

Monday February 12. 1844.

Petition of inhabitants of township
No. 9. Range 6 for further
time to perform their set-
tling duties and for further
time for payment of their
notes

and
" " Ira Fish for extension of
time to perform settling du-
ties were referred to the
committee on State lands
in concurrence

" " Benjamin Austin and
others that some person
may be authorized to con-
vey certain real estate
came up referred to the com-
mittee on the Judiciary. The
Senate nonconcurred and
referred the same to the next
legislature. Sent down for
concurrence.

" " Thomas Foss and others for
an act to build a dam
across Kitchenny stream in

Monday Feb'y 12.

the town of Stancock came up the House having insisted on its former vote. On motion of Mr. Parker the Senate recessed and concurred.

Petition of John C. Humphrey and others of Brunswick and Joseph Loring and others of Lebanon for change of License Law were referred to the committee on the license law in concurrence.

„ „ Jacob Hunt and others for amendment to the constitution that the legislature meet once in two years was referred to the committee on re-amen-
ment in concurrence.

Remonstrance of Ethanen Bartlett of Hanover against the annexation of part of Rumford to Hanover was referred to the committee on division of towns in concurrence.

Mr. Walker from the committee on roads and bridges reported order of notice returnable to the present legislature on petition of Samuel Thacher Jr. accepted and sent down for concurrence.

§144. Bill entitled an act in relation to 289.
schools in certain plantations came
up amended on sheet marked A.

The Senate receded from the vote
passing the bill to be engrossed
concurred in the amendment of
the house and passed the bill to be
engrossed in concurrence.

The committee on the judiciary re-
ported a legislation inexpedient on the
subject of an order relative to meetings
for the selection of Jurors: and on an
order relative to bounty on bears and
other animals. Accepted in concurrence.

The committee on Interior Waters reported
leave to withdraw on petition of James
W. Johnson and others and order of notice
returnable to the next legislature on petition
of Smith Gilmann and others. Severally
accepted in concurrence.

On motion of Mr. Miller ordered, that
the committee on the hospital for the
insane be directed to inquire into the
propriety of admitting Samuel Mc
Intosh into the insane hospital at the
charge of the State in whole or in part.
Sent down for concurrence.

Resolved authorizing the land agent
to surrender certain notes held

by the state against Jacob Main for lands purchased of the state December 15 A. D. 1840 came up with an amendment to the title striking out all after the word Resolve and inserting "for the relief of Jacob Main" and further amended the same on sheet marked B. The amendments were agreed to the resolve referred to the committee on state lands. Sent down for concurrence.

Bell introduced an act for the preservation of Salmon Shad and alewives in George's river and tributary streams was read the second time and passed to be engrossed. Sent down for concurrence.

The following orders from the House were passed in concurrence.

Instruction the committee on division and alterations of counties to inquire into the expediency of defining the eastern line of the country of Hancock.

Instruction the committee on state lands to inquire into the expediency of repealing "an act in relation to the sale" of timber on the public lands

184 passed March 21. 1843.

298.

Directing the committee on the Judiciary to inquire into the expediency of instructing our Senators and requesting our representatives in congress to use their influence to the secure the passage of a law fixing a time for the choice of electors of President and Vice President which shall be the same throughout the United States, and to secure the choice of electors by districts throughout the country.

Bill entitled an act extending the time allowed the Portland and Oxford railroad company to survey their route and complete said road (laid on the table in the house)

An act explanatory of the thirty sixth chapter of the revised statutes (reported from the committee on the judiciary on an order relative to licensing victuallers and innholders) and

Resolve in favor of William W. Quimby (reported from the committee on military pensions on petition of said Quimby) were read once and tomorrow at ten o'clock assigned for

the second reading

On motion of Mr. Otis resolve relative to the exchange of stock owned by the state in the Mercantile Bank was taken up 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:

I have received from the executive of the Commonwealth of Massachusetts "Resolves concerning an amendment of the Constitution of the United States" recently passed by the legislature of that State, which I herewith lay before you.

I also transmit a communication from Mr. Tattam in relation to the system of national exchanges proposed by him - letters from Wm. Henry Lydard President of the American Athenaeum at Paris, and from the Secretary of the Museum of natural history at Paris, acknowledging the reception of certain books and documents forwarded to them by this State

Council Chamber Feb'y 12. 1844.

H. I. Anderson.

1864. Our motion of Mr. French ordered 293.
that so much of the message of
the governor of this day as relates
to "resolves concerning an amend-
ment of the constitution of the
United States" received from the
executive of Massachusetts together
with those resolves be referred to the
committee on the Judiciary. Also
that so much of the message as
relates to the communication of
Alexander Balthazard in relation to
the system of international exchanges
proposed by him - letters from Hen-
ry Ledyard President of the Amer-
ican Athenaeum at Paris and from
the Directors and Secretary of the Mus-
eum of Natural History at Paris together
with those communications be referred
to the Committee on the Library. Put
down for concurrence.

Adjourned.

Tuesday February 13. 1844.

Petition of Ebenezer A. Boynton and others for a new county was referred to the committee on division and alteration of counties in concurrence.

" " Williams Reed for a canal from Merry meeting bay to Harpswell bay was referred to the committee on Rail roads & canals in concurrence.

" " Levi Johnson and others of Canaan for the repeal of an act imposing tolls on goods passing Kennebec dam was referred to the committee on Kennebec dam and Locks in concurrence.

" " Putnam Rolf to authorize the agent of the Passamaquoddy indians to give permission to build mills on the indian township came up referred to the committee on indian affairs. The Senate

non curat referred it to the 295.
next legislature. Sent down
for concurrence.

Petition of Rufus Clements and others
of Ellsworth for the abolition of
the office of sheriff was referred
to the committee on the Judi-
ciary. Sent down for con-
currence

Remonstrance of the town of Rumford
against the petition of Moody
E. Abbot and others was referred
to the committee on division
of towns in concurrence

Order from the house directing the com-
mittee on the judiciary to inquire into
the expediency of amending section seven-
ty eight of the one hundred and fifteenth
chapter of the revised Statutes was passed
in concurrence.

Bill entitled an act for rendering
a written memorandum necessary
to the validity of certain promises and
engagements came up, the house hav-
ing indefinitely postponed the con-
sideration of the same. On motion of
Mr. Sawtelle the bill was laid on the
table.

Resolve in favor of Southwood & E. B. Sibley was taken up and referred to the committee on State Lands. Sent down for concurrence.

On motion of Mr. Sawtelle the Senate proceeded to the consideration of a resolve in favor of the commissioners appointed under the resolve of March 3. 1832.

On motion of Mr. Swan the Senate insisted on its vote passing the resolve to be engrossed, proposed a conference and appointed as conferees Messrs. Swan and Rawson. Sent down for concurrence. Came up with Messrs. Tucker of Saco, Boston of North Yarmouth and Lewis of Wayne joined.

Mr. Mitchell from the Committee on engrossed bills reported as truly and correctly engrossed.

Bill entitled an act to extend the time allowed the city bank to close its concerns,

and

An act to divide the town of Bath and to incorporate the south westerly part thereof into a town by the name of West Bath and they were passed to be enacted.

324. Resolve in favor of William W. Quinn-297.
by was read the second time and passed
to be engrossed. Sent down for concurrence.

Bill entitled an act extending the
time allowed the Portland and Oxford
Rail Road company to survey their
route and complete said road

and

An act explanatory of the thirty
sixth chapter of the revised Statutes
were read the second time and passed
to be engrossed. Sent down for concurrence

Bill entitled an act in addition
to an act in relation to ferries (reported
from the committee on Interior Affairs
on petition of H. Longfellow and others)

and

An act incorporating the Penobscot
Winter Navigation Company (reported
from the same committee on petition
of Robert Gibson) were read once and
tomorrow at ten o'clock assigned for the
second reading.

On motion of Mr. Otis the Senate
proceeded to the consideration of Bill
entitled an act to establish the Bath
and Portland Rail Road Company.
The question pending, being the mo-
tion of Mr. Otis to reconsider the vote

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of the fifth instant. by which the Senate agreed to the amendment on sheet marked A was decided in the affirmative by yeas and nays as follows.

Yeas. Messrs. Anderson, Brooks, Cunningham, Dana, French, Holmes Knowlton, Miller, Millett, Parker Sawelle, Smiley, Stickland, Swan, Tammam, Townsend and Walker - - - 17.

Nays. Messrs. Atwood, Bram, Chadwick, Deering, Frye, Mitchell, Os. Rawson and Rose - - - 9.

On motion of Mr. Tammam the bill was amended on sheet marked B and the question of passing it to be engrossed as amended being ordered to be taken by yeas and nays was decided in the affirmative as follows.

Yeas. Messrs. Anderson, Brooks, Brown, Bram, Cunningham, Dana, French, Frye, Holmes, Knowlton, Miller, Millett, Parker, Sawelle, Smiley, Stickland, Swan, Tammam, Townsend and Walker - - - 20.

Nays. Messrs. Atwood, Chadwick, Deering, Os. Rawson Rose - - - 6.

Adjourned.

Wednesday February 14. 1844.

Petition of Samuel Redington and others for the passage of a law relating to the first congregational meeting house in Tassaborough came up referred to the committee on Parishes. The Senate non-concurred and referred it to the next legislature. Sent down for concurrence.

" Benjamin Austin and others came up the house having insisted on its former vote proposed a conference and appointed Messrs Little of Portland, Clark of Lexington and Weeks of Wellington as conferees. The Senate recessed and concurred, and appointed Messrs Sawbelle, Frye, and Miller.

Mr. Garcelon from the committee on divisions of towns reported reference to the next legislature on petitions of Richard Smart & others and John Silvine & others. Accepted

and sent down for concurrence.

Order from the House directing the Committee on Banks and Banking to inquire into the expediency of repealing the charter of the central Bank was passed in concurrence.

Bill entitled An act incorporating the Penobscot River Navigation Company was read the second time and on motion of Mr. Atwood laid on the table and three hundred copies ordered to be printed for the legislature.

on motion of Mr. Frye, the rule being suspended, the Senate reconsidered its vote passing to be engrossed bill entitled an act in relation to schools in certain plantations. The bill was amended on sheets marked C. & D. and passed to be engrossed as amended. Sent down for concurrence.

Resolves in favor of Joseph Loder Salmo Laid on the table by Mr. Rose, was read twice, the rule being suspended, and passed to be engrossed. Sent down for concurrence.

On motion of Mr. Sawtelle bill entitled an act for rendering a written memorandum necessary to the validity of certain promises and engagements was

44 taken up. The Senate insisted on its 301.
former vote proposed a conference and
appointed Messrs. Townsend, Tallman,
and Barclay as conferees. Sent down for
concurrence. Came up with Messrs.
Woodman of Minot, Rerrick of Corvick
and Leach of Raymond joined.

Mr. Atwood from the joint select
committee to whom was referred so
much of the Governor's message as
relates to costs in criminal prose-
cutions reports that legislation on that
subject was inexpedient. Accepted. Sent
down for concurrence.

Mr. Lowell from the committee on division
of towns reports order of notice return-
able to the present legislature on petition
of Henry Malcom and others. Accepted
and sent down for concurrence.

Mr. Cunningham from the committee
on state lands reports leave to withdraw
in petitions of Samuel Gooch others, Alfred
Cushman and others, Isaac J. Stevens
and others, Eliska Brown and others, John
Gardiner and others (and citizens and
citizens of Greenville severally accepted.
Sent down for concurrence.

Mr. Rose from the committee on indian
affairs reports leave to withdraw on petition

of W. L. Clark, Sewell Neptune & others
Isaac P. Haines and Mrs & William
Pike and others severally accepted. Sent
down for concurrence.

The report of the committee on petition of
Paul Morse was taken up and accepted.
Sent down for concurrence.

Mr. Rawson from the committee on
Banks and Banking reported leave to
withdraw on George Skolfield & others.
Accepted and sent down for concurrence.

Bill entitled an
act in addition to an act in relation
to ferries was read the second time and
on motion of Mr. Otis the further con-
sideration of the same was indefinitely
postponed. Sent down for concurrence.

On motion of Mr. Townsend ordered
that the resolve in favor of Henry C. Har-
vey together with the accompanying papers,
be taken from the files of the Senate and
referred to the committee on State Lands.
Sent down for concurrence.

Bill entitled an act to incorporate
the Waldo Mineral Spring company (re-
ports from the committee on Interior Works
on petition of Isaac Higgins and others)

164. An act in addition to an act to incor- 303.
porate the upper Stillwater bridge
corporation (reports from the committee
on roads and bridges on petition of
John G. Jameson and others and Samuel
D. Hasty and others)

An act establishing salaries for
county commissioners (reports from
the joint select committee to whom
was referred an order on that subject)
and

Resolves in favor of the heirs of Riscoe
& Greene and another reports from
the committee on state lands were
read once and tomorrow at ten o'clock
assigned for the second reading.

Report of the committee on the Judi-
ciary on petition of Aaron Seaver
and others was recommitted. Sent
down for concurrence.

Adjourned.

Thursday February 15. 1844.

Petition of George Mace and others for the incorporation of a plantation was referred to the committee on Incorporations of towns in concurrence.

" " Eunice B. Prince and others of North Yarmouth

and

" " Josiah Milliken " " of Poland for alteration of the license law were referred to the committee on License Law in concurrence.

Remonstrance of the town of Baldwin against the petition of Joseph Rankin and others was referred to the committee on division and alteration of counties in concurrence.

Orders from the house that the papers in relation to the pensions of John Hobbs and Joseph Penroy be taken from the files and referred to the committee on Military Pensions were passed in concurrence.

Order from the house directing the 305.
committee on the Judiciary to in-
quire into the expediency of so amend-
ing the statutes as to allow Justices
of the peace to issue executions on
confessions was passed in concurrence.

Mr. Sawtelle from the conferees on
the disagreeing vote of the two branch-
es on the reference of the petition
of Benjamin Austin and others
reported that having met the con-
ferees on the part of the house they
had been unable to agree, they therefore
recommend that the Senate adhere
to its former vote. The report was ac-
cepted and the Senate adhered.

Mr. Tallman from the joint select
committee to whom was referred the
petition of Fayette Mace reported
leave to withdraw on said petition,
and on petition of Jonathan G. Long-
fellow. Accepted. Sent down for con-
currence.

Mr. Garcelon from the Committee
on division of towns reported leave
to withdraw on petition of Paine
Wingate & others. Accepted and sent
down for concurrence.

Mr. Sawtelle from the committee

on the Judiciary reports leave to withdraw on petitions of William Smith and others and Benjamin Heath and others; and reference to the next legislature on petition of Sarah N. Mace: also legislation inexpedient on the subject of an order relative to ministerial funds and an order relative to injury to cattle on rail roads. Severally accepted and sent down for concurrence.

On motion of Mr. Sawtelle ordered that Messrs. Sawtelle, French and Millett be a committee with such as the house may join to ascertain of the several committees at what time they will be able to make their final reports, and also when this legislature may have a recess. Sent down for concurrence.

On motion of Mr. Otis ordered that the committee on retrenchment be directed to inquire if any alteration is necessary in the law establishing the salaries of country attorneys. Sent down for concurrence.

On motion of Mr. Otis the Senate proceeded to the consideration of bill entitled an act repealing an

1844. act entitled an act providing for 307.
the taxing of rail roads and railroad
property in this state. Mr. Rose
moved that the further considera-
tion of the bill be indefinitely
postponed and while the motion
was pending the bill was on motion
of Mr. Tallman laid on the table.

Mr. Hunt from the Committee on
Engrossed bills reports as truly and
correctly engrossed bill entitled

An act explanatory of the thirty
sixth chapter of the revised Statutes.

An act to establish the salary of
Judge of Probate for the County of
Waldo.

An act in relation to the insane hospital.

An act to authorize the directors of
the Machias Water Power and Mill Com-
pany to assess a tax & for other purposes.

An act in addition to an act to in-
corporate the Laconia Company.

An act extending the time allowed
the Portland and Orono rail road com-
pany to survey their route and com-
plete said road.

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An act additional to an act to incorporate the proprietors of the Falls Sturtevant in Calais and they were severally passed to be enacted.

The same committee reported as truly and correctly engrossed.

Resolved in favor of George W. Maxim.

Resolved in relation to certain funds and they were finally passed.

Mr. Mitchell from the committee on fisheries reported legislation inexpedient on the subject of an order relative to a fishway on Kennebec dam. On motion of Mr. Otis the report was laid on the table.

Petition of Atwood Stevens & others of Thomaston for the passage of a law limiting the liability of ship owners was referred to the committee on the Judiciary. Sent down for concurrence.

Mr. Rawson from the joint select committee to whom was referred the petition of inhabitants of Frankfort that the office of Sheriff may be elective reported reference to the next legislature on said petition and on petition of Joshua Woodward & others. Severally accepted sent

Resolved in favor of Joseph Loder Salmo came up amended on sheet marked A. The Senate non concurred. Sent down for concurrence.

Bill entitled an act establishing the salaries for county commissioners was read the second time and on motion of Mr. Tallman amended on sheet marked A. Mr. Faye moved to amend in the twelfth line of the first section by striking out "two" and inserting "three" and while that motion was pending the bill was laid on the table.

Bill entitled an act in addition to an act to incorporate the Upper Still Water Bridge Corporation.

An act to incorporate the Waldo Mineral Spring Company.

and

Resolved in favor of the heirs of Roscoe E. Greene and another were read the second time and on motion of Mr. Otis laid on the table.

Bill entitled an act to annex part of Franklin plantation to the town of Sumner reported from the committee on division of towns on petition of Lott Hall,

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An act to repeal an act entitled an act to incorporate the Waterville Iron Manufacturing company (reported from the committee on the judiciary on petition of Erasmus Fairbanks and others)

An act additional to chapter twenty four of the revised statutes (reported from the same committee on an order relative to drains and sewers)

An act in addition to the one hundred and sixteenth chapter of the revised statutes (reported from the same committee on an order relative to notice in justice suits)

and

Resolves in favor of Peol Pows and Joseph Lockabasin (introduced in this house) were read once and tomorrow at ten o'clock assigned for the second reading.

Adjourned

Friday February 16. 1844.

Petition of Stinson Sewall and others
of Hild
and
James Lombard "
of Readfield for alteration
of license law were referred
to the committee on license
law in concurrence.

Remonstrance of Franklin Adams
and others against the petition of Abner
Taylor and others were referred to the com-
mittee on manufactures in concurrence.

Bill entitled
An act in relation to manufacturing
corporations
and
An act relating to divorces were referred
to the committee on the Judiciary in
concurrence.

Orders from the House instructing the
committee on manufactures to inquire
into the expediency of amending the
fourteenth section of the sixty sixth
chapter of the revised statutes relative

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to hogshead hoops.

Also instructing the committee on the judiciary to inquire into the expediency of amending the fourteenth chapter of the revised statutes in relation to the security of part owners of land paying taxes thereon to the state were passed in concurrence.

Bill entitled an act in addition to the one hundred and sixteenth chapter of the revised statutes,

and

An act to annex part of Franklin plantation to the town of Sumner were read the second time and passed to be engrossed. Sent down for concurrence.

Resolved in favor of Joseph Loder Salmo came up the House insisting and proposing a conference and appointing Messrs Elliot of Frankfurt, Leammus of Franklin and Berry of Thomaston conferees. On motion of Mr. Rose the Senate receded and concurred.

Bill entitled an act to repeal an act entitled "an act to incorporate the Waterville Iron Manufacturing company" was read the second time

Sept. and on motion of Mr Otis laid on 313.
the table.

Bill entitled an act additional to chapter twenty four of the revised statutes was read the second time amended on sheet marked A and passed to be engrossed. Sent down for concurrence.

Resolve in favor of Peol Bros and Joseph Lockatasein was read the second time amended in the title by adding the name of John Neptune, and passed to be engrossed. Sent down for concurrence.

On motion of Mr. Hunt Resolve in favor of the heirs of Boston G. Greene and another was taken up and passed to be engrossed. Sent down for concurrence.

Mr. Parker from the joint select committee to whom was referred so much of the Governors message as relates to the receipts by this State of its proportion of the proceeds of the sales of the public lands from the general government; also a communication from J. W. M. Cullock Comptroller of the treasury, made a report, which on motion of Mr. Otis was laid on the

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table and three hundred copies ordered to be printed for the use of the Legislature.

Mr. Hunt from the Committee on engrossed bills reports as truly and correctly engrossed

Bill entitled an act to incorporate the Kinnelon Mutual Insurance company

and

An act to incorporate the Peppercorn Manufacturing company, and they were passed to be enacted.

Mr. Hunt from the same committee reports as truly and correctly engrossed

Resolved in relation to state and county taxes assessed on unincorporated places.

Resolved in favor of Benjamin Brown

" for the promotion of education in the Madawaska Settlement, and they were severally finally passed.

Adjourned.

Saturday February 17. 1864.

Petition of Charles Holmes and others for a new probate district in the eastern part of Lincoln was referred to the committee on the judiciary in concurrence.

Remonstrance of the town of Litchfield against the incorporation of the Winthrop pond bridge company was referred to the committee on interior waters in concurrence.

" of Walter Matthews against the petition of Wm. J. Dodge & others was referred to the committee on fisheries in concurrence.

Bill entitled an act in relation to manufacturing corporations, reported from the committee on the judiciary without amendment, was read once and on motion of Mr. Sawtelle laid on the table and three hundred copies ordered to be printed for the use of the legislature.

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Remonstrance of Herman Cummings and others against the petition of Ebenezer Glines and others was referred to the Committee on division of towns in 1802. Sent down for concurrence.

On motion of Mr. Otis Bill entitled an act in addition to an act to incorporate the upper Shilo water bridge corporation

and

An act to repeal an act entitled "An act to incorporate the Waterville Iron Manufacturing company" were taken up and passed to be engrossed. Sent down for concurrence.

Bill entitled an act giving further remedy in actions against towns (reported from the committee on the judiciary on petition of Phineas Anderson and Jeremiah Smith)

An act altering the time of holding the sessions of the Supreme Judicial Court in the county of Lincoln (reported from the same committee on an order relative to that subject)

An act relating to divorces (reported from said committee on an order relative to that subject)

314. An act to provide in part for the 317.
expenditures of government

An act to annex part of the town
of Hallowell to the town of Pittston
(reported from the committee on
division of towns on petition of Rufus
White and others)

An act establishing the line between
the town of Detroit in the County
of Somerset and the town of Plymouth
in the County of Penobscot (reported
from said committee on petition of
the Selectmen of said towns)

Resolves providing for the repair of
the Military road (reported from the
committee on State roads on an order
relative to that subject)

and

Resolved in favor of Ira Fish (reported
from the committee on State Lands
on petition of said Fish) were read
once and Monday next at ten o'clock
assigned for the second reading.

On motion of Mr. Otis the Senate
proceeded to the consideration of
Bill entitled an act establishing
salaries for county commissioners.
Mr. Sawtelle moved to amend the
bill by striking out the tenth,

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fourteenth, fifteenth, sixteenth, seventeenth, and twenty first times and while that motion was pending the bill on motion of Mr. Hunt was laid on the table.

Mr. Chadwick from the Committee on Incorporation of towns reports leave to withdraw on petitions of Barnabas Hanneveld and others, Belmy Violette and others inhabitants of Madawaska and George Mace and others severally accepted and sent down for concurrence.

Mr. Sawtew from the committee on the judiciary reports leave to withdraw on petitions of Augustine Staines, and Rufus Clement and others: Also legislation inexpedient on a resolve of the State of Massachusetts relative to amending the constitution of the United States. Severally accepted and sent down for concurrence.

Adjourned.