

Monday March 11, 1839.

Met according to adjournment.

Bill, An Act relating to intoxicating Liquors, was reported by the Select Committee to which it had been committed, with various amendments, as on Sheets annexed, marked A & B. which were severally adopted. Mr. Stevens of Thomaston proposed an amendment to the Bill, as follows, viz:

"Strike out all after the enacting clause, and insert, 'That An Act entitled An Act for the Regulation of Innholders, Retailers and Common Victuallers, approved March 20, 1821; an act additional to An Act for the Regulation of Innholders, Retailers and Common Victuallers, passed February 12, 1824; An Act for the Regulation of Innholders, Retailers, and Common Victuallers, approved, March 13, 1834; and all Acts or parts of Acts additional to the same. &c and the same are hereby repeated.

And the question upon adopting the same having been ordered to be taken by Yeas and Nays, was decided in the Negative, Yeas 35, Nays 27. (See Appendix, page 162.)

The question upon the passage of said Bill to be engrossed, as amended, having been ordered to be taken by Yeas and Nays, the same was decided in the Affirmative, Yeas 80, Nays 39. (See Appendix, page 166.) Sent up for concurrence.

Report of the Joint Select Committee to which had been committed "Resolve for the benefit of the inhabitants of Alexander, that the same

Ought not to Pass.

Report of the Committee on Division of Towns, grant-

ing

369

Leave to Withdraw.

on the petition of William Blidden,  
were severally read and accepted in concurrence.

Resolve for the repair of the Gun House in South  
Lay,  
was once read, and tomorrow, at ten o'clock, assigned  
for a second reading.

Bill. An Act in addition to An Act to incorporate the  
City of Scotland.  
was read a first, and a second time, and three o'clock  
this afternoon assigned for a third reading.

Bill. An Act authorizing the Indians of the Penob-  
scot tribe to elect their Governor and Lieut. Go-  
-verner,

an act for the protection and disposition of  
timber on lots reserved for public use.  
" " additional to the several acts for the  
better regulation and management of the  
Penobscot tribe of Indians.  
were severally read a third time, and passed to be en-  
grosed. Put up for concurrence.

Bill. An Act concerning the Matzages of Personal  
Property.  
was read a third time and passed to be engrosed, as  
amended in concurrence.

The Committee on Engrosed Bills reported  
as truly engrosed.

Resolve for the appointment of a Commissioner to  
take evidence in certain cases,  
and the same

Finally Passed.



Sent up for concurrence.

The same Committee reported as truly engrossed,  
Bill, an act additional to an act relating to the  
Paspamaquoddy tribe of Indians,  
" " " additional to an act concerning Indian  
Horses.

" " " to set off Lands of Freeman Dexter  
and Sumner Dexter, from the town  
of Wayne, and annex the same to  
the town of Winthrop.

" " " establishing the town line between  
the towns of China and Albee,  
and the same severally passed  
To be Enacted.

Sent up for concurrence.

Adjourned.

## Afternoon.

Report of the Committee on Leave of Absence,  
that Jacob Barber of Machias have leave of Absence  
for the remainder of the Session from and after Wed-  
nesday next, was read and accepted.

Bill, An Act to apportion and assess on the Inhab-  
itants of this State a Tax of One Hun-  
dred and One Thousand, and Forty Eight  
dollars, and twenty<sup>eight</sup> cents.

" " " to repeal an act entitled an act in addition  
to an act for the Education of Youth.

" " " providing in part for the expenditures of  
Government.

were severally read a first and a second time, and tomorrow, at ten o'clock assigned for a third reading.

Resolve authorizing a loan of Eight Hundred Thousand dollars, in behalf of the State, was once read and tomorrow, at ten o'clock, assigned for a second reading.

On motion by Mr. Appleton of Portland,  
Ordered, That the several petitions now on the Speaker's table, relating to the License Laws, be taken from the table, and filed with other petitions which have been referred to the Joint Select Committee on the License Laws. Sent up for concurrence.

Bill, an act to legalize the study of Anatomy in certain cases and additional to an act to protect the Sepulchres of the dead,  
was read a first and a second time, laid on the table, and three hundred copies of the Bill and Report accompanying ordered to be printed for the use of the Legislature.

Bill, an act to regulate the taking of Fish, and for the preservation thereof in the several rivers, and streams emptying into rivers in this State,  
was taken up, and Wednesday next, at ten o'clock, assigned for a third reading.

Bill, an act additional to An Act concerning Corporations, passed on the 16th day of February 1836,  
was read a third time, amended as on Sheets annexed marked A & B, and ordered to lie on the table.

Bill, an Act to incorporate the Geages Canal Compa-  
ny,  
was read a third time, the amendment of the Sen-  
ate adopted, the Bill further amended as on Sheet  
annexed marked D. & ordered to lie on the table.

Bill, an Act additional to an Act entitled an addi-  
tional Act directing the method of lay-  
ing out and making provision for the  
repair and amendment of Highways,  
was read a third time, and ordered to lie on the  
table.

Resolve in Favor of Joseph Tomicoy,  
was read a second time, and ordered to lie on the ta-  
ble.

Bill, an Act to set off a certain parcel of Land  
from the town of Denmark in the County  
of Oxford, and annex the same to the  
town of Bridgton in the County of  
Cumberland,  
was taken up. The House insisted upon their  
vote referring said Bill to the Next Legislature,  
propose a Conference, and appoint Messrs Ingalls  
of Denmark, Case of Augusta, and Lonsdale of  
Thornaston, Conferees on their part. Sent up for  
concurrence.

Resolve in favor of Daniel S. Peabody and others,  
was taken up and referred to the next Legislature.  
Sent up for concurrence.

Bill, an Act to set off a part of the town of Cal-  
nisk, and annex the same to the town  
of Limerick, (which had been indefi-  
nitely postponed by the Senate.)

was taken up and referred to the Next Legislature.  
Sent up for concurrence.

Bill, an act additional to an act to organize,  
govern and discipline the Militia  
of this State,  
was read a third time, and referred to the next  
Legislature. Sent up for concurrence.

Bill, an act in addition to the several acts rela-  
ting to Tide Booms in Androscooggin  
River,  
was read a third time, and referred to the next  
Legislature. Sent up for concurrence.

Report of the Select Committee of the House  
instructed by an Order of February 16, 1839,  
to inquire in relation to any member of  
this House being engaged in unlawful  
operations in cutting timber upon the dispu-  
ted territory  
was taken up and accepted.

Bill, an act to incorporate the Hallowell Savings  
Institution  
was read a third time, and passed to be engrossed.  
Sent up for concurrence.

Resolve for the erection of a Gun House in Warran,  
and to authorize the acting Quarter Master  
General to dispose of the present Gun House  
in said town.

" in favor of the town of Appleton.

" " " " Daniel Brown.

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

Bill. an Act to set off Daniel Fogg from  
Standish to Gorham.

" " " additional to an Act incorporating  
the Chesuncook Company.

" " " in addition to an Act to incorporate  
the City of Portland.

were severally read a third time, and passed to  
be engrossed, in concurrence.

Adjourned.

Attest,

Geo. Robinson,

Clerk.



Tuesday March 12, 1839.

Met according to adjournment.

Report of the Committee on State Lands, on an order relative to letting settling lands of the State, that

Legislation is Inexpedient,  
was read and accepted. Sent up for concurrence.

Report of the Committee on Claims, on petition of Augustus Tarnum, granting the petitioner  
Leave to Withdraw

Report of the Committee on Fairies on petition of Simon Emery and others that the same be

Referred to the next Legislature  
were severally read and accepted in concurrence.

Report of the Committee on Claims, on the petition of John Collins, and sundry other petitions in relation to the Surplus Revenue, granting the petitioners  
Leave to Withdraw

came from the Senate accepted. The House recommit the same with instructions to strike out the words "of Apespos of Waldo plantation." Sent up for concurrence.

Bill. an Act reducing the pay of County Commissioners

came from the Senate indefinitely postponed. The House insisted upon their vote passing the same to be engrossed, propose a Conference, and appoint Messrs Otis of St George, Frost of Bethel and Moulton of Scarborough, Conferees on the part of the House. Sent

up for concurrence.

Agreeably to assignment the House proceeded to the election of a Major General of the Fourth Division of the Militia of this State, to supply the vacancy occasioned by the resignation of Benjamin Burges. Messrs Hewitt of Thomaston, Blake of Harrison, Webster of Shapleigh, Otis of Hallowell and Walker of Lowell were appointed a Committee to receive, sort and count the votes, who having attended to the duty assigned them, reported as follows:

Whole number of votes.	One Hundred & Fifty Five,
John Rogers has	Seventy Five
Joseph Berry ..	Fifty Two
Henry Kennedy ..	Thirty Three
Samuel Millay ..	Two
E. D. French ..	One
Charles Andrews	One
Blank	One

No person having received a majority of the votes thrown, the further execution of the special order was postponed to eleven o'clock, tomorrow in the forenoon.

A Message was received from the Governor in relation to the public lands on the Moosehock River, accompanied by sundry documents. The Message was referred to the Committee on the North Eastern Boundary, with instructions to the Committee to cause 5000 copies thereof, and of the Documents accompanying, to be printed for the use of the Legislature. Sent up for concurrence.

Mr Whidden of Calais, by leave, laid on the table a Resolve in relation to the disputed Territory, and the Rules having been suspended, the same was once read.

committed to the Committee on the North Eastern Boundary, and ordered to be printed with the Documents accompanying the Governor's Message of this day. Sent up for concurrence.

Petition of Rebecca S. Mc Intosh for dad of Land, of Bangor Mutual Fire Insurance Company for additional provisions of Law were severally read, and referred to the Next Legislature. Sent up for concurrence.

Petition of Eleanor Gray for relief was read and referred to the Committee on Military Pensions. Sent up for concurrence.

On motion by Mr. Stanley of Dixfield,  
Ordered, That the Committee on Claims be directed to inquire into the expediency of repeating a Bill to this House, providing for the payment of a portion of the Surplus Revenue, to such cities, towns, plantations, and individuals as have not received their full proportion of the same. Sent up for concurrence.

Resolve proposing an amendment of the Constitution of this State,  
was taken up and considered, when on motion the further consideration thereof was postponed to three o'clock this afternoon.

Resolve for the appointment of Commissioners to examine certain accounts, (yesterday laid on the table by Mr. Appleton of Portland,  
for the publication and distribution of an Abstract of the Returns of Common Schools, (yesterday laid on the table by Mr. Hight of South Berwick  
" in favor of Samuel Doe,

Resolve in favor of Solomon Clark.

" " in favor of Elizabeth Baker,  
were severally once read, and tomorrow at ten o'clock  
forenoon, assigned for a second reading.

Bill, an act authorizing the erection of a bridge over  
the north branch of Marsh river in Frank  
fort,

" " " To limit the compensation of Sheriff  
in the County of Franklin, yesterday  
laid on the table by Mr. Lawrence of Hay,  
were severally read a first and a second time, and to-  
morrow, at ten o'clock, A. M. assigned for a third  
reading.

Resolve authorizing a loan of Eight Hundred Thou-  
sand dollars in behalf of the States,  
was read a second time and passed to be engrossed.  
Sent up for concurrence.

Bill, An Act providing in part for the expenditures  
of Government,  
was read a third time, and passed to be engrossed.  
Sent up for concurrence.

Resolve for the repair of the Gun House in Docklay  
was read a second time, and passed to be en-  
grossed, in concurrence.

The Committee on Engrossed Bills reported as truly  
engrossed,

Bill, an act to incorporate the Banga Female  
Orphan Asylum,

" " " To change <sup>the</sup> names of certain per-  
sons,

" " additional act relating to highways,

" " act authorizing the sale of the Surveys

meeting house in Wells, in the County  
of York,  
and the same severally  
Voted to be Enacted.  
Sent up for concurrence.

Adjourned.

Afternoon.

Met according to adjournment.

The House resumed the consideration of the  
Resolve proposing an amendment of the Constitu-  
tion of the State. The question upon the final  
passage thereof being, according to the rule, taken  
by Yeas and Nays, was decided in the affirmative,  
Yeas 125, Nays 43. (See Appendix, page 170.)  
So the Resolve

Finally Voted.

Resolve in relation to the disputed territory.  
This day referred to the Committee on  
the North-Eastern Boundary, by the House,  
and ordered to be printed with the Governor's  
Message, and accompanying documents,  
came from the Senate, that body non-concurring the  
House in ordering said Resolve to be printed. The House  
receded and concurred.

Reports of the Committee on State Lands  
in relation of William Prescott.



on petition of Selectmen of Chester,  
 of Milo L. Bennett & others,  
 that the same be

Referred to the Next Legislature.

Reports of same Committee  
 on petition of Nathan Stanley & others.  
 " " of John Collier  
 " " of <sup>John Collier</sup> Thomas Collier  
 " " of Jonathan Green,

granting the petitioners

Leave to Withdraw

were severally read and accepted. Sent up for concurrence.

Petition of Allen H. Cobb for change of name for  
 his son, Charles Cobb  
 was read and referred to the Committee on Change  
 of Names.

Petition of Benjamin Read and others, for a Law to  
 exempt certain articles from attachment,  
 was read and referred to the  
 Next Legislature.

Sent up for concurrence.

Memorial of Levi L. Lowell and others, in relation  
 to the Suffolk System,  
 was read and referred to the Committee on Banks  
 and Banking. Sent up for concurrence.

On motion by Mr. Bennett of Parsonsfield.  
 Ordered, That the use of the Representatives  
 Hall be granted to the Democratic Republican  
 members of the Legislature this evening for the  
 purpose of holding a State Convention.

Bill, An Act to increase the number of Justices of  
 the Supreme Judicial Court,

was taken up, and ten o'clock, A. M. tomorrow assigned  
for a third reading.

Bill, an act to regulate the Manufacture and Inspec-  
tion of Time and Time Clocks  
was reported with an amendment as on Sheet  
annexed, marked A, by the Select Committee  
to which it had been referred. The amendment  
was adopted, and the Bill passed to be engrossed,  
as amended. Sent up for concurrence.

The Committee on Engrossed Bills reported  
as truly engrossed.

Resolve authorizing a loan in behalf of the  
State, and the same

Finally Passed.

Sent up for concurrence.

Adjourned.

Attest,

Geo Robinson.

Clerk.

Wednesday, March 13, 1837.

Met according to adjournment.

A Message was sent to the Senate requesting that Body to return to this House the Petition of the Selectmen of Gardiner, and the Report of the Committee of Claims thereon; and the Senate returned the same by their Secretary, agreeably to said request. The Rule having been suspended by unanimous consent, the House reconsidered their vote accepting said Report, and recommit the same. Sent up for concurrence.

Report of the Committee on Literature and Literary Institutions asking to be discharged from the further consideration of so much of the Governor's Message as relates to that subject.

Report of the Committee on Interior Waters, on petition of Elijah Grew and others, granting the petitioners  
Leave to Withdraw

Report of the Select Committee to which had been committed the Bill to incorporate the Maine Thompsonian Medical Society, that  
Legislation is Inexpedient

Reports of the Committee on State Lands, on the petition of Ira Wadleigh

" " Daniel Brown, That the same be  
Referred to the Next Legislature  
were severally read and accepted in concurrence.

Report of the Committee on State Lands, on the petition of Isaac Farrar and others that the same be  
Referred to the Next Legislature.  
was read and accepted. Sent up for concurrence.

The House non-concurs the Senate in accepting the Report of the Select Committee on the petition of the inhabitants of Calais, that the same be

Referred to the Committee on the Militia, and refer the same to the  
Next Legislature.  
Sent up for concurrence.

Petition of Oliver Gray for relief, which had been referred by the House to the Committee on Military Pensions.

came from the Senate that Body non-concurring the House in their reference, and referring the same to the Committee in the Judiciary. The House receded and concurred.

Petition of Rebecca G. Mc Intosh, for a deed of land,

" of Banga Mutual Fire Insurance Company, for additional provisions of law,

which had been referred by the House to the next Legislature, came from the Senate that Body non-concurring the House in their reference, and referring the same to the Committee in the Judiciary. The House receded and concurred.

Agreeably to assignment the House proceeded to ballot a second time for a Major General of the Fourth Division, of the Militia of this State. The Committee yesterday appointed for that purpose proceeded again to receive, sort and count the votes, and having attended to that duty they reported as follows, viz:

Whole number of votes, One Hundred & Sixty Seven,

John Rogers	has	Eighty Four
Joseph Perry	"	Forty Six
Henry Kennedy	"	Thirty Four
George Rogers		One
Isaac T. Wright		One
John Fairfield		One

The Report was accepted; John Rogers having the requisite number, was declared elected on the part of the House, and the Clerk informed the Senate thereof by Message.

Still an act to set off part of the town of barnish, and annex the same to the town of Liverick came from the Senate, that Body insisting upon their vote indefinitely postponing the same. The House recede and concur.

Resolve in favor of the City of Portland, of the towns of Hearswell, Jefferson Bristol, South Berwick, Philips, Bowdoinham, Lee Pelancon Salem, Gorham; of Joseph Spaulding, and Elisha M. Withie was once read and referred to the next Legislature in concurrence.

Resolve for furnishing books to the town of Mattamiscott's / yesterday laid on the table by Mr. Chesley of Chester.  
 " for opening a road from Houlton to the Moose River  
 " in aid of rebuilding the Bethel, Rumford and Kanten Point Bridges  
 " in favor of Samuel Baker,  
 were severally read once, and tomorrow at ten o'clock A.M. assigned for a second reading.



Bill. an act to abolish Imprisonment for debt,  
 " " " to reduce the Capital Stock of the  
 Eastern Bank  
 " " " to establish a Ferry from Harps-  
 well Neck to Cus Island.  
 " " " to incorporate the town of Angyle  
 " " " to change the name of Charles Cobb,  
 were severally read a first and a second time, and  
 ten o'clock. A.M. tomorrow, assigned for a third  
 reading.

The Committee on Engrossed Bills reported  
 as truly engrossed.

Resolve in favor of Abert Wye of Durham,  
 " " " of the town of Appleton,  
 " " " for the erection of a Gun House  
 in Warren, and to authorize the acting  
 Quarter Master General to dispose of the  
 present Gun House in said town.  
 " in favor of Daniel Brown  
 " " " of the American Antiquarian  
 Society  
 " " " of the inhabitants of the Parks  
 of the Kennebec River  
 " for the repair of the Gun House in Booth-  
 bay  
 " requiring the Secretary of State to pub-  
 lish a list of the Stockholders of the  
 several Banks in this State.  
 " authorizing the sale of certain Lands,  
 and the same severally  
 Finally Passed.  
 Sent up for concurrence.

The same Committee reported as truly engross-  
 ed,

Bill. An Act authorizing the sale of the Old meeting

House (so called,) in New Sharon, in the  
County of Franklin.

Bill, an Act concerning the Mortgage of personal  
Property.

" " " in addition to an Act to incorporate  
the City of Portland.

" " " to protect Family Buying Grounds,

" " " to set off Lands of Daniel Fogg  
from Standish to Gorham.

" " " additional to an Act to incorporate  
the Chesuncook Company.

" " " to establish the Salary of Judge  
and Register of Probate in the  
County of Franklin.

and the same severally

Passed to be Enacted.

Sent up for concurrence.

Bill, an Act defining the liabilities and duties  
of Corporations,  
was read a third time. Pending its consideration  
the House.

Adjourned.

Afternoon.

Met according to adjournment.

The House resumed the consideration of Bill, an  
Act defining the liabilities and duties of Corpora-  
tions. The Bill having been amended in several par-  
ticulars, as on Sheets annexed, marked A. D and C.  
Mr. Paine of Sanford moved that the same be

referred to the next Legislature, and be printed in the mean time in the several Newspapers that publish the Laws of this State, and the question upon said motion having been ordered to be taken by Yeas and Nays, was decided in the Negative, Yeas 34, Nays 126. (See Appendix, page 175.)

The question then returning on passing said Bill to be engrossed as amended, and the same having been ordered to be taken by Yeas and Nays, was decided in the Affirmative, Yeas 94, Nays 63. (See Appendix page 180)

Mr. Bradbury of New Gloucester moved to reconsider the vote of this forenoon, by which the House finally passed Resolve requiring the Secretary of State to publish a List of the Stockholders of the several Banks in this State, and said motion was ordered to lie on the table.

On motion by Mr. Levensaler of Thomaston

Ordered, That the sessions of the House shall commence at half past nine o'clock in the forenoon, and half past two o'clock in the Afternoon, until otherwise ordered.

Adjourned.

Attest

Chas Robinson.

Clerk.

Thursday March 14. 1837.

Met according to adjournment.

Report of the Committee on the Judiciary  
on the petition of Eleana Gray asking  
to be discharged from  
the further consideration thereof, and recommend-  
ing that the same be referred to the  
Committee on Military Pensions  
was read and accepted, in concurrence.

Report of the Committee on Claims, on the  
petition of sundry towns and individuals  
in relation to the Surplus Revenue, recom-  
mended on the 12<sup>th</sup> inst. by the House,  
came back from the Senate, that Body insist-  
ing upon their vote accepting the same. The House  
recede and concur.

Reports of Committee on the Militia  
on petition of Frontier Guards,  
" " of Lubee Rifle Company  
" " of Edmund Perkins & others,  
that the same be  
referred to the Next Legislature

Reports of same Committee  
on petition of Simon Page,  
" " of D. A. Fairbanks & others,  
granting the petitioners  
leave to Withdraw,

Reports of same Committee  
on an Order, relative to Records of Courts Martial  
" " " " " amending the law  
regulating Courts Martial, and Courts of  
Inquiry, That

## Legislation is Inexpedient

Report of the Committee on State Lands on the Land Agents Report, and so much of the Governor's Message as relates to the public Lands

Asking to be discharged from the further consideration thereof, were severally read and accepted in concurrence.

Resche in aid of rebuilding the Bethel, Rum-ford and Canton Point Bridges was read a second time, and ordered to lie on the table, and that 300 copies thereof be printed for the use of the Legislature.

Petition of David G. Wilson and others for a supply of rifles was read and referred to the Committee on the Militia in concurrence.

Report of the Committee on Leave of Absence, that Senease S. Kimball have leave of Absence from and after Saturday next was read and accepted.

A Message was received from the Senate informing the House that that Body had elected Joseph Perry of Georgetown, Major General of the Fourth Division of this State, to fill the vacancy occasioned by the resignation of Benjamin Burges; and asking the concurrence of the House. Whereupon, the two Houses disagreeing, on motion by Mr. Lyman of Fitchburg.

Ordered, That half past three o'clock this afternoon be assigned for a further balloting to fill said vacancy.



Bill, an act additional to an act to organize,  
govern, and discipline the Militia of this  
State, referred by the House to the next  
Legislature.

came from the Senate. That body having indef-  
initely postponed the same. Ordered, to lie on the  
table.

Bill, An Additional act, regulating Banks  
and Banking.

was read once, and referred to the Next Legisla-  
ture, in concurrence.

Bill, An Act to set off certain lands in Dearborn,  
and annex the same to Selgrade.

was read a third time. Mr Otis of Hallowell  
presented a Remonstrance of Legal voters of Selgrade,  
a vote of the inhabitants of said town, against  
the passage of said Bill.

A Remonstrance of the Selectmen of said town  
against the passage of said Bill, presented some  
days since, was also taken up, and on motion, the  
Bill, together with the foregoing vote and Remonstrances  
was recommitted. Sent up for concurrence.

Resolve laying a tax on the several Counties in  
the State, was taken up, considered, and then  
ordered to lie upon the table.

Bill, An Act for the encouragement of Agri-  
culture, Horticulture and Manufactures,  
was read a third time, and ordered to lie on the  
table.

Resolve for the repair of the Gun House in Fox-  
mington  
in favor of John Fraze,

were severally once read, and tomorrow at ten o'clock 371  
A. M. assigned for a second reading.

Bill, an act to limit the compensation of Sher-  
iff in the County of Piscataquis (yester-  
day laid on the table by Mr. Sargent of  
Sebec,

" an additional act to organize, govern and  
discipline the Militia of this State,

" An Act to incorporate the Sebecmook  
Plowway Company

" " additional to and explanatory  
of the several acts now in force  
for the relief of Poor Debtors,  
(as taken into a new draft.)

" " additional act providing for the or-  
ganization of Plantations

" " Act additional to An Act to or-  
ganize and govern the Militia  
of this State, passed March 8,  
1834.

" " to increase the compensation of  
Jurors.

were severally read a first and a second time  
and tomorrow, at ten o'clock, A. M. assigned for  
a third reading.

Resolve for the publication and distribution of an  
Abstract of the Returns of Common Schools

" in favor of Elizabeth Baker

" " in favor of Solomon Clark

" " " of Samuel Dow

" for furnishing books to the Town of Mat-  
tawamscott.

were severally read a second time, and passed to  
be engrossed. Sent up for concurrence.

Resolve in favor of Samuel Baker

was read a second time, amended as on Sheets annexed, marked A and B, and passed to be engrossed as amended. Sent up for concurrence.

Resolve for the appointment of a Commissioner to examine certain accounts

was read a second time, amended as on Sheets annexed, marked A, B, and passed to be engrossed as amended. Sent up for concurrence.

Resolve for opening a road from Houlton to the Moosebrook river

was read a second time, and passed to be engrossed in concurrence.

Bill, an act to change the name of Charles Bell was read a third time, and passed to be engrossed. Sent up for concurrence.

Bill, an act to establish a Ferry from Harpswell Neck to Orrs Island,

was read a third time, amended as on Sheet annexed, marked A, and passed to be engrossed as amended. Sent up for concurrence.

Bill, an act to increase the number of Justices of the Supreme Judicial Court

An act authorizing the erection of a bridge over the North Branch of Marsh river in Frankfort.

To reduce the Capital Stock of the Eastern Bank of Bangor, were severally read a third time, and passed to be engrossed in concurrence.

Bill, An Act to incorporate the town of Angelle.

was read a third time, and passed to be engrossed, as amended, in concurrence.

393

Adjourned.

Afternoon.

Met according to adjournment.

Bill. An Act to abolish Imprisonment for Debt  
was read a third time, and refused a passage in concurrence.

Bill. An Act to apportion and assess on the inhabitants of this State a Tax of One Hundred and One Thousand and forty eight dollars, and Twenty cents.

.. An Act to repeal an Act in addition to an Act for the education of Youth.  
were severally read a third time, and indefinitely postponed. Sent up for concurrence.

Accordingly to assignment the House proceeded to Callot for a Major General of the Fourth Division of the Militia of this State. Messrs French of Northam, Estes of Durham. Mason of Keenum. Bourne of Portland & Hobbs of Eastport were appointed a Committee to receive, sort and count the votes. Having attended to that duty, they reported as follows.

Whole number of votes	One Hundred & Fifty Eight
Blanks	Two
Necessary for a choice	Eighty

Joseph Perry has  
 Henry Kennedy -  
 John Rogers  
 Hannibal Hamlin ..

Seven by Four.  
 Forty Five  
 Thirty Eight  
 One

The Report was accepted. No choice having been effected, the House proceeded again to ballot. The same Committee having received, sorted, and counted the votes, reported as follows.

Whole number of votes.	One Hundred & Sixty Two,
Blank	One,
Necessary to a choice	Eighty Two,
Joseph Perry has	Eighty Four
Henry Kennedy ..	Thirty Six
John Rogers ..	Forty
Andrew Jackson ..	One
Hannibal Hamlin ..	One.

The Report was accepted, and Joseph Perry declared elected, in concurrence with the Senate, and the Clerk informed the Senate thereof by Message.

Resolve authorizing the continuation of the Geologic-  
 al Survey,  
 was taken up. The motion of Mr Ingalls of Denmark to postpone indefinitely, being the question before the House, having been ordered to be taken by Yeas and Nays, was decided in the Affirmative. Yeas 99. Nays 53. (See Appendix page 185.)  
 Sent up for concurrence.

Mr Otis of St. George, by leave, laid on the table a Resolve for the benefit of the Town of St. George, which, the rule having been suspended, was read once, and committed to Messrs Otis of St. George,



Allen of Bangor, Lovensaler of Thomaston, Torrance 393  
of Portland and Stiles of Westbrook with such as  
the Senate may join. Sent up for concurrence.  
Concurred, and Messrs Sagues, Cornstock and Barker  
were joined.

Bill, an act to limit the compensation of Sher-  
iff in the County of Franklin,  
was read a third time, and ordered to lie on the ta-  
ble.

On motion by Mr. Supton of North War-  
mouth,

Ordered, That the Committee on State Prison  
be instructed to inquire into the expediency of dis-  
posing of the debts due said Prison, either at pri-  
vate or public sale, as the Warden of said Prison  
may deem proper. Sent up for concurrence.

On motion by Mr Lovensaler of Thomaston.

Ordered, That the Committee on the Militia inquire  
into the expediency of purchasing One Hundred of Holts  
Patent Repeating Rifles for the use of the State. Sent  
up for concurrence.

On motion by Mr. Miller of Hollis,

Ordered, That the Committee on Claims for Dam-  
age in Wheat and Cane add to the Account of the  
Treasurer of the Town of Hollis the name of Ebe-  
nezer Emerson, with the amount due him for  
County on loan. Sent up for concurrence.

The Committee on Engrossed Bills reported  
as truly engrossed.

Bill, an act establishing the County  
of Aracostock,  
and the same

Ordered to be Enacted.  
Sent up for concurrence.

Adjourned.

Attest.

Geo. Robinson.

Clerk.

Friday March 15, 1839.

397

Met according to adjournment.

Bill. An Act for the Encouragement of Agriculture, Horticulture and Manufactures, was taken up. Mr. Appleton of Portland proposed the following amendment,

Strike out all after the enacting clause and insert the following— "That an Act approved March twenty-ninth, Eighteen Hundred & Thirty Seven, entitled, "an act to encourage the culture of Wheat within this State;" also an act approved March 21, 1838, entitled, "an act additional to an act to encourage the culture of Wheat within the State, and giving a Bounty on Corn;" &c. and the same are hereby repealed; provided however, that all Bounties given by either of said acts, which are now due, shall be paid according to the provisions of said acts."

And the question upon the adoption of said amendment having been ordered to be taken by Yeas and Nays, was decided in the Affirmative, Yeas 87, Nays 84. (See Appendix, page 189.) and the title of the Bill having been so amended as to read "An Act to repeal certain acts giving a Bounty on Wheat and Corn," the Bill, as amended, passed to be engrossed. Sent up for concurrence.

Resolve for the relief of Ebenezer Gray.

Establishing the Pay of the Militia when in actual service.

were severally once read, and tomorrow, at ten o'clock, A. M. assigned for a second reading.

Remonstrance of Benjamin Shaw and others, against

The passage of the Bill to incorporate the Pelbroom  
 Highway Company,  
 was read, and ordered to be filed with the peti-  
 tions accompanying said Bill, in concurrence.

The Committee on Engrossed Bills reported as  
 truly engrossed.

Bill an act additional to the several acts for the  
 better regulation and management  
 of the Penobscot Tribe of Indians.

" " " to provide in part for the expenditures  
 of Government

" " " authorizing the Indians of the Penob-  
 scot Tribe to elect their Governor and  
 Lieutenant Governor

" " " to incorporate the Hallowell Savings  
 Institution,

and the same severally

Ordered to be Enacted.

Sent up for concurrence.

Mr. Allen of Waterville moved to reconsider the  
 votes of yesterday, whereby the House indefinitely  
 postponed.

Bill. An Act to appropriate and apportion on the inhabit-  
 ants of this State a Tax of One  
 Hundred and One Thousand, and Forty  
 Eight dollars and twenty cents.

" " " To repeal an act in addition to an  
 act for the Education of Youth.

and said motions were ordered to lie on the table.

On motion by Mr. Harvey of S. Centaur

The House resolved itself into a Committee  
 of the Whole, on the Bill to incorporate the Pelb-  
 room Highway Company. Mr. Paine of San-  
 ford in the Chair. After some time spent

in its consideration. Mr. Delesdunier of Sableville moved that the Committee do report to the House that said Bill ought not to pass. Pending this motion the Committee rose, reported progress, and asked and obtained leave to sit again. And thereupon the House

Adjourned.

Afternoon.

Met according to adjournment.

The Conferees of the House on the Bill entitled An Act reducing the pay of County Commissioners, reported, recommending, that the House adhere to their vote passing said Bill to be engrossed, which report was accepted.

Reports of the Committee on Banks and Banking to which had been committed

Bill, an act prohibiting Banks from establishing agencies out of the State for the redemption of their Bills and regulating the ratio of Specie to Bills in circulation. That

Regulation is Inexpedient,  
on Memorial of Philip Morrill and others  
" " of Philip Morrill  
" " of Levi L. Lowell " "  
that the same be

Referred to the Next Legislature,  
were severally read and accepted in concurrence.

Petition of Isshua Richardson for Change of Name.



was read, and the rule having been suspended, referred to the Committee on Change of Names.

Petition of M<sup>rs</sup> W. Norris, for a compensation for an injury sustained while in the Military service of the State,

was read, and the rule having been suspended, was referred to the Committee on Military Pensions. Sent up for concurrence.

Resolve in favor of Franklin Rollins, yesterday laid on the table by Mr. Dickfod of Newberg, was once read, and committed to the Committee on Claims. Sent up for concurrence.

Resolve relating to Trespassers on the public Lands, was once read, and Monday next, at three o'clock, assigned for a second reading.

Resolve for furnishing incorporated towns and organized Plantations with Cocks, was read a second time, and passed to be engrossed. Sent up for concurrence.

Resolve Laying a Tax on the several Counties in this State, was taken up, amended as on Sheet annexed, marked A. and passed to be engrossed as amended. Sent up for concurrence.

Bill, an Act additional to an Act concerning Captations, passed on the 16<sup>th</sup> day of February 1836,

was taken up, amended as on Sheets annexed, marked A. and B. and passed to be engrossed as amended. Sent up for concurrence.

The Committee of the Whole, to which had been committed Bill, an act to incorporate the Seabrook Stage Way Company, resumed the consideration thereof, and after some time spent therein, rose, reported progress and asked and obtained leave to sit again.

The House reconsidered their vote of yesterday by which the Committee on Claims for Bounty on Wheat and Corn, were directed to add to the account of the Treasurer of the town of Hollis the name of Ebenezer Emerson, with the amount due him for Bounty on Corn.

Mr. Sibly of Portland moved to reconsider the vote whereby the House indefinitely postponed Resolutions authorizing a continuation of the Geological Survey: and said motion was ordered to lie on the table.

Resolutions in favor of the Insane Hospital was taken up, considered, and then ordered to lie on the table.

Bill, an act in addition to an act to abolish the Court of Common Pleas, and establish District Courts, (laid on the table by Mr. Vose of Augusta,) the rule having been suspended, was read a first and a second time, and to-morrow, at ten o'clock A. M. assigned for a third reading.

Bill. An Act to change the name of Joshua Richardson.

an act additional to an act regulating Town, Town Meetings, and the choice of

Town Officers,

An Act additional to an Act respecting the  
Offices and duties of Attorney General and  
County Attornies.

were severally read a first and a second time,  
and tomorrow, at ten o'clock A.M. assigned  
for a third reading.

Bill. An Act in relation to a State Library.  
was taken up and passed to be engrossed.  
Sent up for concurrence.

On motion by Mr. Nickerson of Swanville  
Ordered, That the use of this Hall be granted  
to the friends of the Militia, on Tuesday evening  
next, for the purpose of holding a Military  
Convention therein.

Adjourned.

Attest

Geo. Robinson.

Clerk.

Saturday March 16. 1837.

Met according to adjournment.

Bill, An Act to abolish the office of Surveyor General, and for other purposes. Laid on the table Thursday by Mr. Otis of St George's was once read and ordered to lie on the table.

Bill, an act to regulate the taking of Fish and for the preservation thereof in the several rivers and streams emptying into rivers in this State.  
was read a third time, and ordered to lie on the table.

Report of the Committee on Claims to which had been recommitted the Report on petition of Selectmen of Gardiner  
was read and ordered to lie on the table.

Resolve in favor of Nathaniel Hutchins, laid on the table by Mr. Paine of Sanford, the rule having been suspended, was read once, and Monday next at ten o'clock, assigned for a second reading.

Bill, an act additional to an act respecting Mortgages, laid on the table by Mr. Dorrance of Portland, the rule having been suspended,  
was read a first and a second time, and Monday next at ten o'clock A.M. assigned for a third reading.

The House reconsidered their vote of yes.

Yesterday, whereby, three o'clock, P. M. on Monday next was assigned for a second reading of Resolve relating to Newspapers on the Public Lands, and recommitting the same. Sent up for concurrence.

Resolve in favor of the Insane Hospital was taken up. The rule having been suspended the House reconsidered their vote passing said Resolve to be engrossed, amended the same by inserting after the word "dollars" in the third line the words "to discharge present legal liabilities and," and passed the same to be engrossed, as amended: and a Message was sent to the Senate notifying that body of the action of the House, and asking their concurrence.

Mr. Dering of Watertown offered the following Order.

Ordered, That this House commence its morning Session at half past eight o'clock A. M. until otherwise ordered.

And <sup>the</sup> question on the passage of the same having been ordered to be taken by Yeas and Nays, was decided in the Affirmative, Yeas 122, Nays 31. See Appendix, page 174.)

Adjourned.

Afternoon.

Met according to adjournment.

Message from the Governor enclosing Resolutions of the General Assembly of North



405  
Carolina, relating to the General Government - Resolutions of the Council and General Assembly of New Jersey, relating to the Public Lands, and Resolutions of the General Assembly of Indiana, relating to the subject of Slavery was read and ordered to be placed on the file of the Legislature, in concurrence.

Bill. An Act defining the liabilities and duties of corporations, came from the Senate referred to the next Legislature. The House insisted on their vote passing said Bill to be engrossed, propose a conference, and appoint Messrs Whidden of Calais, Tyler of Newfield, and Cole of Paris Conferees on their part. Sent up for concurrence.

Resolve for the appointment of Commissioners to examine certain accounts, came from the Senate indefinitely postponed. The House insist upon their vote passing said Resolve to be engrossed, propose a conference and appoint Messrs Levensaler of Thomaston, Appleton of Portland, and Paine of Sanford Conferees on their part. Sent up for concurrence.

Bill. An Act additional to An Act concerning Corporations, passed on the 16<sup>th</sup> of February 1836, came back from the Senate, that Body having not concurred the House in amending the same and insisted upon their vote passing it to be engrossed without amendment. The House recede and concur.

Bill. An Act to increase the compensation of Surors was read a third time, and indefinitely post.

poned. Sent up for concurrence.

Bill, An Act to establish a Ferry from Harpswell Neck to Orrs Island.

which had been amended and passed to be engrossed by the House, came back from the Senate the amendment of the House concurred in, and the Bill refused a passage. The House recede and concur.

Bill, An Act making further provision for the Partition of Lands in certain cases as taken into a new draft.

was once read, and referred to the next Legislature, in concurrence.

Bill, An Act relating to the sale of intoxicating Liquors,

passed to be engrossed with amendments by the House, came back from the Senate further amended, and referred to the next Legislature. The House recede and concur.

Bill, An Act for the protection and disposition of Timber on Lots reserved for public uses, which had been passed to be engrossed by the House,

came back from the Senate indefinitely postponed. The House recede and concur.

Bill, An Act to regulate the Manufacture and Inspection of Lime and Lime Casks, passed to be engrossed with an amendment by the House

came back from the Senate further amended, The House recede and concur, the Senate in passing the Bill to be engrossed as amended.

Bill, An Act to abolish the Municipal Court in the City of Bangor, and establish a Police Court for said City.

came from the Senate, sundry amendments of the House nonconcurd, and further amendments proposed; ordered to lie on the table.

Bill, An Act additional to an Act entitled an additional Act directing the method of laying out and making provision for the repair and amendment of Highways

was taken up, considered, and ordered to lie on the table.

Resolve establishing the pay of the Militia, when in actual service

was read a second time, and ordered to lie on the table.

Bill, An Act additional to An Act to organize, govern and discipline the Militia of this State, passed March 8, 1834,

was read a third time, and passed to be engrossed. Subsequently the vote passing said Bill to be engrossed, was reconsidered, and the same ordered to lie on the table.

On motion by Mr. French of Nobleboro:

Ordered, That the Governor be respectfully requested to communicate to this House copies of claims allowed or presented for allowance for services rendered by Special Agents appointed in pursuance of Resolves passed January 24, 1837, and February 20, 1839.

Order from the Senate instructing the Committee on Public Buildings to inquire into the expediency of locating, and causing to be enclosed a Burial Ground on the public lands connected with the Capitol; and the House concurred.

Order.

That the Joint Select Committee to which were referred several petitions relating to Slavery, in the District of Columbia, be directed to report upon the same as soon as may be."

which passed the House on the 2<sup>d</sup> inst.

Order.

That the Committee on Claims be directed to inquire into the expediency of reporting a Bill to provide for the payment of a portion of the Surplus Revenue to such cities, towns, plantations and individuals as have not received their full proportion of the same."

which passed the House on the 12<sup>th</sup> inst.  
severally came back from the Senate, indefinitely postponed. The House recede and concur.

Report of the Committee on the Militia, on an order relating to a volunteer company for the defence of the State Prison

asking to be discharged from its further consideration, and recommending that it be referred to the Committee on the State Prison.

Report of same Committee, on petition of David G. Wilson and others that the same be referred to the Next Legislature.

Report of the Committee on Division and Alteration of Counties

on petition of inhabitants of the town of Amity, granting the petitioners

Leave to Withdraw

were severally read, and accepted, in concurrence.

Report of the Committee on Manufactures, on petition of the St. Croix Manufacturing Company, granting the petitioners

Leave to Withdraw

was read, and recommitted. Sent up for concurrence 409

Report of the Committee on the Judiciary  
on an Order relative to enacting penal  
laws against the embezzlement of the  
public funds, that

Legislation is ineffectual.

were read and accepted. Sent up for concurrence.

Resche in favor of James D. Cahoon, (laid on  
the table Thursday by Mr. Allen of  
Alfred,)

" in relation to the field in front of the  
State House. (laid on the table Thurs-  
day by Mr. Sheldon of Gardiner,)

" making an appropriation for the purpose  
of procuring books of instruction in  
Military tactics.

" in favor of the Counties of Franklin, Piscat-  
aquid and Ancestock

" declaring the Charter of the Bank of Old  
Town forfeit and void,

were severally once read, and Monday next, at ten  
o'clock A.M. assigned for a second reading.

Sill, an act providing for the payment of costs in  
criminal prosecutions

" an act to incorporate the town of Marsaidis.

" an act additional to An Act to incorporate the  
Penobscot Mutual Fire Insurance  
Company.

" " to incorporate the Wiceland Flour  
Mill, and Manufacturing Compa-  
ny

" " to incorporate the Athens Flour and  
Grist Mill Company

were severally read a first, and a second time and



Monday next, at ten o'clock, A. M. assigned for a third reading.

Bill, An Act additional to An Act regulating Towns, Town Meetings, and the Office of Town Officers,

" An Act to change the name of Joshua Richardson

" " additional Act to organize, govern and discipline the Militia of this State,

" " Act in addition to An Act to abolish the Court of Common Pleas, and establish District Courts,

were severally read a third time and passed to be engrossed. Sent up for concurrence.

Bill, An Act to limit the compensation of Sheriff in the County of Piscataquis

was read a third time, amended as on Sheet annexed marked A, and passed to be engrossed as amended. Sent up for concurrence.

Bill, an act additional to an act respecting the Office and duties of Attorney General, and County Attorneys,

was read a third time, amended as on Sheets annexed marked A and B, and passed to be engrossed as amended. Sent up for concurrence.

Resolve for the repair of the Gun House in Farmington

" for the relief of Ebenezer Gray  
were severally read a second time, and passed to be engrossed in concurrence.

Bill, An Additional act providing for the organi-

zation of plantations.  
 was read a third time, and passed to be engrossed  
 in concurrence.

Resolve in favor of John Bruze  
 was read a second time, and passed to be en-  
 grossed, as amended, in concurrence.

Adjourned  
 Attest

Geo. Robinson.

Clerk.