

Monday January 22. 1844.

Petition of Joshua Patterson and others praying for the establishment of a Probate district in the eastern section of the County of Lincoln was referred to the Committee on the judiciary in concurrence.

" John C. Black and others of Prospect praying to be set off from Prospect and with the easterly part of Bedford incorporated into a new town was referred to the committee on division of towns in concurrence.

" " The Mercantile Bank for leave to pay the state for its stock in said bank in real estate of equal value was referred to the committee on banks and banking in concurrence.

" " William McBowall in aid of the claim of William Colomy was referred to the committee on claims in concurrence.

Monday Jan 22.

Petition of Simon Stevens and others of Norway in favor of summer sessions was referred to the committee having that matter under consideration in concurrence.

Mr Smith praying for the passage of a law in relation to certain real estate was referred to the committee on the judiciary sent down for concurrence.

The following orders from the house were passed in concurrence.

Instruction the committee on the judiciary to inquire into the expediency of amending the law relative to county commissioners so that towns may have the exclusive jurisdiction over their roads, without being subject to the control of county commissioners.

Directing the Secretary of State to distribute to the members of the legislature, such copies now in his custody, of the annual reports of the Boston Asylum for the blind, and Hartford Asylum for the deaf and dumb as are not needed for the library.



1844. The message from the governor trans- 161.  
mitted on the 30<sup>th</sup> instant was taken up  
and

On motion of Mr. Faye ordered, that a  
communication from J. M. McCulloch  
comptroller of the treasury of the United  
States in relation to certain money  
due this state from the United States  
from the proceeds of the sales of the  
public lands be referred to the joint  
select committee on land distributions  
funds.

That the report of the executive council  
upon the petition of John Philips and  
others in relation to the preservation  
of certain islands in this state be  
referred to the committee on state lands.

That so much of said message as  
relates to a report upon the communi-  
cation of Sarah LeBroke, touching her  
claim for a pension under resolves  
of 1835 and 1836 be referred to the committee  
on military pensions.

And that so much of said message as  
relates to certain letters from the presi-  
dent of the American Asylum for the deaf  
and dumb at Hartford other papers therein  
mentioned be referred to the committee on education  
Sent down for concurrence.

Monday Jan. 22.

Bill entitled an act authorizing School district Number one in the town of Buckport to build two or more school houses (reported from the committee on education on petition of said district was read once and tomorrow at eleven o'clock assigned for the second reading).

Mr. Frye from the committee on education reported leave to withdraw on petition of Lemuel Preble and others, and legislation inexpedient on the subject of an order relative to furnishing primary schools with books; the reports were accepted and sent down for concurrence.

The order which passed the Senate on the nineteenth instant, relative to lighting toll bridges, came from the House non-concurred and indefinitely postponed. On motion of Mr Otis it was laid on the table.

Bill entitled an act in addition to an act regulating the inspection of fish, Chapter fifty four of the revised statutes was read the second time. The amendments of the House on sheet marked A striking out the title and inserting "an act further regulating the inspection of fish" agreed to and on motion of Mr. Otis the bill was laid on the table.

1844. Bill entitled an act authorizing 163.  
the assessment of a state tax on  
the town of Hamner.

An act for the relief of the town of  
Bethel and of the plantation called  
Howard's Cove were passed to be Enacted.

Resolve authorizing the treasurer of state  
to purchase, or invest in the purchase,  
of scrip or certificates of the stock of  
this state any sums of money which  
have been, or which may be received  
from the United States was finally  
passed.

Adjourned.

Tuesday January 23. 1844.

Petition of Atwood Levensaler for a  
Probate district in Lincoln County

- " Calvin Porter and others of Mount Vernon for amendment of the constitution is that the house of representatives may be composed of not more than one hundred and not less than fifty members.
- " " The same that Sheriffs and registers of probate may be elected by the people, and that the offices of attorney general and reporter of judicial decisions be abolished were severally referred to the committee on the judiciary in concurrence.
- " " Peter Tolson and others that his land in Readfield be annexed to Mount Vernon was referred to the committee on division of towns in concurrence.

for the adoption of measures that elections may be determined by plurality of votes was referred to the committee having that subject under consideration in concurrence.

" " Flanders Newbegin and others  
and

" " Ebenezer Lawrence and others in favor of summer sessions were referred to the committee having that subject under consideration in concurrence.

" " Wm. R. McIntire and others inhabitants of Frankfort for an act of incorporation by the name of the Frankfort Cotton Manufacturing company was referred to the committee on Manufactures in concurrence.

On motion of Mr. Otis the report of the committee on the Judiciary on an order relative to taxing ferries and threshing machines was taken up and re-committed. Sent down for concurrence.

Mr. Strickland from the committee on interior waters reported order of notice returnable to the present legislature on



petition of Charles Collins and others  
accepted and sent down for concurrence?

On motion of Mr. Gram, the rule being suspended, the Senate reconsidered the vote whereby the report of the committee on petition of Fayette Mace was accepted, and on his motion the petition was recommitted. Sent down for concurrence.

Resolve in favor of Mary Annas came up amended on sheet marked A. The Senate receded from its vote passing the same to be engrossed, concurred in the amendment, and passed the resolve to be engrossed in concurrence.

Petition of Samuel T. Fuller and others  
for an amendment of the  
law in relation to highways  
in the city of Bangor.

and

Richard Gray and others  
to be incorporated into a  
mutual fire and marine  
insurance company to be  
located at Gardiner were  
referred to the committee on  
the Judiciary.

Sent down for concurrence.

Mr. Frye submitted an order directing the Secretary of State to take from the post office in Augusta the valuation returns remaining in said office, and providing that the postage be assessed upon the returns and plantations to which said returns belong, with their proportion of the state tax. After discussion, the order, on motion of Mr. Frye was laid on the table.

Bill entitled an act authorizing school district No. 1 in the town of Buckport to build two or more school houses was read the second time and passed to be engrossed. Sent down for concurrence.

The following message was received from the Governor:

To the Members of the Senate

and House of Representatives.

Since the last adjournment of the legislature, I have received the melancholy and painful intelligence of the demise of my immediate predecessor, Hon. Edward Davanagh.

After a severe and protracted illness, he expired at his residence at New Castle on Sunday evening last.

Intimately associated as the deceased has been, with both the legislative and executive departments of the state govern-

ment during the past year - connected as but for this dispensation of Providence he would have been, with our recent organization, and always enjoying in an eminent degree the public esteem and confidence. I have deemed it not unsuitable or improper, officially to announce to the legislature, the tidings of his decease.

Respect for the memory of the wise and good is at all times a natural and becoming sentiment; to none could, it be more appropriately rendered than to the memory of our lamented friend.

The highly responsible duties with which he was charged by the national government, and the numerous important trusts committed to his care by the government and people of his native State, fully attest the estimation in which his ability and integrity were universally held; the affectionate attachment & regard of those who best knew his private worth are enduring testimonials of the purity and excellence of his personal character.

The termination of his honorable and virtuous life has released him from sufferings, which, though borne with serenity and patience have deeply excited the sympathies of his friends; and as we may humbly hope, has admitted

1844 him into that higher and better state of 169.  
being where pain and suffering are not  
permitted to enter.

May we all improve this solemn ad-  
monition, and in view of the instability  
of all earthly objects, be prepared to leave  
the scenes of our duties and labors here  
with a confident and cheering hope of  
enjoying a renewed association with our  
departed friends in a better life hereafter.

H. I. Anderson.

Council Chamber January 23. 1844.

On motion of Mr. French ordered that  
Messrs. French, Anderson, Atwood, Brooks,  
Thickland, and Hunt be a committee  
with such as the house may join to  
take into consideration, and report such  
action as may be deemed an appropriate  
testimonial of respect for the memory of  
the late Hon. Edward Kavanagh.

The clerk of the House informed the secretary  
that Messrs. Blaney of Bristol, Barnes of  
Portland, Allen of Alfred, Jarvis of Surry,  
Tucker of Saco, Hubbards of Paris, Merrill  
of Madison, Paine of Bangor, Wellington of  
Monticello, Lower of Greenville were ap-  
pointed on the part of the House on the  
above committee.

Adjourned.

Wednesday January 24. 1844.

Remonstrance of Moses B. Stevens others  
and

" " Moses Pike others against  
the repeal of the law prohibit-  
ing the setting of nets in the  
country of Washington were re-  
ferred to the committee on  
Fisheries in concurrence

Petition of George W. Andrews for increase  
of pay as adjutant.  
and

" " officers and soldiers of A.  
company of artillery, second  
brigade, second division, for an  
appropriation to build a gun-  
house were referred to the com-  
mittee on the Militia in  
concurrence.

" " Moody E. Abbot and others  
praying that a portion of  
the town of Rumford may be  
set off and annexed to the town  
of Hanover was referred to the  
committee on division of towns  
in concurrence.



Petition of William Stinson praying 176.  
for a license to keep an inn  
in the town of Bowdoinham  
was referred to the committee  
on the Judiciary. Sent down  
for concurrence.

" " John Miller and others of Har-  
ven in aid of the petition of  
James McLean and others  
was referred to the committee  
on Rail Roads and Canals.  
Sent down for concurrence.

The following orders from the house were  
passed in concurrence.

Directing that the papers on which was  
predicated "An act to incorporate the old  
town Western Avenue bridge" be taken from  
the files of the Secretary of State and referred  
to the committee on Roads and Bridges.

That so much of the report of the Land  
agent as relates to lands belonging to the  
State be referred to the Committee on State  
Lands.

Directing the committee on valuation to  
report as soon as may be the number  
of clerks they may require to assist in  
preparing the State valuation.

Mr. Gareton from the committee on division of towns reported order of notice returnable to the present legislature on petitions of Heiam Munter, and Samuel Farrell others and leave to withdraw on petition of Nathan Freeman others. The reports were accepted and sent down for concurrence.

On motion of Mr. Hunt ordered that the committee on the judiciary be directed to inquire into the expediency of passing a law securing to the mortgagee a lien in case of loss, on the amount insured. Sent down for concurrence.

On motion of Mr. French ordered that the committee on the Judiciary be instructed to inquire into the expediency of so amending chapter thirty six of the revised statutes as to give the power of summoning witnesses, and compelling their attendance, to the selectmen, treasurer and clerk of towns while acting in conformity with the fifteenth section of said chapter. Sent down for concurrence.

Resolves providing for the choice of Electors of President and Vice President of the United States (reported from the joint

1744 Select committee to whom was referred 173.  
an order on that subject)

Resolve regulating judicial proceedings (laid on the table in the House)

Bills entitled an act to annex part of the town of Bowdoin to the town of Bowdoinham (reported from the committee on division of towns, on petitions of Hannah Tague and others)

An act to prevent obstructions in Goose River harbor (reported from a select committee in the House) were read once and tomorrow at ten o'clock assigned for the second reading.

The Secretary of State laid before the Senate such returns of stockholders as had been made to the Secretary, by Cashiers of Banks and Clerks of corporations up to the twenty third instant; and on motion of Mr. Rawson they were referred to the committee on Banks and Banking. Sent down for concurrence.

The Secretary of State also laid before the Senate all the county estimates of the several counties, with accompanying papers which has been received by him up to this date. Read and sent down.

On motion of Mr. Fryd the reports of the Warden, Steward and Superintendent of the insane hospitals were taken up and referred to the committee on hospitals for the insane. Sent down for concurrence.

On motion of Mr. Stood the reports of the Warden and Inspectors of the State Prison were taken up and referred to the committee on the State Prison. Sent down for concurrence.

The following message from the Governor was received through the hands of the Secretary of State.

To the President of the Senate.

In compliance with an order of the Legislature, passed on the 18<sup>th</sup> instant, calling for information touching the accounts of Abner B. Thompson, late acting quartermaster general I herewith transmit a communication from the Secretary of State, accompanied by a copy of a report of the council dated June 27<sup>th</sup> 1862, containing the information requested.

Council Chamber January 22. 1864.

H. J. Anderson.

Bill entitled an act relating to sheriffs was read the second time, amended on

18th. Sheet annexed marked A, and on motion 175  
of Mr. Hunt laid on the table.

Bill entitled an act to incorporate  
the Camden Marine Railway Com-  
pany was taken up and passed to be  
engrossed.

Adjourned.



Thursday January 25. 1864.

Petition of Ephraim Colson & others praying  
to be set off from Belfast and  
with part of Prospect be incor-  
porated into a new town by  
the name of Acadia.

Remonstrance of J. B. Martin & others of Prospect

" " James Sprague " "

" " T. B. Grant " "

" " David Stoves " "

" " William Mudgett " "

" " The town of Prospect all against  
a division of said town.

" " of inhabitants of the 12<sup>th</sup> and 13<sup>th</sup>  
School districts in Belfast

" " of inhabitants of Belfast and  
part of the signers of the petition  
of John Gilmore all against the pe-  
tion of said Gilmore and the town  
of Appleton against the petition

State of Stephen Prescott and others were severally referred to the committee on division of towns in concurrence. § 75.

Petition of Edmund Black others for the extension of the jurisdiction of justices of the peace.

" " Oliver Parker and others for the enactment of the town court bills were referred to the committee having that subject under consideration, in concurrence.

" " Andrew Pease praying to have his bond given up, on his paying the cost which has accrued in a suit in favor of the State, was referred to the committee on State lands in concurrence.

" " William Massman of Appleton praying for a divorce  
and

" " Mark Perry others in aid of the same were referred to the committee on petition of Fayette Place in concurrence.

" " William Kendall others praying for the repeal of the fish law of 1843 was referred to the

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committee on Fisheries in concurrence.

Petition of Seth Bryant & others of Montville  
and

" " Sumner Bates & others of Seabrook  
praying for summer sessions  
were referred to the committee  
having that subject under con-  
sideration in concurrence.

" " the Directors of Portland Stage  
Company for authority to  
close their concerns

and

" " William Cobb & for the passage  
of an explanatory act in rela-  
tion to the pauper law were  
referred to the committee on the  
Judiciary in concurrence.

" " Joseph Pomeroy for a pension.

" " T. B. Batchelder in aid of the  
same and deposition of James  
Miller in the same case were  
severally referred to the committee  
on Military Pensions in con-  
currence.

" " John H. Pillsbury & others for the  
passage of a town court bill

July was on motion of Mr. French laid on 179.  
the table.

The following orders from the House  
were passed in concurrence.

Directing the committee on the Judiciary to inquire into the expediency  
of prohibiting the exposure of hides &  
skins near highways.

Directing the committee on summer  
sessions to inquire into the expediency  
of amending article second of the con-  
stitution of this state.

Instructing the Secretary of State to  
furnish to the committee on military  
pensions the papers relative to pensions  
of Joseph Pomeroy and William Quincy.

Referring that part of the land agents  
report which relates to the state roads, and  
bridges on the same to the committee on  
state roads

Directing the committee on division of  
towns to inquire into the expediency of  
altering the line between the towns of  
Clinton and Sebastiecock

The order from the House referring so much  
of the Land agents report as relates to

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a sluice way from Lake Telos to Penobscot lake, to the committee on Interior Waters, was on motion of Mr. Miller referred to the committee on State lands. Sent down concurrence.

Petition of Augustine Haines came up referred to the committee on Judiciary in concurrence.

Bill entitled an act to prevent obstructions in Goose River Harbour.

and

Resolve regulating judicial proceedings were read the second time and passed to be engrossed in concurrence.

Mr. Brooks from the committee on division and alteration of counties reported order of no time returnable to the present legislature on petition of the town of Sebago and petition of Joseph Rankin others; the reports were accepted and sent down for concurrence.

Bill entitled an act to annex part of the town of Bowdoin to Bowdoinham was read the second time, and passed to be engrossed.

Petition of the inhabitants of Lowell praying that the selectmen, town clerk, and treasurer of said town, for the time being, be constituted



1864 a board of trustees of the School fund of 1861.  
Said town was referred to the committee on  
education sent down for concurrence.

The report of the committee on Interior  
Waters on petition of Charles Collins came  
up nonconcurring, and referred to the  
committee on roads and bridges. The Sen-  
ate receded from its former vote, and referred  
the petition in concurrence.

The report of the committee on division  
and alteration of counties on the petition of  
the town of Setago came up nonconcurring  
and recommitted. The Senate receded and  
concluded.

On motion of Mr. Hunt the Senate proceed-  
ed to the consideration of Bill entitled an act  
relating to Sheriffs, and on his motion  
the bill was referred to the committee on  
the judiciary. Sent down for concurrence.

Mr. Deering moved a reconsideration  
of the vote by which bill entitled an  
act to annex part of the town of Bowdoin  
to Bowdoinham was passed to be engrossed,  
and on his motion the motion and bill  
were laid on the table.

On motion of Mr. Swan, the Senate proceed-  
ed to the consideration of An act to incorporate  
the Camden Marine Railway Company.

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The rule being suspended Mr. Swan moved a reconsideration of the vote by which the Senate agreed to the amendment on sheet marked A.

On motion of Mr. Sawtelle the bill was laid on the table.

Mr. Otis from the committee to whom was referred the treasurer's bond reported that they had examined said bond and that in their opinion it was good and sufficient. Accepted and sent down for concurrence.

Resolves providing for the choice of electors of President and Vice President of the United States were read the second time and passed to be engrossed. Sent down for concurrence.

Adjourned.

Friday January 26. 1844.

Resolved authorizing the committee on State valuation to employ clerks (reported from the committee on State valuation on an order relative to employing clerks by said committee) was read once and half past eleven this day as signed for the second reading.

Petition of James Tractpole & others of Waterville

and

" " Robert Ayer " " Winslow for reduction of tolls on Sebasticook bridge referred to the committee on roads and bridges in concurrence.

" " John Taylor & others of Waterville and

" " David Bliss " " Limington praying for summer sessions of the legislature was referred to the committee having that subject under consideration in concurrence.

" " James Crosby & others to be created a body corporate by the name

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of the Bangor Mercantile Association was referred to the committee on education in concurrence.

Petition of Jonathan Eddy and others of Penobscot County for reduction of tolls on Penobscot River and further regulation of the same was referred to the committee on interior waters in concurrence.

" " Isaac P. Haynes and others for an increase of bounty on Wolves was referred to the committee on Indian Affairs in concurrence.

" " N. E. Amersess and others praying for an appropriation to repair the road from Wilson to Moore Head Lake was referred to the committee on State Roads in concurrence.

" " Joseph Emery and others of South Berwick praying that their lands lying in Utiok may be taxed in South Berwick was referred to the committee on division of towns in concurrence.

1844. Petition of Joseph Miller & others in 185.  
favor of the plurality sys-  
tem of voting in elections  
was referred to the committee  
having that subject under  
consideration in concurrence.

" Abner Taylor and others of  
Bangor for an alteration of  
law respecting the survey  
of boards was referred to the  
committee on Manufactures  
in concurrence.

The following orders from the House were  
passed in concurrence.

Instructing the committee on the judi-  
ciary to inquire into the expediency of  
changing the time of holding the terms  
of the Supreme Judicial Court in the county  
of Lincoln.

Instructing the committee on fisheries  
to inquire into the expediency of protect-  
ing by law the fish in Newell's river  
from destruction.

Directing the same committee to in-  
quire into the expediency of requiring  
the Kennebec Locks and Canals Company  
to keep open a Fish way in Kennebec dam.

Directing the committee on state roads  
to inquire into the expediency of providing  
for the repair of the Canada road



Mr. Garcelon from the committee on Division of Lands reported leave to withdraw on petition of Peter Tolson and others. The report was accepted and sent down for concurrence.

Mr. Sawtelle from the committee on the judiciary reported leave to withdraw on petition of Liles Merrill & others accepted and sent down for concurrence.

Mr. Cunningham from the committee on State Lands reported leave to withdraw on petition of Hiram Braddock. The report was accepted and sent down for concurrence.

Mr. Cunningham from the same committee reported a statement of facts on petition of Jacob Main, adverse to the prayer of the petition. On motion of Mr. Rose the report was laid on the table.

On motion of Mr. Townsend the report of the committee appointed to contract for the job printing for the state was taken up and on motion of Mr. French: it was laid on the table and this day next assigned for its further consideration.

On motion of Mr. Deering the Senate proceeded to the consideration of bills entitled

1864. An act to annex part of the town of 187.  
Bowdoin to the town of Bowdoinham. The  
vote passing the bill to be engrossed was  
reconsidered. Mr. Deering moved that the  
further consideration of the bill be in-  
definitely postponed, and pending that  
motion the bill was on motion of Mr.  
Hunt laid on the table.

Bill entitled an act for the preservation  
of Salmon, Shad and Hewives in Georges  
river and tributary streams (reported from  
the committee on Fisheries on petition of  
Edward T. Libby and others) was read once, and  
on motion of Mr. Mitchell laid on the table  
and three hundred copies ordered to be printed  
for the use of the legislature.

Resolved authorizing the committee on  
State valuation to employ clerks was  
read the second time and passed to be en-  
grossed. Sent down for concurrence.

On motion of Mr. Sawtelle ordered, that  
the committee on the Judiciary be instructed  
to inquire whether any, and what alterations  
are necessary to be made in the forty fourth  
chapter of the revised statutes, and report by  
bill or otherwise. Sent down for concurrence.

Resolved in favor of James Robinson reported  
from the committee on Military pensions  
on petition of said Robinson and

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Resolved authorizing the land agent to improve the Eastern Abbotston road (reported from the committee on State roads, to whom was referred so much of the governors message as relates to said road) were read once and tomorrow at ten o'clock assigned for the second reading.

On motion of Mr. Warren ordered, that Messrs. Warren, Garcelon and Lowell with such as the House may join be a committee to inquire into the expediency of so modifying section second of an act entitled an act dividing the town of Deer Isle into two districts for election purposes, that all the Islands lying South of Thurlow Island, Russ Island and Devils Island shall belong to election district Number two:— Also of so modifying section fifth of said act, that some person other than a selectman of said town of Deer Isle may be chosen to preside at the election meetings in district Number two. Sent down for concurrence.

On motion of Mr. Sawbelle the Senate proceeded to the consideration of Bill entitled an act to incorporate the Camden Marine Railway Company. The question being the motion of Mr. Swan to reconsider the vote whereby the Senate agreed to the

1864 amendment on sheet marked A 189.  
was decided in the negative by  
yeas and nays as follows

Yeas. Messrs. Dana, Knowlton, Miller,  
Millet, Sawtelle, Smiley, Swan,  
Walker and Warren - - 9.

Nays. Messrs. Anderson, Atwood, Brooks,  
Brown, Chadwick, Grant, Cun-  
ningham, Deering, French, Faye,  
Varcelon, Holmes, Lowell, Mitch-  
ell, Otis, Rawson, Rose, Stick-  
land, & Townsend - - - 19.

The bill was then passed to be engrossed.

Bill entitled an act to repeal an act  
entitled "an act respecting agencies  
of foreign insurance companies within  
this state" approved March 22, 1863 was  
taken up and passed to be engrossed.  
Sent down for concurrence.

Adjourned.



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Petition of Gowan Wilson and others  
praying to be incorporate  
into the Eliot and Ricker  
Mutual fire insurance  
company.

• Ezekiel Hall and others for a  
new Probate District in Lin-  
coln.

• Charles Skewen and others of  
Penobscot county for a change  
of the time of holding the law  
term of Supreme Judicial court  
were severally referred to the  
committee on the Judiciary in  
concurrence.

• Barker Bates for repayment of a  
fine was referred to the committee  
on claims in concurrence.

• David Hunt and others of Mount-  
ville asking for a reduction of  
salaries was referred to the committee  
on retrenchment in concurrence.



Petition of David Strout of Limington for 191.  
a pension was referred to the  
committee on Military pension  
in concurrence.

Moses L. Maybury and others for  
Summer Session of the Legislature  
was referred to the committee  
having that subject under  
consideration in concurrence.

Remonstrance of Josiah Myrick and others  
of Newcastle against the pas-  
sage of the new court bill or  
any bill like it in principle  
was referred to the committee on  
increasing the jurisdiction of  
Justices of the Peace in concurrence.

Petition of John Alexander and others for  
the establishment of a Probate  
District in the eastern section  
of Lincoln County was referred  
to the committee on the Judic-  
iary. Sent down for concurrence.

The following orders from the House were  
passed in concurrence.

Directing the committee on division and  
alteration of counties to inquire into the  
expediency of altering the line between  
Somerset and Piscataquis north of

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Moose Head Lake.

Directing the Secretary of State to deliver to the chairman of the committee on Military pensions the papers relating to the pension of David Shout.

Instructing the committee on the Judiciary to inquire into the expediency of altering the law so that copies of all petitions to the legislature shall be served on parties interested sixty days before the meeting of the legislature.

Directing the same committee to inquire into the expediency of allowing additional officers to plantations.

Directing the committee on education to inquire into the expediency of altering the law relative to the duties of superintending school committees.

An order from the House directing the committee on fisheries to inquire into the expediency of repealing the law authorizing the Kennebec Locks and Canals company to demand tolls on the passage of boats was amended by striking out "Committee on fisheries" and inserting a joint select committee and Messrs Townsend, Hunt and Strickland were appointed on the part of the Senate.

The order relative to lighting toll bridges was taken up and indefinitely postponed in concurrence.

Mr. Anderson from the joint select committee appointed to report some appropriate mode of testifying the respect of the legislature for the memory of the late Edward Kavanagh reported the following resolves.

Whereas the erection at the public expense of splendid monuments to commemorate the distinguished dead is alike incompatible with the simplicity and frugality of a republic, it is the more imperative upon such a government, to place upon public record, the testimony of the high estimation in which those citizens are held, who having been long tried in the service of the state, have acknowledged their part; and by so doing, transmit their names to posterity as incentives to emulate their example. Therefore

Resolved, that we deem it proper to state that Mr. Kavanagh, from the commencement of his public life, through his honorable and successful career, possessed the full and unbounded confidence of his fellow-citizens and was endeared to them by many virtues and excellencies that attached to his char-

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asker. Possessing as he did in an eminent degree urbanity and modesty, and to a polished education, uniting good sense and a generous patriotism, all who knew him, held him in high estimation.

The earliest production of this highly esteemed man, which was presented to the public view, was a letter in favor of liberal principles, and during his whole life the various expressions of his sentiments, were in accordance therewith. Having occupied, at home and abroad, offices of high importance, and receiving both from the people, and executive officers, trusts of magnitude and responsibility, ample opportunity was afforded for the exercise and display of that ability and worth, which the several elevated stations he occupied, appeared largely to share.

In all the relations of private life, he was kind and affectionate. In the distinguished places he was called upon to fill, he sustained himself by faithfulness and attention to the various and complicated duties that devolved upon him. Integrity and uprightness, were with him prominent characteristics.

Few men have attained to so much excellence and purity of character, and but seldom are we called to deplore the loss of an individual, more justly en-



1811/4 fitted to our unfeigned regrets. To sympathize 195  
thus with the afflicted family, thus de-  
prived of an ornament and support, is  
suitable and becoming - to offer them our  
condolence upon this mournful occasion  
is just and proper.

Resolved, that inasmuch as the  
character of Mr. Stavanagh is so well  
known, and his high moral worth so well  
appreciated and greatly valued, it ap-  
pears to be unnecessary more fully to enu-  
merate the striking and interesting traits,  
that have commended themselves to the  
favorable notice and regard of the peo-  
ple of this country and the state, and  
procured for him a distinguished office,  
as the minister of our Republic to a fore-  
ign court.

All are familiar with his history - all  
have admired, honored, applauded him.

He has passed away from the scene of  
his earthly labors, and is no more among  
us. He lives however in our recollections, in  
our admiration of his exalted and liberal  
views, in our veneration of his virtuous life,  
in our respectful and cherished esteem for  
his memory and the tribute we design to  
pay. Shall be honest and sincere.

It is well to consider that death makes no  
distinctions, that all classes and every con-  
dition of men sink under its fatal  
stroke, and that earthly honors and glory  
are only as the fading flower and withering



graph. The lesson before us, is solemn and admonitory, and teaches that the proudest attainments, and most lofty acquisitions, are perishable. It reminds us that rectitude of principle and purity of character, are worthy of assiduous and constant cultivation and that the Savor of a good name is precious and enduring.

Resolved that remembering the private virtues of the deceased, we tender to his relatives the expression of our sympathies on this afflictive event, and remembering his pre-eminent worth as a citizen and a public officer we mourn with the whole people of Maine, the loss of one of her best and most distinguished sons.

Resolved that the members and officers of both branches of the Legislature, attend a discourse in memory of the deceased, to be pronounced on Wednesday next by the Rev. John H. Ingraham.

Resolved, that a copy of these resolutions be entered upon the journals of both Houses, and that a copy of them signed by the Governor, be transmitted by the Secretary of State, to the surviving brothers and sisters of the deceased.

The resolves were read and passed and sent down for concurrence.

1844. Mr. Hunt from the committee on en- 197.  
grossed bills reported as truly and cor-  
rectly engrossed.

Bill entitled an act to prevent obstruc-  
tions in Hoos river harbour, and the same  
was passed to be enacted.

The same committee reported as truly and  
correctly engrossed.

Resolves regulating judicial proceedings  
and it was finally passed.

Mr. Sawtelle from the committee on the  
Judiciary reported legislation inexpedient  
on the subject of an order relative to  
abolishing all laws for the collection of  
debts under twenty dollars, also an  
order relative to abolishing imprisonment  
for all debts under one hundred dollars:  
also leave to withdraw on petition of  
Isidore F. Tavor: and order of notice  
returnable to the present legislation on  
petition of Joshua Patterson. The reports  
were severally accepted and sent down  
for concurrence.

Mr. Sawtelle from the same committee  
made a report asking to be discharged  
from the further consideration of the  
petition of Henry Brown and others, and  
recommending its reference to a joint

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Select Committee. The report was accepted and Messrs. Tallman, Rawson and Holmes appointed on the part of the Senate. Sent down for concurrence.

Mr. Shickland from the committee on Interior Waters reported order of notice returnable to the present legislature on petition of James N. Cooper & others and Jonathan Eddy and others. The reports were accepted, and sent down for concurrence.

Mr. Frye from the committee on Education reported leave to withdraw on petition of John Dudley and others; and legislation inexpedient on an order relative to amending Chapter Seventeenth of the revised Statutes.

Mr. Miller from the committee on State Roads reported leave to withdraw on petition of James Brown and others. Accepted and sent down for concurrence.

Mr. Barcelona from the committee on division of lands reported order of notice returnable to the present legislature on petition of Rufus White and others. Accepted and sent down for concurrence.

Mr Brooks from the committee on divis

1844. in and alteration of counties reported 199.  
order of notice returnable to the present  
legislature on petition of the town of Se-  
bago. Accepted and sent down for con-  
currence.

Mr. Walker from the committee on  
roads and bridges reported order of notice  
returnable to the present legislature on  
petition of Robert Ayer and others. Accepted  
and sent down for concurrence.

Mr. French from the committee on  
the Militia reported leave to withdraw  
on petition of George W. Andrews. accepted  
and sent down for concurrence.

Resolved authorizing the land agent to  
improve the Eastern Swallowtail road.

and

Resolved in favor of James Robinson  
were read the second time and passed  
to be engrossed. Sent down for concurrence.

Mr. Cha. dwick from the committee  
on incorporation of towns reported refer-  
ence to the committee on division of  
towns on petition of Asa Smith & others.  
Accepted and sent down for concurrence.

The report of the joint select committee  
to whom was referred the petition of S. L.  
Woodman for a divorce (giving leave to



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being in a bill was recommitted, with instructions to report a statement of facts in concurrence.

On motion of Mr. Hunt the Senate proceeded to the consideration of Bill entitled an act to annex part of the town of Bowdoin to the town of Bowdoinham.

The question, being the motion to postpone indefinitely the further consideration of said bill was decided in the affirmative. Sent down for concurrence.

Bill entitled an act to incorporate the trustees of Litchfield Academy (reported from the committee on education on petition of Thomas Davis and others)

An act to incorporate the Bangor Mercantile Association (reported from the committee on education on petition of James Crosby and others)

and

Resolved providing for the repair and improvement of the Fish River road (reported from the committee on state roads on an order on that subject) were read once and Monday next at ten o'clock assigned for the second reading.

Adjourned.