaping from
Justice from the Province of Canada into the State,
to the Joint Standing Committee on the Judiciary.

So much thereof as relates to State Lands to the Joint
Standing Committee on State Lands.

So much thereof as relates to the Militia, to the
Joint Standing Committee on the Militia.

So much thereof as relates to Procuring additional Copies
of the General Laws of the State to the Joint Standing Committee
on the Judiciary.

So much thereof as relates to Auditing Accounts against the State,
to a Joint select committee consisting of Messrs Burnham.

Warren and Knowlton with such as the House may join
So much thereof as relates to providing for the choice of
Representatives to Congress, to the Joint Select Committee
appointed to consider that Subject,

And the House concurring, and joined on -
So much thereof as relates to South Carolina Cato Per-
sylvania Moberg Prince of Portland, McCreary of Statton,
Washburn of Livermore - Jarvis of Ellsworth, Small of
Lumington, Phelps of Fairfield, Fish of Lincoln, Du-
mont of Hallowell, Lowell of East Machias and Swift
of Prospect,

So much thereof as relates to the North Eastern Boundary,
Moberg Chase of Calais, Merrill of Blue Hill, Gray
of Lebanon, Saunders of Cape Elizabeth, Barnard
of Anna, Holmes of Jay, Butterfield of Sidney, Ames
of Ripley, Patten of Hermon and Manson of
Therndike,

So much thereof as relates to the Claim of this State upon
the State of Massachusetts for money received by the
latter State for the use of Maine - Moberg Clapp of
Portland, Church of North Salem, Jenkins of Elliot,
Case of Milton and Lawrence of Gray,

So much thereof as relates to Auditing Accounts against
the State, Moberg Parry of Duckfield, Shaw of Wiscasset,
Harmon of Sauton and Kimball of Bethel,

And the House adjourned,

Attest

Joseph D. Nichols Clerk.

House of Representatives

Thursday January 10. 1833.

Met according to adjournment.

Resolve relating to the right of Ambrose Fenson to hold a seat in this House, was taken up and passed.

Ordered that the Joint Standing Committee on the Judiciary be instructed to enquire into the expediency of repealing the law passed March 30. A.D. 1831. entitled An Act respecting the anchoring of Vessels on the Fishing grounds near the Manannan, and Merchants Island, read and passed sent up for concurrence.

Ordered that Messrs Jeffs of New Gloucester, May of Lubec and Brackett of Acton be a committee to enquire what alterations if any are necessary in the Law regulating Licenses with leave to report by Bill or otherwise, read and passed.

On motion of Mr Wilson of Bingham

Ordered that Messrs Wilson of Bingham, Mowry of Lubec and Churchfield of Fairville be a Committee with such as the Senate may join, to enquire into the expediency of proposing an alteration in article fourth first part section fifth of the Constitution of this State, so far as to remove the embarrassments now existing in those towns and plantations clasped together for the election of Representatives with leave to report by Bill or otherwise, read and passed, sent up for concurrence.

Ordered that the Committee on State Roads be instructed to enquire into the expediency of providing by law for the use of broad rimmed wheels, throughout this State and report by Bill or otherwise read and passed sent up for concurrence.

An Order came from the Senate for concurrence appointing Messrs. Burnham and Standaal with such of the House may join a Committee to take into consideration the subject of a State Hospital, and the House concurred and joined Messrs. Ciley of Thomaston, Dumont of Hallowell and Dyer of Fernald - sent up -

Ordered that the Committee on the Judiciary be instructed to enquire into the expediency of authorizing Justices of the Peace to administer the oath required by Law of Executors, Administrators & Guardians to the truth of Inventories by them returned - Also of authorizing Judges of Probate to administer the same at other times than in open Court - with leave to report by Bill or otherwise - read and passed sent up for concurrence -

Ordered that the Joint Standing Committee on the Judiciary be directed to enquire into the expediency of providing by law that the officers and privates in the Militia of this State may pass and repass free of Toll Bridges and Tolls free of expense when they may be called out to do military duty - read and passed, sent up for concurrence -

Ordered that the Committee on State Lands be instructed to enquire into the expediency of making sale of the Lots in the Bingham purchase, reserved for public purposes, or of the Timber standing thereon, and to report by Bill or otherwise - read and passed sent up for concurrence -

Ordered that Ebenezer Herrick have leave to withdraw his Memorial praying to be heard on his claims as a member of the House, returned from the town of Lewiston on condition that a copy be left on file - read and passed.

Report on an Order relating to the collection of Taxes, that legislation on that subject is inexpedient, was read accepted, sent up for concurrence,

Report of the Committee to employ a Draftsman came from the Senate recommending with instructions not to exceed two dollars per day for concurrence, and the House concurred, sent up

Report on Petition of Nathan Elden and others, that legislation on that subject is inexpedient, was read and accepted, sent up for concurrence,

Resolved in favor of Warren Rawson was read twice and passed to be engrossed - sent up for concurrence.

Ordered that Messrs Miller of Lincolnville, Spring of Kinnaw and Weeks of Parsonsfield be a Committee to enquire into the expediency of repealing that part of section forty sixth of an Act entitled an Act to organize and govern the Militia of this State passed March 21. 1831, that provides that no appeal shall be allowed from any judgment of a Justice of the Peace, when the forfeiture does not exceed ten dollars, with leave to report by bill or otherwise, read and passed,

Petition of Trustees of Waterville College praying for pecuniary aid - came from the Senate referring to the Committee on Literary Institutions for concurrence - another House concurred, sent up,

Ordered that the Committee on Interior Fisheries be instructed to enquire into the expediency of providing by law that the several Inspectors of pickled Fish in this State shall make annual returns of the quantities by each inspected, and the place of inspection, into the
Office

Office of the Secretary of State - read and passed sent up for concurrence.

The Committee on contested Elections to whom was referred the case of John Manchester Jr. and Jacob Jones, each claiming a seat in the House as Representatives from the District composed of Mt. Desert, Cranbury Isles &c. made a Report and submitted a Resolution which report was accepted and the Resolution ordered to lie on the table.

Petition of Benjamin and Mary Harrington praying that a law may be passed dissolving the bands of matrimony between them - was read and referred to the Committee on the Judiciary - sent up for concurrence.

Petition of the Proprietors of Androscoggin Bridge praying that an Act may be passed for the protection of said Bridge - also -

Remonstrance of E. Richardson and others against the petition of Mr. Dugbee and others - were severally read and referred to the Committee on Turnpikes, Bridges and Canals - sent up for concurrence.

Petition of William Ward & others praying to be set off from Belgrade and annexed to Sidney - was read and referred to the Committee on Division of Towns - sent up for concurrence.

Petition of Inhabitants of Burlington, both Maine &c. for aid to make a road through land belonging to the State, was read and referred to the Committee on State Roads - sent up for concurrence.

Petitions of John Wagg and John Lurdele Woodcock each for change of name were severally read and referred to the Committee on Change of name.

Ordered, That the Select Committee of this House who have under consideration the Petition of Jeremiah Litch &c. praying for the erection of an Insane Hospital, be discharged from the further consideration on that subject, and that the Petition be referred to the next Select Committee who have the same subject under consideration, sent up for concurrence.

And the House adjourned

Attest

Joseph R. Nichols Clerk

House of Representatives,

Friday January 11. 1833.

Met according to adjournment.

Ordered, That the Committee on the Militia be instructed to enquire into the expediency of prohibiting by law, any company, Regiment or Brigade of Militia from parading, exercising or marching within the distance of --- rods of any Court House in this State, while any Court shall actually holding a term in said House.
Read and passed, sent up for concurrence.

Ordered, that Messrs Clapp of Portland, Commons of Augusta and Chase of Calais be a Committee of this House, with such as the Senate may join to enquire into the expediency of making a law whereby the present mode of compensation to the instructors of colleges in Maine by salary be changed - as also the expediency of recommending to the same institutions, the establishment of a system of education adapted not only to the higher professions, but the more useful occupations of life - with leave to report by bill or otherwise.
Read and passed sent up for concurrence.

Ordered. That the Senate be requested to take from their files of 1829. the petition of Solomon McDonald, praying, that land granted to him by the State of Massachusetts may be confirmed to him and refer the same to the Committee on State Lands.
Read and passed sent up for concurrence.

Ordered, that the Committee on the Judiciary be instructed to enquire into the expediency of providing by Law, that no execution debtor where
Judgment.

Judgment shall be obtained from an action of trespass, committed wilfully by the Defendant, shall be discharged from close confinement if committed to Jail on Execution. Also to enquire into the expediency of altering, amending, or repealing the law passed in 1831, by the Legislature of the State for the benefit of poor debtors. Also to enquire into the expediency of providing more definitely by law for the issuing warrants of distress against towns and plantations and for the manner of satisfying the same, and report by bill or otherwise.

Ordered that the Committee on the Judiciary, be directed to enquire into the expediency of providing by law, in case of the redemption of land sold for the nonpayment of taxes assessed upon unimproved land not taxable by the assessors of any town or plantation for the payment of the purchase money, interest, and intervening charges to the Treasurer of the County, where the land lies instead of paying the same to the purchaser or his representative. Read and passed sent up for concurrence.

A communication was received from Amos H. Hodgman Esq. signifying his acceptance of the Office of Councillor to which he had been elected by the two branches of the Legislature, which was read in concurrence with the Senate - sent up.

A Message was received from the Senate by their Secretary, proposing a convention of both branches of the Legislature, to meet this day at twelve o'clock in the Representatives Hall for the purpose of administering the necessary Oath of Office to Amos H. Hodgman, Councillor elect, requesting a concurrence of the House,

(and)

and the House concurred, and the Clerk by Message acquainted the Senate therewith.

Agreeably to assignment the two branches of the Legislature met in Convention in the Representatives Chamber, when Amos H. Hodgman Esq. Councillor elect came in and took and subscribed the Oath prescribed by the Constitution to qualify him to discharge his official duties, and the convention separated.

Bill, to alter the time of holding the Supreme Judicial Court in the County of Cumberland, was read a first and second time and tomorrow at ten o'clock appointing for a third reading.

An Order of the 7th. instant relating to the time and manner of holding elections of Senators, was taken up and refused a passage.

Resolve relating to the right of John Manchester to hold a seat in this House, was taken up and re-committed with instructions to report a statement of facts.

Report on Petition of Inhabitants of the town of Brownfield
 { granting leave to withdraw —
 — on Petition of Samuel McKim & others — and of
 { Inhabitants of Barpswell, granting an order
 of Motion
 — on a Bill respecting Judicial process, that legislation on that subject is inexpedient —
 came from the Senate accepted for concurrence and the House concurring sent up

Report on Petition of E. Richardson and others, came from the Senate & was referred to the Committee on Turnpike Bridges & Canals in concurrence, sent up.

An Order came from the Senate for concurrence, instructing the Committee on the Judiciary to enquire as to the expediency of modifying, or repealing the 2^d & 3^d sections of an Act to regulate the proceedings of Courts of Probate - Also as to the expediency of modifying or repealing the 2^d section of An Act additional to an Act for the settlement of certain claims in real Actions - and the House concurred - sent up -

Petition of David Masson and others, praying for a School fund - was read and referred to the Committee on Literary Institutions - sent up for concurrence.

An Order came from the Senate for concurrence directing the Committee on the Judiciary to enquire into the expediency of authorizing towns to raise money to be expended in making and repairing its public roads - and that the same be assessed upon the polls and estates and collected in the same manner as other taxes - and the House concurred - sent up -

Petition of A. Richardson and others -

" of E. H. Dodge and others - each praying for the division of the town of Mt Desert -
also -

Remonstrance of John Rich and others against the petition of A. Richardson and others -

" of Inhabitants of Freeport against the petition of Vincent Mountfort and others - were severally read and referred to the Committee on Division of Towns, sent up for concurrence -

Petition of William Bradbury & others with leave to build from Levant village to Bangor was read and referred to the Committee on Turnpikes Bridges & canals - sent up for concurrence -

Petition of John Busell and others, to be incorporated into a Society by the name of the Free-Will Baptist Foreign Mission Society - was read and referred to the Committee on Petitions - sent up for concurrence -

Petition of Jesse W. Nicholls and others, that the Legislature would take into consideration the importance of Anatomical Science in a Medical Education - was read and referred to the joint select committee who have the same subject under consideration sent up for concurrence -

Remonstrance of John F. Johnson & others -
of Inhabitancy of Vinal Haven, were read and referred to the Committee on Incorporation of Towns - sent up for concurrence -

Resolves respecting the Senators of the United States from the State of Maine - were taken up agreeably to assignment - when Mr. Clark of Halliwell proposed the following amendment - " Resolved - In the recent language of President Jackson in his Proclamation to the American people while speaking of the duties of Members of Congress - that the people of all the States do not vote for all the members, each State electing only its own Representatives - but they create no material distinction - when chosen they are all Representatives of the United States, not Representatives of the particular State from which they come - they are paid by the United States, not this State; nor are they accountable to it for any performance of their Legislative functions; and however they may in practice, as it their duty to do, consult, and prefer the interest of their particular constituents, when they come in conflict with any other partial, or local interest, yet it is their first and highest duty, as Representatives

of the United States, to promote the general good —
 And the question on adopting the amendment was
 taken by Yeas and Nays and decided in the neg-
 ative as follows Yeas 107. Nays 60. (see appendix
 page) — The Resolves were then passed
 to be engrossed, and the question on passing the
 same was taken by Yeas and Nays and decided
 in the affirmation — Yeas 106. Nays 63. (see appen-
 dix page) — sent up for concurrence —

And the House adjourned

Attest.

Asaph R. Nichols Clerk.

House of Representatives

Saturday January 12th. 1833.

Met according to adjournment

Ordered that the Committee on Accounts be directed to enquire into the expediency of repealing the 2^d Section of An Act approved March 9. 1832, providing for the supply of Powder to Soldiers - also of repealing the law allowing a bounty on Enows to report by bill or otherwise - Read and passed sent up for concurrence

The Committee on Leave of Absence report that Mr. that Mr. Miller of Howland have leave of absence for ten days, and Mr. Joyce of Eastport for one week after Monday next

Ordered that the Committee on State Roads be instructed to enquire into the expediency of causing a Road to be laid out and made over lands of the State connecting the Baring and Houlton road at or near Township No. 8. Range 3 North of Bingham Purchase, with the Mattanawcook and Military road at Lincoln - also to enquire what measures should be taken to lay out and make said road, and report by bill or otherwise - read and passed sent up for concurrence

The Committee on Contested Elections to whom was referred the Remonstrance against the right of Abner Bickford to hold a seat in this House - reported the following Resolve - State of Maine - Resolved, That Abner Bickford having been constitutionally and legally elected,

a Representative from the class composed of the towns of Belgrade and Dearborn, is entitled to a seat in this House - which report was read and accepted, and the Resolve ordering to lie on the table and 300 copies of the Report and Resolves ordering to be printed - and Tuesday next at ten o'clock, assigned for the further consideration thereof.

Report of the Joint Select Committee to whom was referred the Report of the Treasurer of State - came from the Senate accepted for concurrence, and the House concurred - sent up.

The Committee on Contested Elections to whom was referred the cases of Erroch Fairbank and John Wellington, each claiming a seat in this House, made a report and submitted the following Resolutions.

State of Maine House of Representatives Jan'y 19. 1833. Resolved that ~~~~~ from the District composed of the town of Albion and the territory north of Albion in the County of Kennebec was constitutionally elected a member of this House and that he is entitled to a seat in the same, which report and Resolves were ordered to be re-committed.

Ordered, that the Committee on the Militia be instructed to enquire into the expediency of embodying into one Act, the several existing now in force in this State relating to the Militia - read and passed, sent up for concurrence.

Bill - to alter the time of holding the Supreme Judicial Court in the County of Cumberland - was read a third time and passed to be engrossed - sent up for concurrence.

An Order came from the Senate for concurrence, instructing the Committee on the Judiciary to inquire into the expediency of amending the sixth section of an Act, entitled an Act, ascertaining what shall a legal settlement, providing for the relief and support, employment (and removal of the poor, and the House concurred sent up

Report of the Committee to employ a Draftsman, came from the Senate accepted for concurrence, and the House concurred, sent up

Report on Petition of Jonathan Bartlett & Daniel Willbur.

— on Petition of Benjamin Cole & others.

— on Petition of George Potter.

— on Petition of Ira Madleigh & others.

granting on each leave to withdraw - came from the Senate accepted for concurrence, and the House concurred

Report on Petition of Nicholas Ridout & Aug came from the Senate for concurrence - directing that the Committee on Division of Towns be discharged from the further consideration of the subject, and that the same be referred to the Committee on Incorporation of Towns - and the House concurred sent up

Report on Petition of Luther Pine and others, came from the Senate for concurrence, the Committee asking to be discharged from any further consideration of the subject - and that the same may be referred to the Committee on the Judiciary - and the House concurred sent up

Petition of Jonathan Ball for divorce was read and referred to the Committee on the Judiciary sent up for concurrence

Petition of Moses Sweet, in behalf of the Proprietors of the Parsonsfield Seminary, was read and referred to the Committee on Literary Institutions sent up for concurrence.

Petition of Inhabitants of Newfield.

— of the Inhabitants of Limerick praying that all the courts in the County of York may be removed to Alfred — were read and referred to a joint select Committee to consist of the Delegation from the County of York — sent up for concurrence.

Petition of Arthur L. Chase and others.

— of Simon A. Heath and others — for a reduction of the daily pay of the Commissioners for the County of Somerset — were read and referred to a joint select Committee to consist of the Delegation from the County of Somerset — sent up for concurrence.

Remonstrance of Inhabitants of Hallowell,

— of Leander Rider and others,

— of John Rice and others,

— of Peter Wigamant and others — against the petition of Moses Springu and others, were read and referred to the Committee on Division of Towns, sent up for concurrence.

Remonstrance of William J. Bailey and others against the right of Jonathan Citley and Elkanah Spear to hold seats in this House, was read and referred to the Committee on Contested elections.

Remonstrance of Inhabitants of Sedgwick against the removal of the County from Castine to Ellsworth — was read and referred to the Committee on Incorporation of Towns — sent up for concurrence.

Bill to increase the Capital Stock of the Mendocino Bank, was read a first and second time, and Monday next at eleven o'clock assigned for a third reading.

A Message was received from the Senate by their Secretary proposing a convention of both branches of the Legislature in the Representatives Hall on Monday next at twelve o'clock for the purpose of electing a Treasurer of State, requesting the concurrence of the House and the House concurred, and the Clerk by Message acquainted the Senate therewith.

Ordered that when this House adjourn it adjourn until Monday next at ten o'clock.

And the House adjourned.

Attest

Asaph B. Nichols Clerk.