

Monday, January 31st 1842.

Memorial of ninety three persons in favor of
the petition of Jurgus McLain
and others;

Read and referred to the Committee on the
Division of Towns, in concurrence.

Petition of E. H. Burr and fifty three others,
of Brewer, for a reduction of their
State valuation;

Read and referred to the Committee on State
Valuation, in concurrence.

Petition of John Brown for remuneration
for services rendered the State;

Read and referred to the Committee on Claims,
in concurrence.

Petition of Passagassawakeag Temperance
Society for a repeal of the License
Laws;

Read and referred to the Committee on License
Laws, in concurrence.

Petition of Jacob Berry and others for a repeal of the
Law relating to Hawkers and Pedlars;

Remonstrance of the town of Wadsworth against the
formation of a new Probate District
in the County of Lincoln;

Severally read and referred to the Committee on the
Judiciary, in concurrence.

Remonstrance

Remonstrance of Harrison Whiting and others;
 " Town of Fairfield, by their Agents,
 against the petition of Elphalot,
 Allen and others;

Severally read and referred to the Committee on Division
 of Towns, in concurrence.

The following Orders came up from the
 House, and were severally read and passed, in
 concurrence, to wit:

That the Standing Committee on Indian Affairs
 be directed to inquire into the expediency of
 amending the twenty seventh Section of the fifteenth
 Chapter of the Revised Statutes so that the Passamaquoddy
 Indians shall receive five hundred dollars
 in provisions instead of clothing, as at present
 provided:

That the same Committee be directed to inquire
 into the expediency of authorizing the Agent of the
 Passamaquoddy Indians to appoint a sub or deputy,
 residing near the Indian townships, for the protection
 of their timber -

Resolve in favor of certain Soldiers of the town of
 Parkman, came up from the House, that,
 body having nonconcurred with the Senate
 in its indefinite postponement, and passed
 the same to be engrossed: The Senate
insisted on its former vote, proposed a
 conference, and appointed, as Conferees,
 Myles Eastman, Farnsworth and Elliot.
 Sent down for concurrence.

The Report

The Report of the Committee on Roads and Bridges, on the petitions of John A. Gilman and others, and Joseph Chase and others, came up from the House amended, by striking out the words "Nale Roads," and inserting "Nale Lands": The Senate receded from its former vote, and concurred in said amendment: —

Resolve in favor of Albert Hanson, of Belfast, came up from the House non concurred: The House having passed the same to be engrossed: On motion of Mr. Humphrey, the Senate receded from its former vote, and the same was amended, as on sheet marked A, and passed to be engrossed:
Sent down for concurrence.

Resolve in favor of Joseph Salvo and Sebastian Kiptane;

" to pay the expenses of certain Indians of the Penobscot Tribe;
were severally read a second time and passed to be engrossed:
Sent down for concurrence.

Adjourned!

Wm: Lee Haskell, Secretary.

Tuesday, February 1st 1842.

Petition of Ai Waterhouse and others for an alteration or repeal of the Law regulating Haawkes and Pedlers;
Read and referred to the Committee on the Judiciary, in concurrence.

Petition of Jeremiah Curtis, and others Directors and Stockholders in the St. Croix Bank, for permission to Surrender the Charter of that Institution;
" " the same for the remission of the Bank's tax due from that Institution to the State;
Severally read and referred to the Committee on Banks and Banking, in concurrence.

Petition of Loring T. Wheeler and ninety five others for leave to build a Bridge from Eastport to Perry;
Read and referred to the Committee on Roads and Bridges, in concurrence.

Petition of the Selectmen of Gorham;
" " " Agents of Plantation of Gorham;
Severally praying for an abatement of State tax and reduction of State valuation:
Read and referred to the Committee on State Valuation, in concurrence.

Petition

1842 Petition of David Walker and others for an Act of incorporation for a Woolen 159
Factory in the town of Brookfield;
Read and referred to the Committee on Manufactures.
Sent down for concurrence.

The following Orders from the House were
severally read and passed in concurrence, to-wit:

That the Committee on the Judiciary be
directed to inquire into the expediency of amending
the Law in relation to the collection of Taxes in
Shoer districts:

Directing the same Committee to inquire into
the expediency of providing by Law that Justices of
Courts may preside in trials pending in said Courts,
in causes where the Town or City in which said
Justices reside may be interested in the event of the
suit.

Directing the same Committee to inquire
into the expediency of repealing any part of the
fifteenth Section of the one hundred and fourteenth
Chapter of the Revised Statutes, and the amendment
made thereto by the Legislature of 1841.

Directing the Committee on Interior
Affairs to inquire into the expediency of authorizing
the town of Machias to build a bridge across
tide waters.

Directing the same Committee to inquire
into the expediency of amending the Act regulating
private Boats in Kennebec River.

Authorizing the Committee on Military
Pensions to take from the files of the Secretary of
State's Office all papers in relation to the petition
of Joseph Penroy, of Levant, for a pension.

Resolve

Thurs. Feb. 1st 1842

Resolves providing for the repair of the State Road from Wilton to Moose Head Lake (reported by the Committee on State Roads) was read once, and tomorrow at ten o'clock assigned for a second reading.

On motion of Mr. Humphrey, the Bill, entitled An Act providing for the appointments of certain officers of the Indian Tribes, was taken up, and the question of its passages to be engaged being ordered to be taken by Yeas and Nays, was decided in the affirmative, as follows, to-wit:

Yeas: Messrs. Ayer, Bridgman, Clough, Eastman, Farnsworth, Fairfield, Frye, Goodwin, Kavanaugh, Pullen, Smart, Smith of Somerset, Smith of Cumberland, and Loring. 11.

Nays: Messrs. Howard of Franklin, Barnard, of Oxford, Bennett, Blake, Bodwell, Brown, Burleigh, Elliot, Harison, Humphrey, Lane, Leavitt and Stetson. 13.

Sent down for concurrence.

The Secretary of State laid before the Senate the Returns from the following Agricultural Societies, to-wit:

- "East Somerset;"
- "Franklin County;"
- "Somerset Central;" and,
- "Kennebec County,"

being all that had been made prior to this day; and the same were referred to the Committee on Agriculture.

Sent down for concurrence.

Petition

160 Petition of Charles Staples, David Kearzer and
Nathanil Ellsworth, praying that a
certain tract of land may be
relinquished to them on payment of
taxes: 161

Read and referred to the Committee on State Lands, in
concurrence.

Mr. Eastman, from the Committee on
the Judiciary Reported, legislation inexpedient on
the subject of an Order in relation to the issuing
of executions on recognizances for debt;

Also on an Order in relation to Claims
against insolvent estates.

Read and accepted. Sent down for concurrence.

The same Committee Reported
leave to withdraw on the petition of the Selectmen
of the town of Baring;
Read and accepted. Sent down for concurrence.

Resolve to enable the guardian of the heirs of
Delafayette Ballard to reform a deed;
(reported by the Committee on the Judiciary,
was read once, and tomorrow at ten o'clock
assigned for a second reading.

A message was received from the
Governor transmitting the proceedings of the Common
Council of the City of Alexandria, on the subject of
the retro-cedion of the City and County of
Alexandria to the State of Virginia:

Read and referred, with the accompanying papers, to
the Committee on the Judiciary.

Sent down for concurrence

(A Message)

Thurs Feb 14

A Message was received from the Governor,
transmitting a Memorial of the New York Lyceum:
Read and referred to the Committee on the Library.
Sent down for concurrence.

Mr. Smith, of Cumberland, with leave
of the Senate, laid upon the table a

Resolve in favor of Westbrook Seminary:

Read and referred to the Committee on Literature and
Literary Institutions:
Sent down for concurrence.

Resolve in favor of Oliver Root was taken up; and
on motion of Mr. Smith, of Cumberland, the
same was re-committed.

Resolve in favor of certain soldiers of the town of
Larkman, came up from the House with
Messrs. Lowell, of Abbot,
Cory " Augusta, and
Dunn " Poland;
appointed Conference.

Adjourned.

Attest: Sere Haskells, Secretary.

Wednesday, February 27, 1842.

Petition of John Moor, and sixty five others, praying for the action of this Legislature in favor of an amendment of the Constitution of the United States, wherein it provided for the delivery up of fugitive Slaves;

" " Ezekiah Winslow, and fifty two others, that the Law authorizing the appointment of an Inspector General of Beef and Pork may be repealed, and a Law passed authorizing the Governor and Council to appoint one Inspector in each County;

were severally read and referred to the Committee on the Judiciary in concurrence.

Petition of Inhabitants of Turner, praying that the question of amending the Constitution so that the Legislature may hold its sessions in the summer be submitted to the people:

Read and referred to the Committee on changing the time of the meeting of the Legislature, in concurrence.

Petition of John H. Pillsbury to be released from the payment of certain notes;

Read and referred to the Committee on State Lands, in concurrence.

Petitions

1844

Wed. Feb. 24

1844

Petition of Earl M. Norton and Roswell Robbins to,
be let off from Solon, and annexed to the
town of Madison;

Read and referred to the Committee on the Division
of Towns, in concurrence.

Petition of John Kielby and others in aid of the
petition of S. F. Wheeler and others;

Read and referred to the Committee on Roads and
Bridges, in concurrence.

The following Orders from the House
were severally read and passed in concurrence, to-wit:

That the Committee on the Judiciary be
instructed to inquire into the expediency of prohibiting
the sale of liquor within one mile of any military
review, except by license issued, in the pursuit of
their ordinary business;

That the Committee on the Militia be
directed to inquire into the expediency of allowing
officers, soldiers and musicians, going to, and returning
from parades, to pass all Ferries free of Toll;

That the Committee on Division of Towns, be
directed to inquire into the expediency of altering
the East line of the town of Old Town;

That the Committee on State Valuations be
instructed to inquire into the expediency of reducing
the valuation of the town of Princeton, and making a
corresponding abatement of the State tax of said town
for the year 1844.

Resolve on the petition of Sarah M. Bannister, (reported
from the Committee on the Judiciary) was read once, and
this day at half past eleven o'clock adjourned for a second reading.

Resolve

1842. Resolve in favor of Charles H. Hayden, (reported 115.
from the Committee on Claims,) was read
once, and tomorrow at ten o'clock assigned
for a second reading.

providing for the repair of the State Road
from Wilton to Moose Head Lake, was read
a second time and passed to be engrossed
as amended on Sheet marked A.

Sent down for concurrence.

in favor of Hozekiah Lombard, was read a
second time and passed to be engrossed, as
amended on Sheet marked A.

Sent down for concurrence.

to enable the guardian of the heirs of Celafayette
Ballard to reform a deed, was read a second
time and passed to be engrossed.

Sent down for concurrence.

On motion of Barnard of Franklin

Ordered; That the Committee on the Hospitals for the Indians,
inquire into the expediency of abolishing the
office of Assistant Physician to that
Institution.

Sent down for concurrence.

Petition of Albert Moor and others that County Officers
may be chosen by the people;

Read and referred to the Committee on the County Officer Bill.
Sent down for concurrence

Petitions

Petition of B. Wiggins and others against the repeal
of the Law giving a bounty on the destruction
of Beards and Wolves:

Read and referred to the Committee on the Judiciary.
Sent down for concurrence.

The Committee on Engrossed Bills, report
as correctly engrossed the Bill entitled

An Act to incorporate the proprietors of Mount Moriah
Cemetery;

and the same passed to be enacted:

Report of the Committee on State Lands, on the petition
of W. W. Thomas and others, was taken up; and
on motion of Mr. Smith of Somerset, decommitting;
Sent down for concurrence.

Resolve on the petition of Sarah W. Bannister
was read a second time and passed
to be engrossed;
Sent down for concurrence.

Adjourned!

Wm. Levi Haskell, Secretary.

Thursday, February 3^d 1842.

Petition of Peter Knight and twenty seven others, for an alteration of the Act establishing the Municipal Court of Bath;

Read and referred to the Committee on the Judiciary in concurrence.

Petition of Daniel Skilton and others;
Daniel Anthoine and others;
John W. Appleton and others;
severally praying that the inhabitants of
Cape Elizabeth may be allowed to pass
Vaughan's Bridge free of toll;

" " Inhabitants of Nobleboro', Newcastle
and Bristol for a reduction of toll on
Camariscotta Bridge;

were severally read and referred to the Committee
on Roads and Bridges, in concurrence.

Petition of John Rodgers for an appropriation of
land for the benefit of Revolutionary
Soldiers;

Read and referred to the Committee on State Lands, in
concurrence.

Petition of the Selectmen of Smyrna;
" " " " " Sullivan, severally praying
for a reduction of State tax in said town;

Read and referred to the Committee on State Valuation,
in concurrence.

Petition

Petition of Charles Heath and others that a part of
the town of Berlin be annexed to Madrid;

" " Samuel Sprague and fifty one others
for the division of the town of Avon;

Remonstrance of the Selectmen of Sidney against the
petition of Joseph Davis;

were severally read and referred to the Committee on
Division of Towns, in concurrence.

Petition of Sariah Wentworth, and forty three others,
of Vassalborough for the repeal of License
Laws;

Read and referred to the Committee on License Laws, in
concurrence.

The following Orders from the House
were severally read and passed in concurrence, to wit;

That the Chairman of the Committee on Military Pensions
be authorized to draw from the files of the Senate the
petitions and papers relating to the application of
James Robinson for a pension;

That the Chairman of the Committee on Claims be
authorized to draw from the files of the Senate papers
in case of B. Brown and John Hoodhaus; also

That said Committee be directed to examine the
accounts of the town of Albany and Hodgdon, against
the State, for the years 1839 and 1840, and correct
any manifest error therein;

That the Committee on Valuation be directed
to inquire into the expediency of reducing the State
valuation of the town of Sanford, and abating the
State Tax for the year 1841. —

That

That the Committee on Valuation confine the action to papers referred to it by the joint action of the two Houses and that no alteration shall be made and reported by said Committee unless it appears there is manifest error in the valuation of last year and only for the correction of the same.

That the Committee on Pardon of Torts, by their Chairman, be directed to take from the files of the Secretary of State the Petition of John L. Penn, and William Hildens and others.

Mr. Eastman for the Committee on the Judiciary Reported legislation inconsistent on an Order in relation to limiting the time within which writs shall be brought against Deputy Sheriffs and accepted in certain cases: Also on an Order in relation to the choice of Collectors of Short Duties; Also on an Order in relation to the collection of Taxes on non-resident lands. —

Read and accepted. Set down for concurrence.

The Committee on the Judiciary made a Report asking leave to be discharged from the further consideration of the Resolves of the Legislature of Massachusetts concerning the public lands; and recommend the reference of the same to the Joint Committee who have under consideration so much of the Governor's Message as relates to the distribution of the proceeds of the public lands.

Read and accepted. Set down for concurrence.

The same Committee Reported upon an Order in relation to prohibiting the sale of Spirituous Liquors at Military Reviews asking to be discharged from the further consideration of the same, and recommending the reference to the Committee

Committed on the Grand Law.

Read and accepted: Sent down for concurrence.

The same Committee Reported leave to withdraw on the Petition of John Moor and sixty five others.

Read and accepted: Sent down for concurrence.

Mr. Smart from the Committee on Albion. Reported leave to withdraw on the Petition of John Brown.

Read and accepted: Sent down for concurrence.

Resolved in favor of Charles H. Hayden,

was taken up, and indefinitely postponed:

Sent down for concurrence.

Mr. Allen from the Committee on Interior Waters, to which were referred two Orders in relation to repealing or amending the Act incorporating the Kennebec Log Driving Company. Reported legislation impudent on that subject.

Read and accepted: Sent down for concurrence.

The same Committee Reported leave to withdraw on the Petition of Abner Denney.

Read and accepted: Sent down for concurrence.

Mr. Sewall announced that Levi Scott, Senator elect from the ninth Senatorial District was present, and ready to take and subscribe the necessary Oath. He was conducted by Mr. Sewall to the Governor and Council; before whom he took and subscribed the oath required by the Constitution to qualify him to enter upon his office elected, and took his seat at the Senate Board.

Mr. Postell

Mr. Bodwell, from the Committee on 171
Incorporation of Towns: Reported order of notice on the Petition
of the Town of Palermo.

Read and accepted. Sent down for concurrence.

Mr. Smith from the Committee on Military
Pensions, to which was re-committed the Petition of Robert Maxwell,
Reported leave to withdraw.

Read and accepted. Sent down for concurrence.

Mr. Eastman from the Committee on the
Judiciary, to which was referred the "Report of a Select Committee"
of the House of Delegates of Virginia, on the subject of the
controversy with New York, with accompanying documents.
Also, "Resolves" of the General Assembly of Maryland, upon the
same subject; Reported that legislation is inexpedient on these
subjects.

Read and accepted. Sent down for concurrence.

On motion of Mr. Farnsworth
(Ordered): That Messrs Farnsworth, Hanscom and Linnell,
with such as the House may join, be a Committee
to take into consideration when the Legislature may
have a recess.

Read and passed. Sent down for concurrence.

Mr. Elliot, from the Committee on Roads
and Bridges, made a Report asking to be discharged from the
further consideration of the Petition of Joseph Sealy, and
recommended that the same be referred to the Committee on
State Lands.

Read and accepted. Sent down for concurrence.

Bill

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Thurs. Feb 3^d

Bill entitled

Not to extend the time allowed the Exchange Bank to
do its concerns; (reported from the Committee on
Banking and Banking;)

for taking Depositions in certain cases; (reported
from the Committee on the Judiciary;)

Resolved for furnishing towns and plantations with Books and
Maps; (introduced into the House;)

were severally read over, and tomorrow at eleven of the clock
appointed for a second reading.

The Secretary of State laid upon
the table an Abstract of such Returns as had been made
by the Inspectors of Fish; also a list of delinquent Inspectors.
Read and referred to the Committee on Interior Fisheries.

Sent down for concurrence.

Adjourned.

Met: Vere Haskell. Secretary.

Friday, February 4th 1842.

Petition of Robert H. Gardiner and others for leave to build a
Bridge:

Read and referred to the Committee on Roads and Bridges in
concurrence.

Petition of the Town of Lyman for a separate
representation:

Read and referred to the Committee on Apportionment, in concurrence.

Petition of Robert Stacy and others, inhabitants of Elliot that Real
Roads may be taxed as Real Estate in the Towns through
which they are located:

Read and referred to the Committee on the Judiciary, in concurrence.

Petition of John Sawyer and others, inhabitants of Litchfield to be
set off from Litchfield and annexed to Wallingford:

Read and referred to the Committee on Division of Towns,
in concurrence.

The Report of the late Warden of
the State Prison, was taken up; and,

(On motion of Mr. Patterson,
referred to the Committee on the State Prison.

Put down for concurrence.

The following Orders from the House were
severally read and passed, in concurrence; to-wit:

That the Committee on the Judiciary inquire
into the expediency of repealing so much of the
Revised

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And Feb 4th

Revised Statutes as related to the bounty on animals:

That the same Committee be directed to inquire into the expediency of altering the Laws regulating the furs of skins of beasts.

That the Committee on State Lands be directed to inquire into the expediency of granting to the town of Greenbush certain lands to aid said town in making the Greenfield road.

Order from the House: That

Messrs. Sherburne, of Phelps
Sivall, " Adirondack, and
Pike, " Schofield,

with such as the Senate may join, be a Committee to inquire into the expediency of providing by law, that the Reporter of the Decisions of the Supreme Judicial Court be paid a stated salary for his services; and that the copy right of the Reports be reserved to the State; and that they be published by contract with the State.
Read and passed; and

Messrs. Smart,
Hyslop, and
Hobbs, were joined in concurrence.

Order from the House: That the Maritime Frontier Committee inquire into the expediency of urging upon the National Government the importance of a military road from Calais to Houlton, and of erecting the fortifications on the Eastern Frontier recommended to the War Department by General Wood.

Read and passed in concurrence.

Order

1820. Order from the House: appointing

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Messrs. Abel, of St. George,
Gony, " Augusta,
Lyons, " Lake,
Mazzy, " Sumner,
Perkins, " Wallerell,
Quail, " Seabury, and
Pitcher " Belmont,

and such as the Senate may join, a Committee to take into consideration the subject of a General Law regulating Corporations; and that they be directed to Report a Bill to that effect.
Read and passed; and

Messrs. Smith; of Cumberland,
Atty, and
Hoy, were joined, in concurrence.

Resolved authorizing the Governor to erect certain
Monuments

(came from the House referred to a Select Committee, consisting on the part of the House, of

Messrs. Bradbury, of Calvert,
Washington, " Greene,
Atty, " St. George,
Piquay, " Sumner,
Horne, " Seabury,
Quail, " Belmont, and
Smith " Hoy.

Read; and

Messrs. Bridgman,
Scott, and
Lime, were joined, in concurrence.

On motion

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On motion of Mr. Farnsworth:

Ordered: That the Committee on the Judiciary be directed to inquire into the expediency of amending the law in relation to the distribution of Treasurers Warrants, Tax Warrants and Election Returns.

Sent down for concurrence.

On motion of Mr. Goodwin,

Ordered: That the Committee on the Judiciary be directed to inquire into the expediency of providing by law that minor heirs in this State shall be taxed for their personal estate in the towns where they live and have their home, although their Guardians may not reside within that State.

Sent down for concurrence.

On motion of Mr. Patterson

Ordered: That the Committee on the State Prison, to which was referred the Report of the late Warden and Inspectors, have power to send for persons and papers.

Sent down for concurrence.

Bill entitled

An Act to incorporate the Trustees of Wethersville Academy,
(reported from the Committee on Literature and Literary Institutions.)

to incorporate the East Bethel Bridge Company, (reported from the Committee on Roads and Bridges,)

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

Bill entitled

Bill entitled 177

An Act to authorize the Committee of the Second Universalist Parish in London to dispose of their ministerial lot, (reported from the Committee on Petitions);
was read once, and tomorrow at eleven of the clock assigned for a second reading.

Bill entitled

An Act for taking Depositions in certain cases;

" " to extend the time allowed the Exchange Bank to close its concerns;

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

Resolve for furnishing towns and plantations with Books and Maps:

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

Mr. Smith from the Committee on Claims.

Reported leave to withdraw on Petitions of Charles Hutchings.
Read and accepted. Sent down for concurrence.

Mr. Smith from the Committee on State

Land. Reported leave to withdraw on the

Petition of John Ordley and others;
" " Subalterns of Ipswich;
" " Joseph Chase, and others;
" " John H. Gilman and others;
" " Rufus Gilman;
" " Henry Warren;
" " Heirs of Eliza Quail;
also,

That

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Frid Feb 27

That legislation is inexpedient, on the Petition of Lucy Eaton:
Severally read and accepted: Sent down for concurrence.

The Committee on Pensions of Friends,
Reported leave to withdraw on the Petition of Elephat Allen, and others.
Read and accepted, in concurrence.

Resolve additional for the promulgation of the Laws of the
State.

Came up from the House nonconcerned and recommended: The
Senate receded from its former vote, passing the same to be
engrossed, and recommended the same, in concurrence.

Mr Parris offered the following Order
Ordered: That the Justice of the Supreme Judicial Court be
requested to communicate to the Senate, in writing,
their opinion upon the following questions:

First: Did the Legislature of 1841, in forming a district for the choice
of Senators by the addition to the County of Oxford, of
portions of three other Counties, to-wit: The Counties of York,
Cumberland and Franklin, conform as near as may be
to County lines, according to the true meaning and intent of
the Constitution?

Second: Was it competent for the Legislature of 1841, in forming the Counties
of Waldo and Kennebec into districts for the choice of Senators,
to form one district by the addition of a part of Waldo
County to the County of Kennebec, and one district out of
the remainder of Waldo, taken by the addition of a smaller part
of the

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part of the County of Kennebec to the County of Waldo, one district could have been formed out of the County of Waldo, and the part of the County of Kennebec so added, and another district out of the remainder of Kennebec County, and the apportionment of Senators would have been equally proportioned to the number of inhabitants? —

Third. Had the Legislature, in apportioning the State for the choice of Representatives, deprived any town of the right of representation in each and every year, which does not determine against a classification with any other towns or towns, and which does not apply for a separate assignment of its right of representation for the portion of the time to which its population entitled it? —

Fourth. The apportionment for the choice of Representatives made in 1841, being for only one year under the provisions of the Constitution, which directs that when the number of the House reaches two hundred, it shall be, by the next Legislature, either increased or diminished, as the people may require: — was it competent for the Legislature of 1841, in apportioning for the choice of Representatives, to exclude any town from a voice in the Legislature of 1842; whether by its corporate act, it did or did not apply for a separate assignment of its right of representation? —

Fifth. Was it competent for the Legislature of 1841, in apportioning for the choice of Representatives, to exclude from a voice in the Legislature of 1842, the town of Buckfield, in the County of Oxford, which contained by the census of 1840, more than fifteen hundred inhabitants, which
did

did not determine against a classification with any other town or towns, and which did not apply for a separate assignment of its right of representation for the proportion of time to which its population entitled it? —

And whereas certain towns which did not determine against a classification with other towns, or apply for a separate assignment of their right of representation, were, by the apportionment of 1841, not allowed a representative by themselves or classed with other towns, but, excluded entirely from a representation for certain years, and particularly from a representation in the present House of Representatives: Is it competent for the present Legislature to assess a tax upon such towns? —

Mr. Eastman moved to strike out all after the third question: (And the question being ordered to be taken by Ayes and Nays, was decided in the negative, as follows):

Ayes: Messrs. (Yps, Burleigh, Eastman, Farnsworth and Goodwin): 5

Nays: Messrs. Barnard of Franklin, Barnard of Oxford, Bennett, Pike, Bridgman, Brown, Clough, Elliot, Fairfield, Hanson, Harvath, Leavitt, Ohio, Parid, Patterson, Pullen, Smart, Smith of Somerset, Smith of Cumberland, Jones, Nelson and Scott: 22

Mr. Eastman moved to amend by inserting

181 inserting after the second question, as follows. — 181

"If the answer to the foregoing question be in the negative,
"has the present Legislature a constitutional power to make
"a new division of the State into districts for the choice of
"Senators, or to make any alteration of the Senatorial"
"districts as then established?"

which amendment was adopted. —

And the question upon the passage of the Order, being ordered to be taken
by Yeas and Nays, was decided in the Affirmative, as follows:

Yeas. Messrs. Ayer, Barnard of Franklin, Barnard of Ayer,
Barnett, Blake, Brigham, Brown, Clough, Eastman,
Elliot, Farnsworth, Fairfield, Goodwin, Hurdman,
Humphrey, Kavanaugh, Lane, Leavitt, Olis, Parist,
Patterson, Patten, Stuart, Smith of Somerset, Smith of
Amherst, Smith, Nelson and Scott. — 28

Nays. None. — 0

A message was received from the Governor,
by the Secretary of State, transmitting a Communication from
the Adjutant General, relative to the Militia Law:
which was read and referred to the Committee on the
Militia: —

Put down for concurrence.

Mr. Ayer from the Committee on Engrossed Bills.
Reported as correctly engrossed:

Order

Resolve in favor of Joseph Selous and Leontis Neptine:

on the petition of Sarah W. Dunnington
and the same were finally passed:

Resolve in relation to the passed upon the Public Lands:
(laid on the table on motion of Mrs. Weston,) was taken
up, and terminated at eleven o'clock, adjourned for a
second reading.

Adjourned:

Attest: Vere Haskell, Secretary.

Saturday, February 5th 1842.

The Order for a Committee to inquire when the Legislature may have a recess, came up, with Messrs. Walker of Newport;
Pittman; & Hittory;
Mitchell, & North Hamptom;
Tucker, & Norway;
Morse, & Phelpsburg;
Stally, & Monro and
Merrell, & Stoll.

joined, in concurrence, on the part of the House:—

The following Orders from the House were severally read and passed, in concurrence:—

That the Committee on the Judiciary be directed to inquire into the expediency of amending the Revised Statutes so as to make the polls of alien residents liable to be taxed in the same way, and for the same purpose, that polls of citizens are taxed:—

That the same Committee inquire into the expediency of amending the fifty first section of the fourteenth chapter of the Revised Statutes respecting taxes on Turnpike roads:—

That the same Committee inquire into the expediency of amending the Law, or of reporting a new Act, the more effectually to protect religious worship:—

That the Committee on the Library be directed to ascertain if there are surplus copies of certain documents in the care of the Secretary of State: and to inquire into the expediency of giving a copy of each to such Mechanical Associations as have a Library:—

That the Committee on Claims be directed to examine the Claim of John Loring against the State

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State made to the Legislature of, 1841: —

That the Committee on
Banks and Banking be directed to inquire into the expediency of
amending an Act accepting the surrender of the Washington County
Bank: —

That the Committee
on Valuation be directed to inquire into the expediency of correcting
an error of five thousand dollars in the Valuation of Limington
and also:

That said Committee
inquire into the expediency of reducing the Valuation of the
town of Edinburg, and making a corresponding abatement of
the State tax of said town for, 1841: —

Petition of Eric Green and others for the repeal of
the law relating to Hawked and Pedlars

“ Affidavit of the town of Kennebec port,
and

“ Committee of the inhabitants of the town of Pittsburg,
for a law to lay Rail Roads, as real estate,
in the towns in which they are located;

were severally read and referred to the Committee on
the Judiciary, in concurrence: —

Petition of Selectmen of Wellington that, that part of
said town, which was annexed to Parkman,
may be reannexed to Wellington;

Read and referred to the Committee on Division of Towns, in
concurrence:

Petition



Petition of the East Somerset Agricultural Society 185.
for an amendment of the fourth Section
of the eighty second Chapter of the Revised
Statute:

Read and referred to the Committee on Agriculture,
in concurrence.

Petition of Selectmen of Perry and one hundred
and seventy five others for remuneration
for damages sustained by the Passamaquoddy
Indians:

Read and referred to the Committee on Indian Affairs,
in concurrence.

Petition of Charles H. Hayden and eighty five others
for leave to rebuild a bridge from Perry
to Eastport:

" " Samuel Cony and forty five others
praying for aid to build a certain
road in Old Town:

were severally read and referred to the Committee
on Roads and Bridges, in concurrence.

Petition of the Inhabitants of the town of Pittsfield
for separate representation;

Read and referred to the Committee on Apportionment,
in concurrence.

Petition of Samuel Briggs for a longer time
to pay notes which the State holds
against him:

Read and referred to the Committee on State
Lands, in concurrence.

Petition

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Petition of Hiram Willey for his portion of the
Surplus Revenue money of 1836:

" " Dominique Pagle, for compensation
for the loss of a horse, in the
Service of the State;
were severally read and referred to the Committee
on Claims, in concurrence.

Resolve relating to the memory of Enoch Lincoln
(introduced into the House.)

Read and referred to the Committee having under
consideration the Resolve for the erection of certain
Monuments, in concurrence.

Resolve in relation to the distribution of the annual
School Fund, (introduced by Mr. Parry.)

Bill entitled

An Act in addition to an Act accepting the surrender
of the charter of the People's Bank of Bangor,
(reported from the Committee on Banks
and Banking.)

Resolve in favor of George W. Maxim, (reported
in the House from the Committee on
Military Pensions.)

were severally read once and Monday at eleven o'clock
afternoon for a second reading.

Bill entitled

An Act to incorporate the East Bethel Bridge Company
was taken up; and on Motion of Mr. Smith
of Cumberland recommitted.

Bill

Bill entitled 187.

An Act providing for the appointment of certain Officers of the Indian Tribes, which was passed to be engrossed in the Senate, - came up from the House non-concurred and indefinitely postponed: And the Senate receded from its former vote, and indefinitely postponed the same, in concurrence.

Bill entitled

An Act to incorporate the Trust of Waterville Academy, was read a second time and passed to be engrossed.
Sent down for concurrence.

The Committee on Division of Towns, to which was referred the petition of Lewis Palmer and others, made a Report asking to be discharged from the further consideration of the same, and recommending its reference to the Committee on Division and Alteration of Counties.

Read and accepted: Sent down for concurrence.

Mr. Smith from the Committee on State Lands, Reported leave to withdraw on petition of Judith Brown:

Read and accepted. Sent down for concurrence.

Resolve in relation to trespasses committed on the Public Lands,

was read a second time and passed to be engrossed as amended on Sheet marked A.

Sent down for concurrence.

Bill

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Bill entitled

An Act to authorize the Committee of the Second Universalist Parish in Camden to dispose of their Ministerial lot, was read a second time, and passed to be engrossed as amended on Sheet marked A.

Sent down for concurrence.

Report of the Committee on Division of Towns granting leave to withdraw, on the petition of Joseph Davis, (made in the House,) was read and accepted, in concurrence.

Mr. Towns from the Committee on Division of Towns, Reported Order of Motion to the present Legislature on the petition of Selectmen of Wellington. Read and accepted: Sent down for concurrence.

Bill entitled

An Act to incorporate the town of Townsend, which was referred to the next Legislature by the vote of the Senate, came up from the House nonconcurred and passed to be engrossed as amended on a Sheet marked A - and the same, on motion of Mr. Patterson, was laid on the table.

Adjourned.

Wm. Sere Haskell, Secretary.