

Monday, January 16, 1843.

Met according to adjournment.

The following Message was received from the Senate.

To the Senate

and House of Representatives,

I have received copies of Resolves adopted by the Legislature of the State of New Hampshire, relative to postage and the franking privilege — of the State of Maryland in relation to the abolition of Slavery in the District of Columbia — of the State of Mississippi relative to the annexation of Texas to the United States — of the States of New York and Vermont in regard to the franking privilege of Massachusetts upon the subject of the North Eastern Boundary — the tariff — and choice of Electors of President and Vice President — also Resolves of the same State relating to the imprisonment of colored persons; all which are herewith laid before you.

Council Chamber

January 13, 1843.

John Fairfield.

The Resolutions of Massachusetts in relation to the N. E. Boundary were referred to the joint select committee on that subject, in concurrence.

The Resolves of Massachusetts, relating 119
to the choice of Electors of President and Vice-
President of the United States, were referred to
the committee on Congressional Districts, in
concurrence.

The Resolves of Massachusetts concerning
the assessment of duties, and the protection
of industry by the United States, were refer-
red to the committee on Manufactures, in
concurrence.

The Resolutions of the State of New-York
in relation to the Post Office Department,

The Resolutions of the State of Missis-
sippi in relation to the annexation of Texas
to the United States;

The Resolutions of the State of Vermont
in relation to the franking privilege;

The Resolutions of the State of New Hamp-
shire in relation to postage and the franking
privilege;

The Resolutions from the State of Ken-
tucky in relation to the election of President,
and Vice President, &c;

The Resolutions of the State of Maryland
in relation to the abolition of Slavery in the Dis-
trict of Columbia; and

The Resolutions from the State of Massachusetts relating to the imprisonment of citizens of other States, were severally referred to the committee on the Judiciary, in concurrence.

Report of the Committee on Elections with resolves accompanying the same, declaring that Joseph Hewick Esq. and Stephen Allen, both of Sedgwick, were not entitled to seats in the House, were taken up.

The yeas and nays were ordered on the question of passing the Resolves. That question being taken, the Resolves was passed, yeas eighty seven, nays twenty five.

Those who voted in the affirmative are,
York.

Charles Bradbury,
Humphrey Hall,
Samuel Merriell,
John Mudgett,
Theodore Wilson,
Frederic A. Wood.

Cumberland,

Henry C. Babb,
Ezra Brown, Jr.,
Joshua Chadbourne,
Thomas Chadwick,
David Dunn,
Daniel C. Emery,
James Goff, Jr.,
Alpheus H. Holden,

Josiah G. Little,
 Benjamin H. Meder,
 Daniel Merrill,
 Jeremiah Mitchell,
 Daniel C. Poole,
 Joseph Raynes,
 Alfred Soule,
 Stephen L. Walhouse.

Lincoln.

Isaac Ames,
 Algenon S. Austin,
 William Carlisle,
 Hinam Chapman,
 Phillips C. Harding,
 Randal Jones,
 Thomas Mard,
 Freeman H. Morse,
 Gideon Perkins,
 Hiramiah Picinton,
 Isaac Reed,
 Thomas White,
 Joshua Young.

Hancock.

Thomas Brunker,
 Byron H. Darling,
 John Lee,
 Calvin Peck,
 Amos B. Simpson,
 Asa Turner.

Washington.

William Brown,
 David Davis,

Harmon Gilman,
 James H. Lyman,
 Jabez T. Pike,
 Putnam Rolf,
 Ebenezer Watson.

Winnebago.

Isaac Chase,
 George Fields,
 William C. Grant,
 Philip C. Holmes,
 George W. Perkins, Jr.,
 Luther Severance,
 George Williamson,
 Samuel Wood, Jr.,

Oxford.

William B. Bray,
 Isaac C. Daly,
 William Fuge,
 John Higgins,
 Hiram Hubbard,
 Richard Hutchinson,
 Elijah Powers.

Somerset.

James Bailey,
 Cleopas Boyd,
 Stungis Ayer,
 Thomas Bray,
 David Richardson,

Penobscot.

Joseph Baker, Jr.,
 Cyrus Goss,
 Christian F. Jordan,

William Paine,
 Edmund Pillsbury,
 Isaac Sanborn,
 Asa Smith,
 Eliza M. Thurston.

Waldo.

Thomas Elliot,
 Henry Hitchborn,
 Nathan Knight,
 Joseph Muzzey,
 Jesse Page.

Franklin.

John Sewett.

Riscataquis.

Abner Brown,
 Samuel Coburn,
 Thomas B. Spaulding,
 Leonard Stoddard.

Acworth.

Dennis Fairbanks.

Those who voted in the negative are;

York.

Charles G. Bellamy,
 Sederiah Goodwin,
 James M^r Sellaan, Sr.,
 Samuel Wildman.

Cumbeband.

Theophilus Stimson.

Lincoln.

Bedeer Fales,
 Ebenezer Otis.

124 Hancock.

John Bridges.

Washington.

Groven Wilson.

Oxford.

Samuel Gibson.

John S. Peay,

Noah Prince,

John Walker, Sr..

Somerset.

Nathaniel W. Gould.

Joseph S. Nichols.

Brookscot.

Smith Libby.

John Lord,

Theophilus Stanley.

Waldo.

Achemiak Abbott,

John Clements.

James Crockett, Sr.,

Henry Davidson,

Asa C. Emery.

Newstock.

Leonard Pierce.

John Rollins.

On motion of Mr. Frye, of Bethel,

Ordered, That the committee on Pay Roll be directed to make up the pay of Jos. H. Hensick, Esq. and Stephen Allen, to and including this day.

On motion of Mr. Mildrum of Wells, 125

Ordered, That the Judiciary Committee be requested to examine the expediency of so amending the Law, relative to taxing real estate, that all assessments made on real estate shall hold a lien thereon, for the sure payment of all taxes so assessed.

Mr. Paine of Bangor, from the committee on Elections, reported a resolve declaring Nathaniel W. Gould entitled to a seat in the House from the town of Embden. The resolve was passed.

Mr. Fyfe, of Bethel from the committee on Elections, made a report, accompanied by a resolve declaring Isaac Fairfield of Passaborough not entitled to a seat in the House. The report and resolve were laid on the table, and three hundred copies ordered to be printed for the use of the House.

Petition of W. M. C. Brown and others of the 1st. Company of Infantry in Guilford that the limits of said company may be defined by the Selectmen of Guilford, was presented and referred to the committee on the Militia. Sent up for concurrence.

Petition of David Stout for a pension was presented and referred to the committee on Military Pensions. Sent up for concurrence.

Petition of Francis Radoux and others for annexing a part of the town of Händish, called the Cape, to the town of baseo, was presented and referred to the committee on Division of Towns. Sent up for concurrence.

Petition of William Hudson for services rendered in making a chart of the State, was returned from the Senate, the consideration of it indefinitely postponed.

On motion of Mr. Little of Portland, the House insisted on its former vote referring it to the Committee on Claims. Sent up for concurrence.

On motion of Mr. Prince, of Buckfield, Ordered, That the standing hour of adjournment from and after this day shall be half past nine A. M. until otherwise ordered, and that the Clerk of the House notify the Chaplain of the same.

Mr. Charles Morse, of Milton was granted leave of absence for four days from and after to-day.

On motion of Mr. Walker, of Lovell, Ordered, That the chairman of the committee on Incorporation of Towns be authorized to take from the files of the Senate the petition of Samuel M'Keen and others, praying for the change of the name of the

town of Usher. Sent up for concurrence. 127

On motion of Mr. Parry of Oxford,

Ordered, That the committee on State valuation inquire into the expediency of reducing the valuation of the towns of Oxford and Norway. Sent up for concurrence.

On motion of Mr. Holden of Casco,

Ordered, That the committee on State valuation inquire into the expediency of reducing the valuation of the towns of Casco, Raymond and Otisfield. Sent up for concurrence.

On motion of Mr. Wood, of Wintthrop,

Ordered, That the committee on the Judiciary inquire into the expediency of repealing or changing so much of the law respecting limitations in civil actions as to allow a review, so long as the execution obtained by either party shall be valid against the other. Sent up for concurrence.

On motion of Mr. Bailey of Durham,

Ordered, That the committee on State valuation be directed to inquire into the expediency of reducing the valuation of the towns of Durham and Arundel. Sent up for concurrence.

Adjourned.

William T. Johnson, Clerk.

Tuesday, January 17, 1843.

Met according to adjournment.

Resolve in relation to the disputed territory fund was received from the Senate passed to be engrossed. It was read once, and tomorrow assigned for a second reading.

Order from the Senate, relative to aid to Mattanawcook and Mars Hill Road was passed in concurrence.

The Secretary of the Senate informed the clerk that that body had passed in concurrence the order appointing a joint select committee on State valuation, and joined Messrs. Bodwell, Hunt, Anderson, Eastman, and Garcelon.

Order from the Senate referring so much of the Governor's Message as relates to the currency, to the committee on Banks and Banking, was passed in concurrence.

Order from the Senate directing the committee on Banks and Banking to report any changes deemed necessary in laws regulating Banks and Banking, was passed in concurrence.

Petition of James Knox and others rel.¹²⁹
ative to a change of the time of meeting of the
Legislature, was received from the Senate
and referred to the committee having that
subject under consideration, in concu-
rence.

Bill, an act to unite the Maine, New-
Hampshire, and Massachusetts Rail Road
Corporation with the Boston and Maine
Rail Road, was received from the Senate
and referred to the committee on Rail Roads
and Canals, in concurrence.

Mr. Bellamy of Hillyer, by leave, laid on
the table a bill, an act to provide for the tax-
ation of Rail Road Property, which was re-
ferred to the committee on Rail Roads and
Canals. Sent up for concurrence.

Mr. Pury, of Oxford, by leave, laid on
the table a bill, an act for the preservation
of highways and Bridges, which was re-
ferred to the committee on Roads and Bridg-
es. Sent up for concurrence.

On motion of Mr. Muzzey, of Sears-
mont,

Ordered, That the petition of Fergus
McLain and others, inhabitants of the
Western part of the town of Keegan, praying
to be set off from a given line and annexed

130 is the town of Appleton, with all the papers pertaining thereto, be called from the files of the Senate, and laid before the committee on Division of Towns. Sent up for concurrence.

On motion of Mr. Davidson, of Waldo,
Ordered, That the committee on State Valuation be instructed to inquire into the expediency of reducing the valuation of the plantation of Waldo. Sent up for concurrence.

On motion of Mr. Brown, of Machias,
Ordered, That the Speaker's summons issue to the Selectmen of Sedgwick, and Brooksfield, and the Assessors of Inver's Island and Hog Island, notifying them that the office of Representative from this District had been declared vacant by the House.

Petition of the inhabitants of Townships No. 1, 2, 3, 4, and 5, in Aroostock County, that the Land Agent of this State be authorized to purchase Township No. 3, Range 5, belonging to Massachusetts, was presented and referred to the committee on State Lands. Sent up for concurrence.

Petition of Robert Maxwell for a military pension was presented, and referred to the committee on military pensions. Sent up for concurrence.

Petition of Leander Morton, praying 131
for an appropriation to rebuild the Gun
House in Bristol, was presented and refer-
red to the committee on the Militia. Sent
up for concurrence.

Petition of Columbus Brackett, for re-
muneration for services rendered the State
in 1839, was presented and referred to the
committee on claims. Sent up for concu-
rrence.

Petition of Noyes Farrington for change
of name, was presented and referred to the
committee on Change of Names.

Remonstrance of Asariah Edwards and
others, against being set-off from the town of
Lincoln; and

Remonstrance of Jacob Parsons and others
of Lincoln, against the incorporation of the
town of Benton, were severally presented and
referred to the committee on Incorporation of
Towns. Sent up for concurrence.

Communications were received from At-
wood Sevensater, Dominicus Jordan, Green-
leaf White, Dennis S. Millikin, and Cyrus
Moore, Councilors elect, signifying their
acceptance of the trust tendered them by the
Legislature, and readiness to take and subscribe

132 the oaths required by the Constitution to qualify them to enter upon the discharge of their official duties, which were read.

A message was sent to the Senate, by the Clerk, proposing a convention of the two Houses, forthwith, for the purpose of qualifying Councilors elect.

A message was subsequently received from the Senate, informing the House that that body concurred in the proposition of the House.

The Senate then came in and a convention was formed.

In convention.

Mr. Tilton of Penobscot, of the Senate, was charged with a message to the above named Councilors elect, informing them that the two Houses of the Legislature were then assembled in convention, and ready to attend to their qualification, as Councilors. That gentleman subsequently reported that he had attended to the duty with which he had been charged, and that the Councilors elect had replied that they would attend the convention forthwith.

The aforesaid Councilors elect then came in, and before the President of the Senate, and in the presence of the two Houses, took and subscribed the oaths necessary to qualify them to enter upon the

discharge of their official duties. The Court ¹³³
sit then retired.

And the purpose for which it had
assembled having been accomplished,
the Convention separated.

The House resolved itself into a com-
mittee of the whole, for the consideration of
the Resolve in relation to the fine of General
Andrew Jackson. Subsequently the com-
mittee rose, reported progress, and asked
leave to sit again. Leave was granted.

Adjourned.

William T. Johnson, Clerk.

Wednesday, January 18, 1843.

Met according to adjournment.

Resolves relating to the Bankrupt Act came from the Senate passed to be engrossed. They were read once, and tomorrow assigned for a second reading.

Mr. Nye, of Fairfield was joined to the committee on Interior Fisheries, in place of Mr. Herrick, of Sedgwick.

Mr. Clark, of Strong, was joined to the committee on Agriculture, in place of Mr. Allen of Sedgwick.

Mr. Greenlow of Bristol was joined to the committee on Incorporation of Towns, in place of Mr. Herrick, of Sedgwick.

Petition of Samuel Staples and others of Lubec, for a loan of Rifles from the State, was presented and referred to the Committee on the Militia. Sent up for concurrence.

On motion of Mr. Otis, of St. George,
Ordered, That one thousand copies of the documents in relation to the Hospital for the Insane, accompanying the Governor's Message, be printed for the use of the House.

On motion of Mr. Bellamy, of Wittery, 135

Ordered, That the committee on Rail Roads and Canals be authorized to take from the files, all the original papers relating to the taxation of rail road property. Sent up for concurrence.

On motion of Mr. Wood, of Wintthrop,

Ordered, That the committee on the Judiciary be requested to inquire into the expediency of so amending the laws in regard to the citation of poor debtors to their creditors, in such a manner, that when the creditor cannot be easily found, or has removed from his former place of abode, though he may be still in the State, the citation may be served on his attorney instead of him. Sent up for concurrence.

On motion of Mr. Fales, of Thomaston,

Ordered, That the committee on State valuation be directed to inquire into the expediency of reducing the State valuation of the town of Thomaston, and all other towns of this State. Sent up for concurrence.

A communication was received from Moses Mason, Councilor elect, signifying his acceptance of the office tendered him by the Legislature, and readiness to take and subscribe the oaths necessary to qualify

136 him to enter upon the discharge of his official duties.

A message was sent to the Senate, by the clerk, proposing a convention of the two Houses, in the Representative's Hall, forthwith, for the purpose of qualifying Moses Mason, Councilor elect.

A message was subsequently received from the Senate, by its Secretary, informing the House that that body had concurred in the proposition of the House.

The Senate then came in, and a convention was formed.

In convention.

Mr. Dana, of Oxford, was charged with a message to the aforesaid Councilor elect, informing him that the two Houses had assembled in convention, in the Representative's Hall, and were ready to attend to his qualification, as Councilor.

That gentleman subsequently reported, that he had attended to the duty with which he had been charged, and that the Councilor elect had replied, that he would attend the convention forthwith.

The aforesaid Councilor elect then came in, and before the President of the Senate, and in the presence of the two Houses, took and subscribed the oaths necessary to qualify him to enter upon the discharge of his official duties. The Council then retired.

And the purpose for which it had as-

sembled, having been accomplished, the Con-¹³⁷
vention separated.

Petition of Cyrus Moore, praying that a certain tract of land be set off from Argyle, and annexed to Old Town, was presented and referred to the committee on Division of Towns.

Resolve, in relation to the disputed Territory Fund, was reported by the committee on Bills in the Third Reading, and laid on the table.

The House resolved itself into committee of the whole, for the consideration of the Resolve in relation to the fine of General Andrew Jackson. Subsequently the committee rose, reported progress, and asked leave to be discharged. The report was accepted.

The amendment offered by Mr. Otis of St. George, on sheet marked B. was to strike out all after the word "Resolved", and insert, as follows;

"That it is due alike to the devoted patriotism, and distinguished services of General Andrew Jackson, and to the honor of a grateful country, that the fine imposed upon him, by Judge Hall, for an alleged contempt of the authority of the said

138 Judge, be unconditionally refunded.

Resolved, That our Senators in Congress be directed, and our Representatives be requested to use their exertions to procure the passage of a law, unconditionally refunding to General Andrew Jackson, the fine imposed upon him by Judge Hall, together with costs and interest on the same from the day of the payment thereof.

"Resolved, That the Governor be requested to transmit a copy of these Resolutions to General Andrew Jackson, to each of our Senators and Representatives in Congress, and to each of the Governors of the several States of this Union, with a request that the subject of the same be laid before their respective Legislatures.

On the question of adopting this amendment, the yeas and nays were ordered. On being taken, it was decided in the affirmative, yeas eighty, nays thirty five.

Those who voted in the affirmative are:
York.

Charles G. Bellamy,
Charles Madbury,
Abel M. Bryant,
Nathaniel Emery,
Humphrey Tall,
Sedeciah Goodwin,
James M. Sillan, Jr.,
Samuel Miltam,

John Mudgett,
Charles Watts,
Theodore Wilson,
Frederic A. Wood.

Cumberland.

Henry C. Babb,
Gideon Bailey,
Ezekiel Brown, Jr.,
Joshua Chadbourne,
David Dunn,
Daniel C. Emery,
James Goff, Jr.,
Alpheus L. Holden,
Daniel Merrill,
Daniel C. Poole,
Theophilus Timson,
Stephen S. Waterhouse.

Lincoln.

Isaac Ames,
Beder Fales,
Thomas C. Greenlow,
Phillips C. Harding,
Amos H. Hodgman,
Thomas Mait,
Ebenezer Otis,
Gideon Perkins,
Thomas White.

Hancock.

John Bridges,
Byron W. Darling,
Henry Partridge,
Amos B. Simpson,
Ada Turner.

140 Washington.

William Brown,
David Davis,
Warren Gilman,
James W. Lyman,
Jabez T. Pike,
Putnam Wolf.
Ebeneser Watson,
Gowen Wilson.

Keenebec.

Charles A. Russ.

Oxford.

William B. Bray,
William Day,
Samuel Gibson,
John Higgins,
Hiram Hubbard,
Richard Hutchinson,
John S. Peay,
Elijah Prout,
Noah Prince,
John Walker, Jr.

Somerset.

Cleopas Boyd,
Joseph L. Nichols,
Thomas Pray.

Windsor.

Joseph Baker, Jr.
Tristram P. Jordan,
William P. Leavitt,
Smith Libby,
Camilla Pillsbury.

Asa Smith,
 Theophilus Stanley,
 Benjamin B. Thomas,
 Waldo.

Jeremiah Abbot,
 John Clements,
 Henry Davidson,
 Thomas Elliot,
 Asa C. Emery,
 James H. Hodines,
 Henry Kichborn,
 Nathan Knight,
 Nathan Worthing.

Discalaguis.

Abner Brown,
 Amos Coburn.

Brookstock. John Rollins.

Those who voted in the negative are:
 York.

Samuel Merrill.

Cumberland.

Thomas Chadwick,
 Henry B. Hart,
 Josiah S. Little,
 Benjamin H. Meder,
 Jeremiah Mitchell,
 Joseph Raynes,
 Alfred Soule.

Lincoln.

William Carlisle,
 Philip M. Garcelon,
 Aaron Hinkley,

Freeman H. Morse,
 Hiram P. Purinton,
 Joshua Young.

Hancock.

Calvin Pick.

Kennebec.

Israel Chase,
 Isaac Fairfield,
 William C. Grant,
 Philip C. Holmes,
 George W. Perkins, jr.,
 Luther Severance,
 George Williamson,
 Samuel Wood, Sr.,
 Reuben H. Yeaton.

Oxford.

Isaac S. Daly.

Somerset.

Joshua Fogg,
 Angus Ayer,
 Edward Rowe.

Penobscot.

Cyrus Goss,
 William Ruess.

Waldo.

Joseph Murry,
 Jesse Page.

Franklin.

Abner C. Holman.

Piscataquis

Thomas B. Spaulding,
 Leonard Stoddard.

The Resolue, as amended, was then
passed to be engrossed. Sent up for
concurrence.

Adjourned.

William T. Johnson, Clerk.

Thursday, January 19, 1843.

Met according to adjournment.

Petition of Sabers C. Woodman, of Minot, for a change of time of holding the Western District, and Supreme Judicial Courts, at Paris;

Petition of David Baker, to be released and discharged from his liability to pay a certain note;

Petition of C. W. Snow, that the salary of the Judge of Probate of Piscataquis County may be increased; were severally received from the Senate, and referred to the Committee on the Judiciary, in concurrence.

Petition of Shepard Cary, that he may be indemnified for damages sustained in his lumber operations from those having charge of the Aroostook boom, was received from the Senate, and referred to the committee on State Lands, in concurrence.

Petition of Samuel McKeen and others to change the name of the town of Usher was received from the Senate referred to the committee on Incorporation of Towns in concurrence.

Petition of Joseph Johnson and others 145
for a dam at the Grand Falls, on Dead
River was received from the Senate and
referred to the committee on Interior Wa-
ters, in concurrence.

Petition of S. D. Pharman and others
for division of town of Centerville, and in-
corporation of a town by the name of Palmer,
was received from the Senate, and referred
to the committee on Division of Towns, in con-
currence.

Petition of Selectmen of Guilford to be au-
thorized to define the limits of their compa-
ny of infantry was received from the Senate
and referred to the committee on the Mil-
itia, in concurrence.

Petition of Sewall Lockman, to be set off
from Foxcroft to Dover, was received from the
Senate, and referred to the committee on
Division of Towns, in concurrence.

Order from the Senate directing the com-
mittee on the Judiciary to inquire into the
expediency of altering and amending the
law, relative to the collection of taxes, assessed
on Real Estate was received from the Sen-
ate, and passed, in concurrence.

Report of the committee on Division of Towns, ordering notice to this Legislature on petition of Rufus Sylvester and others, was received from the Senate, and accepted, in concurrence.

Report of the committee on Division of Towns, granting leave to withdraw, on petition of David C. Archer and others, came from the Senate and was accepted, in concurrence.

Report of the joint select committee on Job-Printing, declaring that the committee had contracted, with Wm. R. Smith and George M. Weston; to do the printing, and George C. Carpenter to do the binding and stitching for the State, was received from the Senate and accepted in concurrence.

Petition of William Anson for services rendered the State in making a chart of the State &c, was returned from the Senate, that body insisting on its vote to indefinitely postpone. The House still insisted, proposed a conference, and appointed on its part Messrs. Lyman of Lubec, Little of Portland, and Emery of Yorkham, conferees. Sent up for concurrence.

Bill, an act to change the name of the town of Almond, was received from the Senate passed to be engrossed. It was

read twice, and tomorrow assigned for 147
a third reading.

Report of the committee on Elections,
on the claim of Isaac Fairfield to a seat in
the House, with the Resolve declaring Mr.
Fairfield not entitled to a seat, were
taken up and the resolve passed.

Mr. Garcelon of Webster presented
the following order:

Ordered, That the committee on
Pay Roll be directed to make up the
pay of Isaac Fairfield, for travel and at-
tendance, to and including this day.

Mr. Abbot of Belfast moved to lay
the order on the table.

On this question, the yeas and
nays were ordered, and being taken,
the motion was negatived, yeas four,
nays one hundred and twenty two.

Those who voted in the affirmative are:
York.

Henry Bagdon.

Jedediah Goodwin.

Lincoln.

Ebenezer Otis.

Waldo.

Achemiah Abbot.

Those who voted in the negative are:
York.

Abel M. Bryant.

Sathaniel Emery,
 Humphrey Tall,
 James McLellan, Jr.
 Samuel Merrill,
 Samuel Mildram,
 Arthur Milliken,
 Wm. Mudgett,
 Charles Watts,
 Theodore Wilson,
 Frederic A. Wood.

Cumberland.

Simeon Bailey,
 Ezra Brown, Jr.,
 Joshua Chadbourne,
 Thomas Chadwick,
 David Dunn,
 Daniel C. Emery,
 Henry B. Hart,
 Josiah S. Little,
 Benjamin H. Meder,
 Daniel Merrill,
 Jeremiah Mitchell,
 Daniel C. Prole,
 Joseph Raynes,
 Alfred Soule,
 Theophilus Stimson.

Lincoln.

Isaac Ames,
 Algonon S. Austin,
 William Bartlett,
 Hiram Chapman,
 Philip M. Garcelon,

Thomas C. Greenlow,
 Phillips C. Harding,
 Aaron Hinkley,
 Amos H. Hodgman,
 Randal Jones.

Thomas Mars,
 Freeman H. Morse,
 Gideon Perkins,
 Resekiah Purington,
 Thomas White,
 Joshua Young.

Hancock.

John Bridges,
 Thomas Buncker,
 Byron W. Darling,
 John Lee,
 Henry Partridge,
 Calvin Peck,
 Amos B. Simpson,
 Asa Turner.

Washington.

William Brown,
 David Davis,
 Warren Gilman,
 James W. Lyman,
 Jacob T. Pike,
 Putnam Rolf,
 Ebenezer Watson,
 Goven Wilson.

Vermont.

Israel Chase,
 William C. Grant,

Philip G. Holmes,
 George W. Perkins, Jr.,
 Henry Perkins,
 Charles A. Russ,
 Luther Severance,
 George Williamson,
 Samuel Wood, Jr.,
 Reuben H. Yeaton.

Oxford.

William B. May,
 Isaac S. Daly,
 William Fiske,
 Samuel Gibson,
 John Higgins,
 Hiram Hubbard,
 Richard Hutchinson,
 John S. Perry,
 Elijah Powers,
 Noah Prince,
 John Walker, Jr.

Somerset.

James Bailey,
 Cleopas Boyd,
 Joshua Fogg,
 Nathaniel W. Gould,
 Joseph S. Nichols,
 Sturges Nye,
 Thomas Pray,
 David Richardson,
 Edward Rowe.

Roxbury.

Joseph Baker, Jr.,

Cyrus Goss,
 Tristram F. Jordan,
 William F. Leavitt,
 Smith Libby,
 John Lord,
 William Paine,
 Edmund Pillsbury,
 Isaac Sanborn,
 Asa Smith,
 Benjamin B. Thomas,
 Eliza M. Thurston

Waldo.

John Clements,
 James Crockett, Jr.,
 Henry Davidson,
 Thomas Elliot,
 Asa C. Emery,
 James H. Haines,
 Henry Hickborn,
 Nathan Knight,
 Joseph Muzzey,
 Jesse Page,
 Nathan Worthing.

Franklin.

Adam Black,
 Abner C. Holman,
 John Jewett,
 Charles Morse.

Riscataquis.

Abner Brown,
 Samuel Coburn,
 Thomas B. Spaulding.

Mooslock.

Dennis Fairbanks,
Leonard Pierce,
John Rollins.

Mr. Fales, of Thomaston, was excused from voting.

On the question of passing the order, the yeas and nays were ordered, and being taken decided in the affirmative, yeas ninety seven, nays thirty two.

Those who voted in the affirmative are:

Charles Bradbury,
Nathaniel Emery,
Humphrey Fall,
Samuel Merrill,
Samuel Mildman,
Arthur Milliken,
John Mudgett,
Charles Watts,
Theodore Wilson,
Frederic A. Wood.

Cumberland.

Joshua Chadbourne,
Thomas Chadwick,
David Dunn,
Daniel C. Emery,
Henry B. Hoad,
Alpheus S. Holden,
Josiah S. Little,

Daniel Merrill,
 Jeremiah Milsell,
 Daniel C. Poole,
 Joseph Raynes,
 Alfred Soule,
 Stephen L. Waterhouse.

Lincoln.

Isaac Ames,
 Algernon C. Austin,
 William Carlisle,
 Philip M. Garcelon,
 Thomas C. Greenlow,
 Phillips C. Harding,
 Amos H. Hodgman,
 Randal Jones,
 Thomas Mast,
 Freeman H. Morse,
 Egidion Perkins,
 Heseckiah Purinton,
 Isaac Reed,
 Joshua Young.

Hancock.

Byron W. Darling,
 Calvin Cook,

Washington.

Warren Gilman,
 Sabez T. Pike,
 Putnam Rolf,
 Ebenezer Watson,
 Gorton Wilson.

Wenatchee.

Israel Chase,

George Fields,
 William C. Grant,
 Philip G. Holmes,
 George W. Perkins, Jr.,
 Henry Perkins,
 Charles A. Russ,
 Luther Severance,
 George Williamson,
 Samuel Wood, Jr.,
 Reuben H. Yeaton.

Oxford.

William B. Bray,
 Isaac L. Daly,
 William Rye,
 John Higgins,
 Hiram Hubbard,
 Richard Hutchinson,
 John S. Perry,
 Elijah Powers,
 Noah Prince,
 John Walker Jr.

Somerset.

James Bailey,
 Joshua Foggy,
 Joseph L. Nichols,
 Huges Rye,
 Thomas Pray,
 David Richardson,
 Edward Rowe.

Westcott.

Cyrus Goss,
 Tristram B. Pruden,

William F. Leavitt,
 Smith Libby,
 William Rhine,
 Edmund Pillsbury,
 Isaac Sanborn,
 Asa Smith,
 Elisha M. Thurston.

Waldo.

Henry Davidson,
 Thomas Elliot,
 James H. Haines,
 Nathan Knight,
 Joseph Muzzey,
 Jesse Page,
 Nathan Worthing.

Franklin.

Adam Clark,
 Abner C. Holman,
 Charles Morse.

Piscataquis.

Abner Brown,
 Thomas B. Spaulding,
 Leonard Stoddard.

Acrostock.

Omnis Fairbanks,
 Leonard Pierce,
 John Rollins.

Those who voted in the negative are:

York.

Charles G. Bellamy,
 Ivory Bagdon,
 Jedediah Goodwin.

James M^cTellan, Jr.

Cumberland.

Ezra Brown, Jr.

James Goff, Jr.

Benjamin H. Meder,

Theophilus Stimson.

Lincoln.

Hiram Chapman,

Beder Fales,

Aaron Hinkley,

Ebenezer Otis,

Thomas White.

Worcester.

John Bridges,

Thomas Bunker,

John Lee,

Henry Partridge,

Amos B. Simpson,

Asa Turner.

Washington.

William Brown,

David Davis,

James W. Lyman.

Oxford.

Samuel Gibson,

Somerset.

Elephas Boyd,

Nathaniel W. Gould,

Penobscot.

Joseph Baker, Jr.

John Lord,

Schemiah Abbot,
John Clements,
Asa C. Emery,
Henry Kiefton.

Franklin.

John Sewell.

On motion of Mr. Emery of Gorham,

Ordered, that the Speaker of this House
issue summons to the Selectmen of Bassalborough
notifying them that the office of Representative
from that town had been declared vacant by
the House.

Order discharging the committee on Interior
Waters from the consideration of an order rela-
tive to repealing 13th. section of 27th. chapter
the Revised Statutes, and referring the same
to the committee on the Judiciary, was received
from the Senate, and passed, in concurrence.

Resolves, relating to the bankrupt act were
reported by the committee on bills in the Third
Reading, and laid on the table.

Mr. Chapman, of Nobleborough, was join-
ed to the committee on Division of Towns, in place
of Mr. Fairfield of Bassalborough.

Mr. Garcelon, of Webster, was joined to
the committee on Interior Fisheries, in place of
Mr. Fairfield, of Bassalborough.

Mr. Partridge, of Oland, was joined to the committee on pay roll, in place of Mr. Fairfield, of Bassalborough.

Petition of Harvey Lowell, for alteration of town line between Augusta and Hallowell, and

Remonstrance of Inhabitants of Centerville against petition of J. D. Shorman for a division of said town, were severally presented and referred to the committee on Division of Towns. Sent up for concurrence.

Petition of John Beckwith to have his bond canceled was presented and referred to a joint select committee, consisting of Messrs. Pierce of Houlton, Waterhouse of Scarborough, Bradbury of Tennebunkport, Bates of Thomaston, Perkins of Hallowell, Rowe of Norridgewock, and Fairbanks of Presque Isle, with such as the Senate may join. Sent up for concurrence.

Petition of Knott Bartlett and others for an act of incorporation for a private burying ground, was presented and referred to the committee on Parishes. Sent up for concurrence.

Petition of Leonard Jones for the benefit of the act of 1855, in relation to the sale and settlement of the public lands, was presented

and referred to the committee on State Lands, 159
Sent up for concurrence.

Petition of Samuel S. Kimball and others, of
No. 5, Rangit, that a road may be opened
through said township, was presented and re-
ferred to the committee on State Roads. Sent
up for concurrence.

Petition of Rufus C. Counce and others, for
a repeal of the pedler law, was presented and
referred to the committee on Pedler Law. Sent
up for concurrence.

On motion of Mr. Holmes, of Gardiner,
Ordered, That the committee on the Judi-
ciary inquire into the expediency of extend-
ing the powers of administrators, executors,
and guardians, as now held under the
first section of the one hundred and twelfth
chapter of the Revised Statutes. Sent up
for concurrence.

On motion of Mr. Symon, of Subee,
Ordered, That the committee on the Judi-
ciary inquire into the expediency of impos-
ing additional penalties for setting fires
at certain seasons of the year. Sent up
for concurrence.

On motion of Mr. Brown, of Mackias,
Ordered, That the committee on the Mil-

160 itia inquire into the expediency of repealing the 16th. chapter of the Revised Statutes, and reviving the laws relating to the militia, existing at the time the Revised Statutes took effect. Sent up for concurrence.

On motion of Mr. Goss, of Bangor,
Ordered, That the committee on State Lands inquire into the expediency of authorizing the Land Agent to settle with all persons who have had, and now have, permits on the public lands, for timber cut beyond the limits of such permits. Sent up for concurrence.

On motion of Mr. Brown of Machias,
Ordered, That the committee on Division of Towns be permitted to take from the files of the last Legislature the remonstrance of the town of Machias against the petition of William A. Palmer, and others, against a division of said town, with accompanying papers. Sent up for concurrence.

Adjourned.

William T. Johnson, Clerk

Friday, January, 26, 1843.

161

Met according to adjournment.

On motion of Mr. Stoddard of Dover,

Ordered, That a joint select committee of the Senate and House of Representatives be raised for the purpose of sorting and counting the votes cast at the last September election, in the County of Piscataquis, designating the shire town of that county, and that said committee report thereon as soon as may be; and that Messrs. Stoddard of Dover, Coburn of Packman, Gilman of Meddybemps, Wood of Lebanon, and Fales of Thomaston, constitute said committee on the part of the House. Sent up for concurrence.

On motion of Mr. Abbot of Belfast,

Ordered, That the committee on the Judiciary be instructed to report a bill repealing an act additional to an act regulating the Herring Fisheries, passed Feb. 12, 1824, being chapter 255 of the old statutes of this State. Sent up for concurrence.

On motion of Mr. Davidson of Waldo,

Ordered, That the committee on the Judiciary be instructed to inquire into the expediency of providing by law, for the prosecution of all officers of cities, towns, and plantations who shall fail to perform their

162 duty as prescribed by the Statutes respecting elections. Sent up for concurrence.

On motion of Mr. Pierce, of Houlton,

Ordered, That the committee on Division and Alterations of Counties be instructed to inquire into the expediency of setting off so much of the County of Penobscot, as to include the Fish river settlement, and annexing the same to the County of Aroostook. Sent up for concurrence.

On motion of Mr. Holden, of Casco,

Ordered, That the committee on the Judiciary inquire into the expediency of amending chapter 116 of the Revised Statutes, or of repealing the same, and providing a substitute therefor. Sent up for concurrence.

Resolve in relation to the disputed territory fund, having had two several readings, was passed to be engrossed, in concurrence.

Order relative to taxing sales by auction was received from the Senate and passed in concurrence.

Bill, an act to change the name of the town of Almond, having had three several readings, was passed to be engrossed in concurrence.

Petition of the town of Minot for a remission of a portion of the State tax assessed on said town in 1842, was received from the Senate and referred to the committee on State valuation, in concurrence. 163

Petition of Patrick Lennox and others for the repeal of the present pedler law, was received from the Senate, and referred to the committee on Pedler Law, in concurrence.

Petition of John True and others, for alteration of the pedler law, was presented and referred to the committee on Pedler Law. Sent up for concurrence.

Petition of Selectmen of Kennebunk, for authority to establish school district libraries, was presented and referred to the committee on Literature and Literary Institutions. Sent up for concurrence.

Petition of Samuel Cony and others, for reduction of toll on Old Town Bridge, was presented and referred to the committee on Roads and Bridges. Sent up for concurrence.

Remonstrance of Inhabitants of Whitefield against petition of William Giddens, of Jefferson, was presented and re-

164 referred to the committee on Division of Towns.
Sent up for concurrence.

Remonstrance of Easton Worthing and
others;

Remonstrance of H. R. Robinson and
others;

Remonstrance of Lot Rust and others; all against removal of Jacob Buffum from the office of Justice of the Peace, were severally presented and referred to the committee on the Judiciary. Sent up for concurrence.

Adjourned.

William T. Johnson, Clerk.

Saturday, January 21. 1843. 165

Met according to adjournment.

Report of the committee on Division of Towns on the petition of Samuel Wheeler and others, ordering notice to the present Legislature, was received from the Senate accepted. The House amended the same by striking out the word "Edmunds", and inserting the word Prescott, and striking out the word Prescott, and inserting the word Edmunds. The Report, as amended, was then accepted. Sent up for concurrence.

Reports of the committee on Division of Towns on

Petition of Cyrus Moore,

" " Sewall Cochran,

" " A. W. Trombley,

" " Isaac Jordan,

ordering notice to the present Legislature on each of said petitions, severally, were received and accepted in concurrence, with the Senate.

The following message was received from the Senate:

To the Senate and

House of Representatives;

I herewith lay before you an additional report of the Commissioners upon the North East-
an Boundary.

Council Chamber,

January 20. 1843.

John Fairfield.

The report was referred to the committee on North Eastern Boundary, in concurrence.

Communication from the State of Illinois, in relation to the fine of General Andrew Jackson, was received from Senate and referred to the committee on Rhode Island affairs, in concurrence.

On motion of Mr. Hyman of Lubec, the vote of yesterday, passing the order directing the committee on the Judiciary to report a bill relative to the herring fisheries was reconsidered. The order was then amended so as to read as follows:

Ordered. That a joint select committee be raised to inquire into the expediency of repealing an act additional to an act regulating the Herring Fishery, passed Feb. 12, 1824, being chapter 255 of the old Statutes of this State.

As amended, the order was passed, and Messrs. Hyman of Lubec, Turner of Deer Isle, Lee of Bucksport, Hart of Portland, and Stimson of Gray, were appointed on the part of the House. Sent up for concurrence.

Petition of Thomas Pool, for change of name, was presented and referred to the committee on Change of Names.

Petition of Oliver Bean and others for 167
repeal of the pedler law, was presented
and referred to the committee on pedler law.
Sent up for concurrence.

Petition of Simeon Butler and others, that
the act granting bounty on agriculture may
be repealed, was presented, and referred
to the committee on Agriculture. Sent up
for concurrence.

Petition of Samuel Orcutt and others, for
the adjustment of the State valuation, and for
sale of State Lands, in the town of Passadum-
beag &;

Petition of James G. Folsom and others of
Greenbush for sale of State Lands in said town
&. were severally presented and referred
to the committee on State Lands. Sent up for
concurrence.

Petition of Leonard Jarvis and others,
for an abatement of interest on taxes paid
by the State on Township No. 8, or Otis & Co. was
received from the Senate, and referred to the
committee on State Lands in concurrence.

The Secretary of the Senate informed the
Clerk that that body had joined to the com-
mittee on petition of John Beebe with, Messrs.
Dana, Eastman and Brooks.

Credentials of Prot. Torrar, Representative of Penobscot Indians, and memorial of Torrar Locklevis and others of the Penobscot tribe of Indians in relation to the government of said tribe, were severally presented and referred to the committee on Indian Affairs. Sent up for concurrence.

On motion of Mr. Williamson of Pittston,
Ordered, That the committee on the Judiciary inquire into the expediency of providing by law for the assessing and collecting the amount expended by the Selectmen of any town in removing or locating any school-house or houses in their respective towns. Sent up for concurrence.

On motion of Mr. Pillsbury, of Newport,
Ordered, That the committee on State valuation inquire into the expediency of raising the valuation of any city, town, or plantation within this State. Sent up for concurrence.

On motion of Mr. Leavitt of Levant,
Ordered, That the Governor be requested to transmit to this House any communication he may have from the commissioners in relation to the Penobscot Boom Corporation.

On motion of Mr. Pierce of Houlton,
Ordered, That the committee on State valuation be instructed so to amend the present

State valuation as to include the town of Ma¹⁶⁹
sardis in the County of Arrostook. Sent up
for concurrence.

On motion of Mr. Chadbourne of Baldwin,
Ordered, That the Secretary of State purchase
and put in the Library, the correspondence
of Thomas Jefferson, edited by Thomas S. Ran-
dolph, and likewise the life of General An-
drew Jackson, written by Mr. Bancroft.

Mr. Mildram, of Wells, presented an
order in relation to the presentation of accounts
against the State, which, on his motion, was
laid on the table.

Mr. Williamson, of Pittston, presented an
order in relation to amending the 2^d chap-
ter of Revised Statutes, in relation to ferries,
which was laid on the table.

Adjourned.

William T. Johnson, Clerk.