

Monday, February 3. 1840.

Order from the House of Representatives, requesting the Warden of the State Prison to furnish the Legislature a schedule of moneys by him paid out for debts due from said prison prior to April 26. 1839, with the names of persons to whom paid, and the amount to each; Also the amount by him received for debts due said Prison, prior to said date, by whom paid and the amount paid by each — read and passed, in concurrence.

Order from the House of Representatives, directing the Committee on the Judiciary to inquire into the expediency of so altering the law, that no non-commissioned Officer, or private, shall be obliged to cross any ferry of more than one mile in width, to any Regimental Review, or Inspection — read and passed, in concurrence.

The Order in relation to virtuous and pure minded persons in this State, intermarrying with coloured persons, on motion of Mr Bradley, was taken up — the Senate nonconcurred the House in the passage of the Order and indefinitely postponed the same.

Sent down for concurrence. Concurred.

Petition of William Thompson, member of the House of Representatives for the year 1839.

praying for remuneration for expenses incurred by reason of sickness while a member of the Legislature —

Petition of the Selectmen of the town of Kennelbunk Port, praying that said town may receive its full share of the Surplus Revenue — severally read and referred to the Committee on Claims.
Sent down for concurrence. Concurred.

Petition of David Webster and others, praying for alteration of Constitution, so that all County Officers may be chosen by the people — read and referred to the Committee on the Judiciary.
Sent down for concurrence. Concurred.

Petition of the President, Directors and Company of the York Bank, praying for the reduction of their capital Stock — read and referred to the Committee on Banks and Banking, in concurrence.

Petition of Southwood Sibley and another, praying to be rescued from ruin under the pressure of an unfortunate contract, which they made with the State — read and referred to the Committee on Claims, in concurrence.

Petition of John C. Glidden and others, praying that the present Militia Law may be abolished and a new system be adopted — read

and referred to the Committee on the Militia, in concurrence.

Memorial of Abel Collins and others,

— " — C. J. Lawton " praying
for the passage of an Act prohibiting the
sale of ardent spirits — severally read
and referred to the Committee on the Licence
Laws, in concurrence.

Communication from the Secretary of State,
transmitting returns from Somerset Central, and
Winnebago County Agricultural Societies — read
and referred to the Committee on Agriculture,
in concurrence.

The Committee on State Lands, to which was
referred the petition of Jeremiah Carlton and others,
made a report, asking to be discharged from the
further consideration of the same, and recommended
the reference thereof to the Committee on State Roads,
— read and accepted, in concurrence.

Report of the Committee on State Lands, granting
leave to withdraw on petition of Robert Mason, came
up referred to the next Legislature. The Senate re-
considered the vote accepting said Report, and refer-
red the same to the next Legislature, in concurrence.

The Committee on State Lands reported leave to withdraw on petition of William Prescott — read and accepted, in concurrence.

The Report of the Committee on Military Pensions, granting leave to withdraw on petition of Abel Spaulding, came up recommitted. The Senate ^{in the affirmative} nonconcurred the House and insisted on the vote accepting the same.

Sent down for concurrence.

Bill, to annex part of the town of Soudiquoch, to the town of Skowhegan, came up, — the House having nonconcurred the Senate in accepting the report of the Committee submitting said Bill, and recommitted the same —

The Senate, reconsidered the vote passing said Bill to be engrossed, and the vote accepting said report — and recommitted the same, in concurrence.

Report on the order in relation to claims for bounty on wheat and corn, for the years 1837 and 1838, came up from the House of Representatives recommended, with instructions to allow claims for bounty on wheat and corn as aforesaid — and said report on motion of Mr. Rice, was laid upon the table.

Resolve in favor of Samuel Bapich, came up from the House of Representatives indefinitely postponed — and the same on motion of Mr. Merrill, was

Bill supplementary to an Act incorporating the Thomas-
ton Theological Institution (introduced in the House)
— additional to "an Act for the limitation of criminal
prosecutions" (reported in the House of Representatives
by the Committee on the Judiciary on an order
relative to that subject) severally read once and
tomorrow eleven o'clock assigned for a second
reading.

The Committee on Engrossed Bills, reported as truly
and correctly engrossed.

Resolve in favor of G. D. Whiting and the same was
finally passed.

The same Committee, reported as truly and
correctly engrossed.

Bill altering the times of holding the District Court for
the Western District, in the County of Franklin,
— to remedy certain defects in existing laws, and
the same were severally passed to be
enacted.

Adjourned.

(Attest, William Trafton, Secretary.)

Tuesday February 4. 1840.

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

Requesting the Committee on the Judiciary to inquire into the expediency of authorizing judges of Probate, to recommit reports of Commissioners in insolvent estates, after the same shall have been accepted, and distribution ordered thereon, in certain cases—

Requesting the same Committee to inquire into the expediency of further regulating the fees of Sheriffs and Bailors, in certain cases—

Instructing the Committee Literature and Sentences Institutions to inquire what further legislation is necessary to carry into effect the provisions of "An Act providing for the promotion of Education" Approved Feb. 23^d 1828— particularly in relation to the fund received for primary schools—

Requesting the Committee on Interior Waters to inquire into the expediency of further legislation, respecting the protection of Ferries—

Order from the House of Representatives, appointing a Committee, consisting on the part of the House of Reps, Andrews of Turner, Miller of Hells, Merrill of Falmouth, Carleton of Lisbon, Brewster of Ellsworth, Kelsey of Calais, Wheeler of Waterville, Person of Canaan, Staples of Prospect, Lawrence of Jay, Proctor of Dover, and Lovett of Smyrna, with such as the Senate may join, to

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inquire into the expediency of providing by law that all Bridges over which County Roads are laid shall be supported by the counties, instead of towns in which they are located — read and amended, and the Senate nonconcurred the House in its reference, and referred the same to the Committee on Roads and Bridges.

Sent down for concurrence.

Petition of William Broton and others,

of Jeremiah T. Brien " " praying for a charter for clearing obstructions to the navigation of Machias River — severally read and referred to the Committee on Interior Waters

Sent down for concurrence.

Petition of Jonathan Davis and others, praying for the passage of an Act granting the right of trial by jury in all cases where liberty is in question — read and referred to the Committee on Slavery.

Sent down for concurrence. Concurred.

Remonstrance of Asa Clark and others, against the petition of Gustavus L. Wyman, praying to be set off from Noisidgewock and annexed to Thowhegan — came up from the House of Representatives referred to the Committee on Division of Counties. The Senate nonconcurred the House in its reference and referred the Remonstrance to the Committee on Division of Towns. Sent down for concurrence. Concurred.

Petition of Thomah Sochaloxis and others, of the Pinct
sect Tribe of Indians, praying for an Act au-
thorizing said Tribe to elect a Governor —
read and referred to the Committee on
Indian Affairs, in concurrence.

Certificate of evidence on the question of Jacob Fish,
taken by J. W. Hathaway, Commissioner appointed
under the Resolve of March 13th 1839,

Petition of Samuel H. Sawyer and others, praying that
certain notes may be canceled — severally
read and referred to the Committee on State
Lands, in concurrence.

Petition of the Proprietors of the New Congregational Meeting
House in Saco, for leave to assess a tax on the
pews therein — read and referred to the Com-
mittee on Parishes, in concurrence.

Petition of Samuel Chesley and others,

" " Aaron Haynes " "

" " Richard Libbey " "

" " Ebenezer Small " " praying
for a new County to be called Mattanawcook;

Remonstrance of Augustus W. Leathrop and others, against
the petition of Jacob Fish and others, praying
for a new County by the name of Mattanaw-
cook — severally read and referred to the
Committee on Division and Alteration of
Counties, in concurrence.

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Petition of John Ford jr. and others, praying for further remuneration for services rendered the State, during the Froststock expedition — read and referred to the Committee on Claims, in concurrence.

Petition of William Pitcomb and others, praying for the repeal of the law in relation to Stud Horses — read and referred to the Committee on Agriculture in concurrence.

Petition of John P. Eastner and others, praying for attenuation of Militia Laws — read and referred to the Committee on the Militia, in concurrence

Petition of L. M. Merrill and others,
 " " Dudley Moody " "
 " " Samuel M. Pond " "
 " " John Shouy " " praying
 that the sale of Ardent spirits may be prohibited — severally read and referred to the Committee on the Licence Laws, in concurrence.

Mr. Smith from the Committee on State Lands, to which was referred an order in relation to the limitation of actions, real and others, made a report asking to be discharged from the further consideration of the same and recommended the ^{reference} thereof to the Committee on the Judiciary.

Sent down for concurrence. Concurred.

Mr Isaac Reed, from the Committee on Rail Roads and Canals, reported reference to the next Legislature on the Communication from Gen. Edmund P. Gaines in relation to Rail Roads — and leave to withdraw on petitions of

Benjamin Kason and others,
 Abel Williams — " " — "
 Amos Davis " " " , and report

of Col. S. H. Long, on a reconnoissance for a Rail Road from Portland to Bangor — severally read and accepted.

Sent down for concurrence. Concurred.

Bill to provide in part for the expenditures of Government (reported in the House by the Committee on Finance) read once, and tomorrow, eleven o'clock, assigned for a second reading.

Bill supplementary to an Act incorporating the Thomaston Theological Institution,
 • additional to an Act for the limitation of criminal prosecutions — severally read the second time and passed to be engrossed, in concurrence.

Resolve making the Records and doings of the Oxbow, Munroe and Newburg Union Society valid, came up from the House of Representatives, committed to the Committee on the Judiciary.

The Senate reconsidered the vote passing said Resolve to be engrossed, and committed the same, to the Committee on the Judiciary, in concurrence.

178 Bill, authorizing the Proprietors of St. Paul's Church to sell the same, came up from the House of Representatives amended, and the title changed as follows, to wit: "An Act authorizing the Parish of St. Paul's, in Portland, to sell their House of worship and other property"

The Senate reconsidered the vote passing the same to be engrossed, adopted the amendments proposed by the House, and passed the same to be engrossed, as amended, in concurrence.

Adjourned.

Attest, William Chafton, Secretary.

Wednesday February 5, 1840.

On motion of Mr. Philbrick,

Ordered, That the Committee on the Judiciary be instructed to inquire into the expediency of so amending the 13th Section of an Act entitled "An Act for the support and regulation of Mills," passed Feb'y 3, 1821, as to authorize an owner or owners of an equal, undivided half of such Mill or Mill privilege (if he or they shall so determine) to repair or rebuild such Mill, and to enjoy all the privilege and advantages secured by said Act to the major part in interest, for repairing or rebuilding such Mill — read and passed.

Sent down for concurrence. Concurred.

On motion of Mr. Grofs,

Ordered that when the Senate adjourns it shall adjourn to meet at ten o'clock tomorrow morning; and that ten o'clock in the morning be the hour to which the Senate will in future adjourn, till otherwise ordered.

The Order relative to the election of County Commissioners by the People, on motion of Mr. Gross was taken up and indefinitely postponed.

Sent down for concurrence. Concurred.

Mr Eastman, from the Committee on Literature and Literary Institutions, reported leave to

180 withdraw on petition of the Trustees of Gorham Academy and Teachers' Seminary—read and accepted.

Sent down for concurrence. Concurred.

Report on petition of Axel Spaulding came up
— the House of Representatives having insisted
on its former vote recommending said report,
proposed a Conference and ^{appointed} as conferees,
Messrs Prince of Buchfield, Piny of Oxford,
and Fisher of Charlotte.

The Senate, still insisting on the vote
accepting said Report, concurred in the
proposition for a Conference, and appointed
as conferees, Messrs, Bolster, Pibbitts, and
Philbrick.

Petition of Samuel Thatcher Jr. and others, praying
for charter to make certain improvements
on Pleasant River with right of toll,
— of S. G. Bodfish, praying for a grant of land
— severally read and referred to the
Committee on State Lands.

Sent down for concurrence, Concurred.

Petition of Betsey Kimball of Vienna, praying for
an Act giving her the real estate of her
late husband who died without heirs;
Bill relative to conveyance by deeds of warranty,
— severally read and referred to the
Committee on the Judiciary, in concurrence.

Remonstrance of Seth Butler and others, against the re- 181
moval of the shire town in the County of Pis-
cataquis — read and referred to the Committee
on Division and Alteration of Counties.
Sent down for concurrence. Concurred.

Mr Barker, from the Committee on Division
of Towns, reported leave to withdraw, on petitions
of Inhabitants of Isle of Haut, read and accepted.
Sent down for concurrence. Concurred.

On motion of Mr Philbrick,
the Rules and Orders of the Senate were so far
suspended that the petition of George Sawtelle,
with the report thereon, granting leave to withdraw,
was taken from the files of the Senate, and
recommitted to the Committee on Military
Pensions.

Sent down for concurrence. Concurred.

Remonstrance of Jeremiah Cross and others,
" " George W. Sawyer " "
" " Richard Greenlaw " "
" " John M. Brown " "
" " William A. Thompson " "
" " Elias Drinkwater " "
" " James Rice " "
" " Daniel Chase " "
" " John Eames " "
" " Simon Sidelinher " "
" " Benjamin Dow " "

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" " J. K. Beighton —
 " " William Keicher —
 " " David Harvey —
 " " Bradbury Merrill —
 " " C. A. Everett —
 " " Samuel Palmer — against

the removal of the shire town of the County of Piscataquis — severally read and referred to the Committee on Division and Attenuation of Counties, in concurrence.

Mr Barker from the Committee on Division of Towns, reported leave to withdraw on petition of C. G. Cook and others — read and ^{the same} on motion of Mr Eastman, was laid upon the table.

Mr Hammons, from the Committee on Claims, reported leave to withdraw on petitions of Selectmen of Augusta, Loring Cushing, Aaron N. McKane and others, and John Patterson — read and the same on motion of Mr Rose, was laid upon the table.

Resolve in favor of Robert Martin (reported by Mr Hammons from the Committee on Claims to which said Resolve had been committed) — in favor of Rufus Gilmore (reported by Mr Smith from the Committee on State Lands, on petition of Rufus Gilmore) severally read once and tomorrow, eleven o'clock, assigned for a second reading.

Bill to limit the tenure of Military Officers was read ~~the~~ second time. Mr Barker proposed to amend said Bill, which, with the proposed amendment, on motion of Mr Hammons, was laid upon the table.

Bill to Divorce Ebenezer Cobb and Mary Cobb (reported in the House by the Committee on the Judiciary on petition of Ebenezer Cobb and Mary Cobb) was read once and Tuesday next seven o'clock assigned for a second reading.

Bill to change the name of the town of East Machias, on motion of Mr Vose, was taken up — the vote referring said Bill to the next Legislature was reconsidered, and the same was passed to be engrossed as amended, in concurrence.

Bill to provide in part for the expenditures of government was read the second time and passed to be engrossed, in concurrence.

Resolve in favor of William Thompson (reported by Mr Hammons from the Committee on Claims, on petition of William Thompson) was read twice and passed to be engrossed.
Sent down for concurrence. Concurred.

The First Title of the "Revised Statutes," on motion of Mr Bradley, was taken up and referred to a Joint Select Committee, consisting, on the part of the Senate, of Messrs Bradley, Eaton, and Gros, with such as the House may join sent down for concurrence. Concurred, with Messrs Everett of Brunswick, M^r Motion of Eddington. Blake of Monmouth, Tucker of Saco, Chadwick of China, Briggs of Gorham and Stuart of Durham. joined on the part of the House.

Adjourned.

Attest, William Drafton, Secretary.

Thursday, February 6, 1846.

Order from the House of Representatives, appointing a Committee consisting, on the part of the House, of Messrs. Millett of Minot, Allen of Bangor, Main of Scarborough, Fessenden of Portland, Robin of Hartford, Trafton of Cornish, and Neal of Wiscasset, with such as the Senate may join, to ascertain when this Legislature can adjourn; provided the "Revised Laws" should not be acted upon at this session, and report as soon as practicable — read and passed and Messrs. Shaw, Vose, and Hammons were joined, in concurrence.

Order from the House of Representatives, requesting the Committee on Accounts to inquire into the expediency of so altering the present law, as to provide some other manner of distributing proclamations for Fasts and Thanksgivings — read and passed, in concurrence.

Remonstrance of D. H. Lawrence and others, against the repeal of the law in relation to Stud Horses — read and referred to the Committee on Agriculture.

Sent down for concurrence. Concurred.

Petition of Jeremiah Pitton and others, in aid of the petition Samuel Whitehouse and others, praying that a part of the town

Dearborn in the County of Kennebec and East-pond plantation and a part of Muree into a town;

- .- of Solomon Summing and others, inhabitants of Charleston, praying to be set off from Penobscot County and annexed to Piscataquis;
- .- of George Hopkins and others, praying that Charleston may be set off from the County of Penobscot and annexed to the County of Piscataquis;

Pemoustrance of Francis A. Reed and others.

- . Isaac Hacker against the petition of Jacob Fish and others, for a new County by the name of Mattanawcook
- severally read and referred to the Committee on Division and Alteration of Counties, in concurrence.

Petition of James G. Harper and others, praying that the tax imposed on Stud House may not be repealed,

Pemoustrance of Joshua Beem and others,

- . Joseph Covell
- . Micah Thomas against the repeal of the law taxing Stud Horses
- severally read and referred to the Committee on Agriculture, in concurrence.

Petition of Stockholders of the Oxford Bridge Corporation, praying for a change of the name of their Corporation;

- .- of H. W. Piper and others, praying that the

County Commissioners of Waldo County may be empowered to locate a road over tide waters in Camden— severally read and referred to the Committee on Roads and Bridges, in concurrence.

Petition of the Sullivan Rifle Company, praying for compensation for holding themselves in readiness for actual service in obedience to superior orders of Feb. 24, 1839.

— of the Commissioned Officers of the Sullivan Rifle Company, praying for a supply of Arms— severally read and referred to the Committee on the Militia, in concurrence.

Petition of Ephraim S. Crockett of Norway

— James Robinson and

— Edward Turner, praying for a Military Pension— severally read and referred to the Committee on Military Pensions, in concurrence.

Petition of the Selectmen of Boothbay, praying for their equitable proportion of the Surplus Revenue.

— of Robert Douglas and others, praying for compensation for services performed on Fort Fairfield— severally read and referred to the Committee on Claims, in concurrence.

188 Petition of the Penobscot Tribe of Indians, praying for a passage of a law to enable them to elect their Governor — read and referred to the Committee on Indian Affairs, in concurrence.

Petition of George W. Buckmore, praying that the Land Agent be authorized to convey to him certain lands now in his possession — read and referred to the Committee on State Lands, in concurrence.

Petition of Jonathan P. Hardy and others, praying that a bounty may be paid to any person manufacturing Iron from native ore of this State — read and referred to the Committee on Manufactures, in concurrence.

Petition of James C. Harper and others,

— . — . Louis C. Lincoln " "

— . — . Sumner Patten " "

praying that the Constitution may be so altered that County Officers may be elected by the people;

— . — of Benjamin Pitcomb and others, praying for the repeal of the Act creating the Village of Brunswick into a Corporation for certain purposes, — severally read and referred to the Committee on the Judiciary, in concurrence.

Report of William Anson appointed by Board of Internal Improvements to make an exploration and survey of the route for the Seboomook Sluiceway;

Remonstrance of R. W. Gueze and others, against the petition of William Boyd and others, praying for an Act to establish Seboomock Sluice Way Company — severally read and referred to the Committee on Interior Waters, in concurrence.

Petition of Eleazer Coburn and others,

— " — John White " " praying for a change in the Licence Laws — severally read and referred to the Committee on the Licence Laws, in concurrence.

Petition of James L. Brooks and others, praying for the repeal of all laws that make any distinction on account of colour;

— " — of Ezechiel Robinson and others, praying for the same;

— " — of Asa Paine and others, praying for the passage of an Act granting the right of trial by jury to every human being whose liberty is in question;

— " — of James T. Brooks and others,

— " — Ezechiel Robinson " " praying for same — severally read and referred to the Committee on Slavery, in concurrence.

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The Order, in relation to Bridges over which County Roads pass being supported by the Counties respectively, came up—the House of Representatives, having insisted upon its vote referring said order to a Joint Select Committee, proposed a Conference and Messrs Andrews of Turner, Miller of Hollis, and Meguin of Poland as conferees.—

The Senate, insisting on the vote referring said order to the Committee on Roads and Bridges, concurred in the proposition for a Conference and appointed as conferees, Messrs Eaton, Smith and Holt.

Mr Rue, from the Committee on Parishes, reported leave to withdraw on petitions of John Linson and others, and Richard Jennings—severally read and accepted.

Sent down for concurrence. Concurred.

Mr Holt, from the Committee on Interior Waters, reported order of notice to the next Legislature on petition of Obbedorn Brown and others, and leave to withdraw on petitions of the North American Lumbering Company and Amos Davis and others,—severally read and accepted.

Sent down for concurrence. Concurred.

Mr Bolster, from the Committee on Division and Alteration of Counties, reported leave to withdraw on petitions of

John Campbell and others,
 William G. Clark " "
 William Connor " "
 Oliver Crosby " "
 Noah Cross " "
 Robert Cutts " "
 John Harding " "
 Daniel W. Hayes " "
 Josiah Heath " "
 Salmon Holmes " "
 Joseph Kelsey " "
 Richmond Loring " "
 E. S. Merrill " "
 Reuben M. Merrill " "
 P. H. Rice " "
 Thomas Sears " "
 Moses Swett " "
 A. J. W. Stevens " " and

sundry Remonstrances — and Order of notice
 to present Legislature on petition of Willis M.
 Kinney and others, and order of notice to the
 next Legislature on petition Jacob Fish and
 others. Ebenezer Small and others,

Aaron Haynes " " and
 Samuel Chesley " "
 severally read and accepted.

sent down for concurrence. Concurred.

Communication from the Governor.

Secretary of State, in
 relation to the State Prison — severally read and
 referred to the Committee on State Prison in con-
 currence.

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Mr Bolster, from the Committee of Conference on a disagreeing vote of the two Houses in relation to the petition of Axel Graulding, made a report recommending that the Senate recede from the vote, accepting the report granting leave to withdraw on said petition, and to concur with the House in recommitting said petition — read and accepted.

Mr Perkins, from the Joint Select Committee to which was referred an order relative to the State Printing and also an order relative to printing three hundred copies of the "Revised Statutes," reported that said Committee had contracted with W. R. Smith and George Robinson to perform the printing aforesaid — and that said Committee had also contracted with G. S. Carpenter to do the necessary binding — read and accepted.

Sent down for concurrence. Concurred.

Mr Robinson moved the reconsideration of the vote of yesterday whereby the Senate indefinitely postponed the order relative to the election of County Commissioners by the people — which motion was laid upon the table.

Mr Bolster, from the Committee on Division and Alteration of Counties, reported reference to the next Legislature on petition of Nahum Baldwin and others — read and the same on motion of Mr Bolster, was laid upon the table.

Bill further regulating Divorces, on motion of Mr. Barker, was taken up and tomorrow eleven o'clock assigned for its further consideration.

Bill authorizing the erection of a Bridge across the Kennebec River at Wendalls Mills in Fairfield came up from the House amended. The Senate reconsidered the vote passing the Bill to be engrossed, adopted the amendments proposed by the House and the Bill, on motion of Mr. Cross, was laid upon the table.

Bill to extend the Charter of the Belfast Upper Bridge Company came up from the House further amended. The Senate reconsidered the vote passing said Bill to be engrossed, adopted the amendments proposed by the House, and the Bill was further amended and the title changed, so as to read An Act to recharter the Belfast Upper Bridge Company—and the Bill on motion of Mr. Bradley, was indefinitely postponed.

Sent down for concurrence.

Resolve in favor of Oliver S. Philbrick (reported by Mr. Cross, from the Committee on Military Pensions, on petition of Oliver S. Philbrick)

Bill additional to an Act accepting the surrender of the charter of the People's Bank, Bangor (reported by Mr. Perkins, from the Committee on Banks and Banking on petition of the

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President and Directors and Company of the
People's Bank, Bangor)

Bill to incorporate the town of Smithfield (reported
by Mr Belster, from the Committee on Division
and Alteration of Counties on petition of
Jermiah Pitton and others) severally read
once. and tomorrow eleven o'clock assigned
for a second reading.

Resolve in favor of Robert Martin,

" in favor of Rufus Gilmore — severally
read the second time and passed to be
engrossed.

Sent down for concurrence. Concurred.

The Committee on Engrossed Bills reported
as truly and correctly engrossed Resolve directing
the mode of authenticating securities issued by
the State, and the same was

Finally passed.

The same Committee reported as correctly engrossed
Bill supplementary to an Act incorporating
the Thomaston Theological Institution and the same
was passed to be

enacted.

Adjourned.

(Attest) William Trafton, Secretary.

Friday, February 7. 1840.

Petition of Philip Corvin and others, praying for an alteration in the Constitution, so that certain County Officers may be elected by the people — read and referred to the Committee on the Judiciary, in concurrence.

Petition of Spencer G. Bolwis, praying for a remuneration for an injury received while in the service of the State in the Acostock expeditions;
 — of the town of Bloomfield, praying for its ballance of the Surplus Revenue on account of errors in the census;
 — of the Cherryfield Light Infantry Company, praying for remuneration for services rendered the State;
 — of Obed Varney of Bloomfield, praying for his bounty on wheat and corn for the year 1838 — severally read and referred to the Committee on Claims, in concurrence.

Resolve additional in relation to the distribution of the annual School Fund — read and referred to the Committee on Literature and Literary Institutions, in concurrence.

Petition of inhabitants of Waterville, praying to be authorized to sell the old meeting house

in said town — read and referred to the Committee on Parishes, in concurrence.

Petition of Joseph Grooms and others, relative to the management of the State Prison debts — read and referred to the Committee on the State Prison, in concurrence.

Petition of Benjamin F. Leach of the town of Danville, praying that part of his land lying in said town may be set off from Danville and annexed to the town of New Gloucester — read and referred to the Committee on Division of Towns, in concurrence.

Petition of G. D. Wheeler and others, praying for an alteration in the Militia Law — read and referred to the Committee on the Militia in concurrence.

Petition of Richard Woodhull and others, in relation to the sale of Ardent Spirits — read and referred to the Committee on the Licence Laws, in concurrence.

Petition of Nathan Goodridge, praying for compensation for services in February and March last, drafting soldiers, came up referred to the Committee on Claims. The Senate

nonconcurring the house in its reference and referred the same to the committee on Military Accounts. Sent down for concurrence. Concurred.

Petition of George Hunter and others, praying for the passage of an Act granting the right of trial by jury in all cases where liberty is in question;

- of Jacob Loring and others, for same;
- of George Hunter and others, praying for the repeal of all laws that make any distinction on account of colour — severally read and referred to the committee on Slavery, in concurrence.

A message was received from the House of Representatives by Mr. Barry, the Clerk, that that Branch, in consequence of the absence of the Speaker, Hannibal Hamblin, Esquire, had elected Charles Andrews, of Sumner Speaker pro. tem.

The President laid before the Senate a communication from Benjamin Carr, Warden of the State Prison, in relation to the number of persons employed as guard; and also the number of overseers in the several departments — read and referred to the committee on State Prison.

Sent down for concurrence. Concurred.

On motion of Mr. Vase,

Ordered That the Committee on the Judiciary inquire into the expediency of passing a ^{law} to prevent disturbances in Common Schools by individuals not members thereof.

Sent down for concurrence. Concurred.

Mr. Barker, from the Committee of Conference on a disagreeing vote of the two Houses in the reference of the petition of inhabitants of Grostock, made a report recommending that the Senate recede from its vote refusing said petition to the Committee on State Lands and concur with the House in referring said petition to a Joint Select Committee — read and accepted, and Messrs J. Reed, Eastman and Blake were joined on said Committee, in concurrence with the House.

Mr. Blake, from the Committee on the Judiciary, reported order of notice to the next Legislature, on petition of Oliver N. Allen and others — read and accepted.

Sent down for concurrence. Concurred.

Mr. Eastman from the Committee on Literature and Literary Institutions, reported leave to withdraw on petition of Selectmen of Belgrade — read and accepted.

Sent down for concurrence. Concurred.

Mr Barker, from the Committee on Division of Towns, reported order of notice to the next Legislature on petition of Heumon Wight and an other — read and accepted.

Sent down for concurrence. Concurred.

Mr William M. Reed, from the Committee on Incorporation of Towns, reported order of notice to the next Legislature on petitions of Jeremiah Orisko and others, and inhabitants of Waldo plantation, and leave to withdraw on petition of William A. Palmer and others, — severally read and accepted.

Sent down for concurrence. Concurred.

Bill to incorporate the Allegash and Penobscot Canal Company (reported in the House by the Committee on State Lands on petition of Samuel P. Ireland and others,) came up, and the same, on motion of Mr Blake, was laid upon the table.

Bill further regulating Divorces was further considered, and the same, on motion of Mr Hammons, was laid upon the table.

Resolve in favor of Oliver S. Philbrick, was read the second time, and the same on motion of Mr Shaw, was laid upon the table.

200 Bill to incorporate the town of Smithfield, was read the second time and amended, and the same on motion of Mr Robinson, was laid upon the table.

Bill to incorporate the Ebenezer Company (reported by Mr Smith, from the committee on State Lands, on petition of Samuel Thatcher jr. and others) was read once and tomorrow eleven o'clock assigned for a second reading.

Bill to set off certain lands from Pittsfield to Canaan (reported by Mr Barber from the committee on Division of Towns, on petition of Jesse Connor and others) read once and Tuesday next eleven o'clock assigned for a second reading.

Bill additional to an Act accepting the surrender of the charter of the People's Bank, Bangor — was read the second time, amended and passed to be engrossed.

Sent down for concurrence. Concurred.

Adjourned.

Attest, William M. Weston, Secretary.

Saturday, February 8, 1840.

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

Requesting the Committee on the Judiciary to inquire into the expediency of enacting a law, requiring all Grist Mill owners to furnish suitable and legal weighing apparatus to be kept constantly in their Mills when they are in operation.

Requesting the same Committee to inquire whether any additional provisions are necessary for the better regulation of ferries.—

Instructing the same Committee to inquire into the expediency of so amending the Probate law, as to allow guardians the same powers and privileges in the conveyance of real estate that are allowed to executors and administrators in like cases.—

On motion of Mr. Cross,

Ordered, That the Secretary of State be requested to cause the "Resolve in relation to Military Pensions," to be published in all the public newspapers, which publish the Laws of the State, as soon as the same shall have been approved by the Governor.

Sent down for concurrence. Concurred.

202 Petition of Samuel M. Pond and others, praying that the Legislature will Memorialize the House of Representatives in Congress, in relation to the Rule recently adopted, by which that body refuses to receive or entertain any petition or paper whatever, that relates in any way to Slavery, came up from the House of Representatives referred to a joint Special Committee consisting, on the part of the House of Messrs Fessenden of Portland, Carey of Houlton, Strout of Durham, Allen of Bangor, Dana of Fryeburgh, Randall of Harpswell, and Eaton of Plymouth, with such as the Senate may join — read and referred and Messrs Eastman, Rose and Shaw were joined in concurrence.

Petition of Abba M. Moody and other ladies of Bangor in relation to Slavery — read and referred to the Committee on Slavery, in concurrence.

Remonstrance of James Richardson and others, against the repeal of the law in relation to Stud Horses — read and referred to the Committee on Agriculture, in concurrence.

Petition of John C. Brown, praying to be set

Off from Eden and annexed to Cranbury 203
Isle.

— " — of inhabitants of Canaan, praying that
a part of said town may be annexed
to the town of Pittsfield — severally read
and referred to the Committee on Division
of Towns, in concurrence.

Petition of Daniel Hammonds, in aid of the
Sebeccook Sluice way.

Remonstrance of G. L. Boynton and others,

— " — Robert Gibson " "
— " — Joshua Hill " "
— " — James Jenkins " "
— " — John B. Smith " "

against the same — severally read
and referred to the Committee on
Interior Waters, in concurrence.

Petition of John Brown and others,

— " — John Dane " "
— " — Ebenezer Vinodilton " "
— " — Inhabitants of Litchfield,
— " — " Richmond,
— " — " Langerville,

— " — Robie Pye and others, in relation
to the sale of ardent Spirits — severally
read and referred to the Committee
on the Licence Laws, in concurrence.

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Mr Blake, from the Committee on the Judiciary, reported legislation inexpedient on petitions of Michael Sixy and A. M^r. Alister and others, and David Webster and others, and an order relative to fraud practiced on the State or upon the settlers in obtaining township No. 6 in 3^d Range — and that the "Resolve making the Records and doings of Dixmont, Monroe and Newburg Union Society valid," ought not to pass — and asked to be discharged from the further consideration of the petition of inhabitants of Warren and Thomaston, and recommended the reference of the same to the Committee on State Prison — severally read and accepted. Sent down for concurrence.

Concurred.

Mr. Pibbels, from the Committee on Roads and Bridges, reported order of notice to the present Legislature on petition of Henry W. Piper and others, and leave to withdraw on petition of inhabitants of Cape Elizabeth and Scarborough — severally read and accepted.

Sent down for concurrence. Concurred.

Mr Holt, from the Committee on Interior Waters, reported order of notice to the next Legislature on petition of Ira Wadleigh and an other — and Isaac Smith, — and leave to withdraw on petition of Asa W. Moore

and others — severally read and accepted.
Sent down for concurrence. Concurred.

Mr William M. Reed, from the Committee on Incorporation of Towns, reported order of notice to next Legislature on petition of Sylvanus Hatch and others — and leave to withdraw on petition of inhabitants of Sitter A in the first Range — severally read and accepted.

Sent down for concurrence. Concurred.

Mr Robinson, from the Committee on Indian Affairs, reported leave to withdraw on petition of Tomah Tookaloxis and others and the Pinebsect Indians — severally read and accepted.

Sent down for concurrence. Concurred.

- Resolve in favor of Jacob Fish (reported by Mr. Smith from the Committee on State Lands, on petition of Jacob Fish.)
 — in favor of John A. Dill, (reported in the House by the Committee on Military Pensions, on petition of John A. Dill.)
 — in favor of Betsey Kimball (reported in the House by the Committee on the Judiciary, on petition of Betsey Kimball.)
Bill to change the name of the Oxford Bridge Corporation (reported by Mr. Tibbets from the Committee on Roads and Bridges on

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petition of the Stockholders of the Oxford Bridge Corporation.)

Bill in addition to the several Acts for the relief of Poor Debtors (reported by Mr Rose, from the Committee on the Judiciary, to which said Bill had been committed and an Order relative to Justs of Sheriffs and gaolers, in certain cases)—severally read once and Monday morning next, eleven o'clock assigned for a second reading.

Bill to determine the size of Potato Banals (reported in the House by the Committee on Agriculture) came up, recommitted with special instructions—read once and the same on motion of Mr Robinson, was indefinitely postponed.

Sent down for concurrence.

Bill to limit the tenure of Military Office was taken up, amended and passed to be engrossed. Sent down for concurrence. Concurred.

Bill to incorporate the Ebene Company, was read the second time and passed to be engrossed.

Sent down for concurrence.

The Committee on Engrossed Bills, reported as correctly engrossed,

Resolve in favor of William Thompson.

On motion of Mr. Rose, the vote passing the same to be engrossed, was reconsidered — On motion of Mr. Hammons the Resolve was amended by adding at the end thereof the words, it being in full for the expenses of his sickness while a member of the Legislature in the year of our Lord one thousand eight hundred and thirty nine. — And the Resolve was ordered to be re-engrossed as thus amended — of which the House was informed by message, and its concurrence requested.

A message was received from the House of Representatives, by Mr. Gery, the Clerk, that the House had reconsidered the votes finally passing and passing to be engrossed, Resolve in favor of William Thompson, had adopted the amendment proposed by the Senate, and had ordered the Resolve to be re-engrossed as thus amended, in concurrence.

The Committee on Engrossed Bills, reported as correctly engrossed

Resolve in relation to Military Pensions — and the same was finally passed.

The same Committee reported as correctly engrossed.

Bill to provide in part for the expenditures of Government,

— authorizing the parish of St. Pauls, in Portland, to sell their house of worship

and other property.

— " — additional to "an Act for the limitation of
criminal prosecutions," and the same
were severally passed to be
enacted.

Adjourned.

Attest William Trafton, Secretary.