

Monday, February 24, 1834.

Petition of John Agry and others for a division of the town of Hallowell, and that all of said town lying west of Kennebec River be incorporated into a town by the name of Hallowell Port, — read and referred to the Committee on Incorporation of Towns in concurrence.

Petition of John N. Hyde and others for repeal of the License Laws, read and referred to the Committee on the Judiciary, in concurrence.

Bill to incorporate the Proprietors of the Moosehead Dam Company came up from the House amended and recommitted. The Senate reconsider their vote passing said Bill to be engrossed, adopt the amendment proposed by the House and recommit the same in concurrence.

The Committee on Military Pensions reported leave to withdraw on petition of Calvin S. Wheeler, — read and accepted, in concurrence.

The Committee on the Judiciary, to which was referred an order relative to the expediency of repealing an Act defining the powers of the Judicial Courts in granting reviews, reported that legislation on that subject ~~and that~~ <sup>is</sup> unnecessary, — read and accepted in concurrence.

Resolve in favor of Stephen Emerson, reported by M. Bradbury, from the Committee on State Roads, to which said Resolve had been recommitted was amended and passed to be engrossed as amended.  
Sent down for concurrence. Concurring

Petition of John Lunt and others for a Bridge across the Sebasicook River in Clinton was read & referred to the Committee on Turnpikes, Bridges & Canals. Sent down for concurrence.

Concurred.

Bill to incorporate the town of Lawmasset was taken up. The Senate reconsider their vote passing said Bill to be engrossed, noneconcur the House in their proposed amendment and amend said Bill by striking out the word "Lawmasset" wherever it occurs in the Bill, and inserting in lieu thereof the word "Shirley" and pass the same to be engrossed as thus amended.

Sent down for concurrence. Concurred.

Resolve to ascertain the number of the Blind in this State, and

Resolve for the relief of the indigent Blind, reported by Mr Emmons from the Joint Select Committee to which was referred an order for ascertaining the number of Blind within this State from thirty years of age and under, severally read once and ordered to lie on the table and ordered that three hundred copies of said report be printed for the use of the Legislature.

The Committee on Engrossed Bills reported as correctly engrossed.

Resolve respecting the State Prison, — and on motion of Mr Pierce, the vote, passing said Resolve to be engrossed, was reconsidered, and said Resolve was amended and passed to be reengrossed as amended; of which the House were informed by message and their concurrence requested.

Concurred.

A communication from Mark Harris, signifying his acceptance of the office of Treasurer of State, read (and with the accompanying Bond was committed to a Joint Select Committee consisting, on the part of the Senate, of Messrs. Cobb and Kelsey, with such as the House may join.

Sent down for concurrence. Concurred, (and Messrs. McCrate, Washburn and Merrow are joined.)

Bill to incorporate the Herndusheag Canal Corporation, (and

Bill to incorporate the Orrington Canal and Railway Company, severally read a second time (and recommitted. Sent down for concurrence.

Concurred.

Resolve respecting highways in the County of Waldo was read once and ordered to lie on the table.

Bill to incorporate the Buxton Freewill Baptist Society, was read a second time and a passage refused. Sent down for concurrence.

Bill to prevent the destruction of Pickersel in Thomas' pond, Norton's (and Camden pond & Fletcher's pond in the County of Waldo,

Bill to incorporate the Oxford Bridge Corporation, severally read a second time and passed to be engrossed, in concurrence.

Remonstrance of David Hales & others,  
 ————— of Henry C. Lowell & others,  
 ————— of Elijah Hall & others,  
 ————— of Patrick Woodcock & others  
 against the alteration of the Laws for the inv.

specification of Lime, severally read and referred to the Committee that have that subject under consideration, in concurrence. 271.

Bill to incorporate the Grand Falls Sluiceway Company was read a second time and passed to be engrossed.

Sent down for concurrence. Concurred.

The Committee on Engrossed Bills reported as correctly engrossed,

Resolve in favor of the town of Dennyville, and the same was

finally passed.

The same Committee reported as correctly engrossed

Bill to prevent the destruction of Pickerel in Chandler's and Joel Deans Mill Ponds,

Bill to incorporate certain persons for the purpose of building a bridge over Kennebec river in the town of Norridgewock,

Bill additional respecting Salaries of Judges and Registers of Probate,

Bill to regulate the taking of Fish in Royall's River in the town of North Yarmouth,

Bill to increase the toll of a Bridge over Wild River in the town of Gilead,

Bill to incorporate the Sullivan Granite Company,

Bill to incorporate the Trustees of Lewiston Falls Academy, and the same were severally passed to be  
enacted.

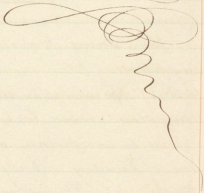
272.

Bill to provide for the instruction of Youth  
was taken up and read, and ordered that the  
further consideration of said Bill be assigned  
for tomorrow at ten o'clock.

Adjourned.

Attest, William Frazer,

Secretary.



Tuesday, February 25<sup>th</sup>, 1834.

273.

Petition of Robert M. N. Smyth and others for a canal from Bangor to Orono, read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

Petition of Benjamin Smith and others, inhabitants of the town of Bremen, praying that said town may be annexed to the town of Bristol as formerly, read and referred to the Committee on Division of Towns, in concurrence.

Order from the House of Representatives directing the Committee on the Judiciary to inquire into the expediency of passing a law requiring unincorporated plantations to be taxed for the support of primary schools in their respective plantations with leave to report by Bill or otherwise, read and passed in concurrence.

Resolve in favor of Peleg Mitchell was read once and referred to the Committee on Claims, in concurrence.

The Committee on Turnpikes, Bridges & Canals reported notice to next Legislature on petition of John Creighton & others, read and accepted in concurrence.

Bill to incorporate the Emerson Sluice Company came up from the House recommended with instructions to report a statement of facts. The Senate reconsider their vote of the 11<sup>th</sup> inst. passing said Bill to be engrossed and recommit the same in concurrence.

27th.

Order from the House of Representatives appointing Messrs O'Brien, Lake and Miller, with such as the Senate may join, to consider the expediency of adopting a rule, by which such towns as have not returned their number of scholars, may be entitled to a fair proportion of the Bank tax, set apart for the use of primary schools by an Act of the last Legislature, read and passed, & Messrs. Farnham and Porter are joined in concurrence).

The Committee on Claims to which was referred the petition of the Overseers of the Poor of the town of Hoodsdon, reported that the claim of said petitioners ought not to be allowed, read and accepted in concurrence).

Resolve for amendments to the Constitution of the State came up— The House insisting on their vote whereby they amended said Resolve & refusing the same a passage, and proposing a Conference and appoint as Conferencees, on their part, Messrs. Jewett, of Portland, Vose of Augusta and Robinson of Bethel. The Senate concur the House in their proposition for a Conference and appoint as Conferencees on their part, Messrs Bradbury, Kelsey and Smith.

The Report of the Committee on Turnpikes, Bridges & Canals on petition of William Pike and others, recommending the appointment of C. M. Chase, S. S. Whipple and Lewis Wilson a viewing Committee, was taken up, read (and accepted).

Sent down for concurrence).

Concurred.

Mr Farnsworth, from the Committee on Turnpikes, Bridges & Canals, reported notice to next Legislature on petition of James Greely and others, read and accepted. Sent down for concurrence. Concurred,

Bill further to prolong the Charter of the Bath Bank, reported by the Committee on Banks and Banking, was read once, and on motion of Mr Groton, ordered, to lie on the table.

The further consideration of the Bill to provide for the instruction of Youth was resumed and sundry amendments adopted; and tomorrow at ten o'clock assigned for a second reading.

Bill to incorporate the Union River Canal and Railway Company, (reported by Mr Farnsworth, from the Committee on Turnpikes, Bridges and Canals, on petition of Joseph Otis and others,)

Bill additional to incorporate the Proprietors of the Meadow Brook and sluices, (reported by the same gentleman, from the same Committee, on petition of Samuel Lowden & others,)

Bill additional establishing a Supreme Judicial Court in this State, (reported by Mr Knowlton from the Committee to which was referred an order relative to the times of holding the Supreme Judicial Court in the County of Waldo,)

Bill requiring a Sluiceway to be constructed on the Meduxnekeag Stream and for other purposes, (reported in the House by the Committee on Interior Fisheries, on petition of the inhabitants of Houlton,)

Bill to repeal certain Sections of an Act to regulate the Herring Fishery, (reported in the House

by the Committee on Interior Fisheries, on an order respecting the repeal of the Act regulating the Herring Fisheries,

Resolve in favor of Peter Golding, (reported in the House by the Committee on Claims, on petition of said Golden,)

Resolve in favor of Reuel Williams, (reported by Mr Pierce from the Committee to which was referred the Governor's message and accompanying papers relative to the Public Buildings,

Resolve in favor of Silas Barnard, (reported by Mr Farnham from the Committee on Claims, to which said Resolve was recommitted,)

Resolve in favor of John Dunning, (reported by the same gentleman from the same Committee on petition of said Dunning,)

Resolve in favor of Alfred Marshall, (reported in the House by the Committee on Claims, on petition or claim of said Marshall,

Resolve in favor of the town of Winslow, (reported in the House by the same Committee on petition of Selectmen of Winslow,)

Bill additional respecting the inspection of Fish, (reported in a new draft by Mr Chandler from the Joint Select Committee, to which said Bill had been recommitted,)

(and

Bill enabling the owners of Meeting Houses to manage the same, (reported by Mr Emmons from the Committee on the Judiciary, to which said Bill had been recommitted, severally read once) and tomorrow at ten o'clock assigned for a second reading.

Petition of John C. Homer and others for a repeal of certain Acts regulating the fishery in the Penobscot River, read and referred to the Committee on Interior Fisheries, in concurrence.

Bill to establish the Fees of Notaries Public,  
(reported in the House by the Committee on the Ju-  
diary) was read once and recommitted.

Sent down for concurrence. Concluded.

Bill to incorporate the Kennebec Dam Compa-  
ny was taken up, and while the same was under  
discussion,

On motion of W Smith, ordered, that when  
the Senate adjourn, it adjourn to meet again  
at half past two o'clock in the afternoon,

and  
The Senate accordingly

Adjourned.

Afternoon.

W Bridgman from  
the Committee on the Militia, to which was referred  
the communication of the Governor and the accom-  
panying Report and Resolutions of the General As-  
sembly of the State of North Carolina and the  
Joint Resolution of the Senate and Assembly  
of New York in relation to the Militia and  
the public defense, made a report asking to be  
discharged from the further consideration of the  
same, read and accepted.

Sent down for concurrence. Concluded.

The Committee on Claims to which was referred  
the petition of Thomas Nickerson, reported that  
the claim of said petitioner ought not to be allow-  
ed, read and accepted.

Sent down for concurrence. Concluded.

278.

Bill additional to an Act regulating divorces was read a second time and passed to be engrossed, in concurrence.

Bill additional providing for the appointment of Clerks of the Courts in the several Counties and requiring them to render an account of all monies received (laid on the table by Mr. Harnsworth)

Bill to set off Cornelius Thompson and lands from Bowdoin and annex them to Lisbon, in new draft

Bill to incorporate the Ticonic Sluiceway Company, severally read a second time and passed to be engrossed. Sent down for concurrence.

The Committee on Engrossed Bills reported as correctly engrossed,

Bill to establish the Belfast Marine Railway Company,

Bill to incorporate the Orrington Pier and Warehouse Company, and the same were severally passed to be

enacted.

The further consideration of the Bill to incorporate the Kennebec Dam Company was resumed and sundry amendments adopted and while the same was under discussion the Senate

Adjourned.

Attest,

William Trafton, Secretary.

Wednesday, February 26, 1834.

279

Petition of Rufus W. Goodenow to be admitted to practice law in the Court of Common Pleas was read and referred to the Committee on the Judiciary.

Sent down for concurrence. Concluded.

Petition of Aaron Hill and others for an Act authorizing the town of Milo to purchase land for a Burial Ground, read and referred to the Committee on the Judiciary, in concurrence.

Bill to incorporate the Bangor Horticultural Society came up from the House amended. The Senate recede from their vote passing said Bill to be engrossed, adopt the amendment proposed by the House and pass the same to be engrossed as amended, in concurrence.

Mr Pierce from the Joint Select Committee to which were committed sundry petitions for new County reported notice to next Legislature on petition of Peter H. Greene & others, read & accepted. Sent down for concurrence. Concluded.

Resolve establishing a Board of Internal Improvements came up from the House amended and referred to the next Legislature and that said Resolve be printed in all the papers that publish the laws of the State. The Senate so far recede from their vote passing said Resolve to be engrossed as to adopt the amendments proposed by the House. And the question of referring said Resolve to the next Legislature in concurrence, being ordered to be taken by yeas and nays, was decided in the negative as follows, to wit:

Yeas. Messrs Allen, Chandler, Knowlton, Manning & Tobin, 5.

Nays. Messrs. Bradbury, Bridgham, Brown, Cobb, Farnham, Farnsworth, Frye, Groton, Howard, Kel-sey, Labaree, Pierce, Porter, Prescott, Rogers, Smith and Williamson \_\_\_\_\_ 17.

And the Senate insist on their vote passing said Resolve to be engrossed.

Sent down for concurrence.

Mr Cobb, from the Joint Select Committee, to which was referred the communication of Mark Harris, Esq. Treasurer of State elect, signifying his acceptance of that office, and also the bond submitted by him, reported that, in their opinion, said bond is good and sufficient, read (and accepted. Sent down for concurrence. Concurred.

Resolve in favor of Reuel Williams was read a second time, and, on motion of Mr Knowlton, ordered to lie on the table.

Mr Rogers from the Joint Select Committee to which was referred an order directing them to inquire when the Legislature may have a recess, reported that the Legislature may have a recess after the tenth of March next, read (and accepted. Sent down for concurrence. Concurred.

Resolve in addition to a Resolve authorizing a Loan in behalf of the State,

Resolve in favor of Peter Golding,

" in favor of Alfred Marshall, (as amended)

" in favor of the town of Winslow,

" in favor of Benjamin R. Lake (as amended)

" authorizing a temporary loan in behalf of the State,

Bill to repeal certain sections of an Act to regulate

the Herring Fishery,

281.

Bill requiring a Sluiceway to be constructed on the Maduxnekeag Stream, severally read a second time and passed to be engrossed, in concurrence.

Bill apportioning a part of the annual tax of the Showhegan Bank for the benefit of St. Albans Academy came up from the House of Representatives indefinitely postponed. The Senate nonconcur the House in the indefinite postponement of this Bill and insist on their vote passing the same to be engrossed, Sent down for concurrence.

Bill additional respecting the inspection of Fish,  
" enabling the owners of Meetinghouses to manage the same,  
" to incorporate the Union River Canal and Railway Company,

" in addition to an Act to establish a Supreme Judicial Court in this State,

" additional to incorporate the proprietors of the Meadow Brook and Sluices,

Resolve in favor of Silas Barnard,

" in favor of John Dunning, severally read a second time and passed to be engrossed. Sent down for concurrence.

Petition of Caleb Bradbury & sundry inhabitants of Westbrook,

" } of Oliver B. Dorrance and sundry inhabitants of Portland, (and

" of G. F. Cox and others for repeal of the License Laws, severally read and referred to the Committee on the Judiciary, in concurrence.

Communication of Parker Cleaveland, Secretary of the Medical School of Maine, accompanied by a Catalogue of the Library of said School at Bowdoin College with the Medical Statutes of said School, in pursuance of an order of the Legislature, was read and, on motion of Mr. Prescott, ordered to lie on the table and that three hundred copies of said communication be printed, for the use of the Legislature.

Bill for the building of a Bridge in Bluehill came up from the House of Representatives amended. The Senate nonconcur the House in passing said Bill to be engrossed and refer the same to the next Legislature.

Sent down for concurrence.

Mr. Farnsworth from the Committee on Turnpikes, Bridges & Canals reported notice to next Legislature on petition of Johnson & Lunt and others, (and on petition of Robert M. N. Smyth and others; and leave to withdraw on petition of Samuel G. Bowman and others, severally read and accepted.

Sent down for concurrence. Concurred.

The same gentleman from the same Committee, to which was referred the petition of Samuel Kelley and others to be incorporated for the purpose of building a Turnpike from the County road leading from Calais to Robins town, made a special report recommending the appointment of George M. Chase, Shubert S. Whipple and Lewis Wilson a viewing Committee (agreeably to the provisions of an Act passed 1821 relative to Turnpike Corporations) to make their report to next Legislature, that all persons

may then appear and shew cause (if any they have) against said petition, read and accepted. Sent down for concurrence (concurred).

The Committee on Engrossed Bills reported as correctly engrossed,

Resolve authorizing a temporary loan in behalf of the State,

Resolve in addition to a Resolve authorizing a Loan in behalf of the State, and the same were severally

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finally passed.

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The same Committee reported as correctly engrossed.

Bill additional regulating elections,

- " } to incorporate the Enchanted Stream Canal Company,
  - " } additional establishing salaries for Judges and Registers of Probate,
  - " } to incorporate the Lewiston Falls Manufacturing Company,
  - " } to incorporate the town of Chester, and the same were severally passed to be
- 
- enacted.
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The Committee on Accounts, to which was referred the petition of John Bent, made a report asking to be discharged from the further consideration of the subject, read and referred to the Committee on Claims, in concurrence.

The Committee on the Judiciary reported leave to withdraw on the memorial of the inhabitants of Lewiston, read and accepted in concurrence.

The same Committee to which was referred an order of February 19<sup>th</sup> relating to the support of the Poor in plantations reported that Legislation on that subject is inexpedient, read and accepted, in concurrence.

Bill to incorporate the town of Naples came up from the House of Representatives amended. The Senate recede from their vote passing said Bill to be engrossed, adopt the amendments proposed by the House and pass the same to be engrossed as thus amended, in concurrence.

The further consideration of the Bill to incorporate the Kennebec Dam Company was resumed and while the same was under consideration,

On motion of Mr Prescott, ordered, that when the Senate adjourn, they adjourn to meet again at three o'clock in the afternoon.

(and)

The Senate accordingly

Adjourned.

Afternoon.

A message was received from the House of Representatives, informing the Senate that Mr Pierce of Portland was added to the Committee that have under consideration the subject of Inspection of Lime and Lime Casks in lieu of Mr Monell of Westbrook who has leave of absence.

Bill additional providing for the appointment of Clerks of the Courts in the several Counties and requiring them to render an account of all moneys received came up from the House committed to a Joint Select Committee, consisting on the part of the House of the Delegation from the County of Somerset with such as the Senate may join.

The Senate reconsider their vote passing said Bill to be engrossed, and commit the same, and Messrs. Farnsworth and Porter are joined in concurrence.

Resolve in favor of Sabez Bradbury came up from the House of Representatives indefinitely postponed. The Senate nonconcur the House in the indefinite postponement of said Resolve and pass the same to be engrossed.  
Sent down for concurrence.

Bill to incorporate the Orrington Canal and Railway Company, reported by Mr. Farnsworth from the Committee on Turnpikes, Bridges, Canals, to which said Bill had been recommended,

Bill to incorporate the Sagadahock Ferry Company (reported by Mr. Farnsworth from the Committee on Turnpikes, Bridges & Canals, on petition of John Parshley and others,)

Bill altering the time of holding the Court of Common Pleas in Penobscot County, (reported by Mr. Rogers from the Joint Select Committee to which said Bill was recommended,) severally <sup>read</sup> once and tomorrow at ten o'clock assigned for a second reading.

Mr Rogers from the Committee on the Judiciary to which was referred certain orders and petitions relative to the existing License Laws, made a report that legislation on that subject is inexpedient.

Mr Pierce made a motion to recommit said report with instructions to report a Bill repealing all License Laws, and the question of recommitting said report being ordered to be taken by yeas and nays was decided in the negative as follows, to wit;

Yeas. Messrs. Bradbury, Frye, Howard, Kelsey, Pierce, <sup>Porter</sup> Rogers and Williamson. — 8

Nays. Messrs. Allen, Bridgman, Brown, Cobb, Chandler, Farnham, Farnsworth, Groton, Inowton, Labaree, Manning, Prescott, Smith & Tobin — 14.

On motion of Mr. Rogers the report was so amended as to submit a Bill; which Bill additional respecting Innholders and Retailers was read once, and on motion of Mr Prescott ordered to lie on the table.

Resolve for establishing an Insane Hospital reported by Mr Prescott, from the Committee to which was referred so much of the Governor's message as relates to the establishment of an Insane Hospital, was read once, and on motion of Mr Groton, ordered to lie on the table, and that three hundred copies of the report and Resolves be printed for the use of the Legislature.

Mr Cobb from the Committee on Incorporation of Towns reported notice to next Legislature on petition of sundry inhabitants of Hallowell, read & accepted. Sent down for concurrence. Concurred.

Adjourned

Attest, William Trafton, Secretary.

Thursday, February 27, 1834.

287.

Preamble and Resolve, laid upon the table by Mr Prescott, in relation to the alteration of the Counties of Lincoln, Cumberland, Oxford, Kennebec and Somerset, read and on motion of Mr Foye, ordered, to lie on the table.

Remonstrance of Benjamin Underwood and others against the Grand Falls Sluiceway Company, read and referred to the Committee on Turnpikes, Bridges & Canals, in concurrence.

Resolve for the benefit of the Maine Wesleyan Seminary came up from the House indefinitely postponed. The Senate nonconcur the House in the indefinite postponement of said Resolve and insist on their vote passing the same to be engrossed. Sent down for concurrence.

The Senate resume the consideration of the Bill to incorporate the Kennebec Dam Company and while the same was under discussion,

On motion of Mr Prescott, ordered that when the Senate adjourn, they adjourn to meet again at three o'clock in the afternoon.

And the Senate accordingly

Adjourned.

Afternoon.

Petition of John M. Smith & others for a repeal of the License Laws was read and referred to the Committee on the Judiciary Sent down for concurrence.

Concurred.

The Report of the Bank Commissioners was taken up and referred to the Committee on Banks & Banking.

Sent down for concurrence Concluded.

Resolve in favor of Moses True,  
 " in favor of Sewall Prescott,  
 " authorizing a part of the Bank Tax to be distributed among certain towns that have failed to make any annual return to the Secretary of State, (reported by the Joint Select Committee to which was referred an order relative to that subject,) severally read a second time and passed to be engrossed, in concurrence.

Bill to incorporate the Orrington Canal and Railway Company, (in new draft,)

Bill altering the time of holding the Court of Common Pleas in Penobscot County,

Bill to establish the Sagadahock Ferry Company, (and

Resolve in favor of Silas Burnard, severally read a second time & passed to be engrossed.

Sent down for concurrence.

Concluded.

Resolve authorizing a grant for constructing a road in the County of Washington, (reported by Mr. Bradbury from the Committee on State Roads, to which was referred the report of Moses True, Agent appointed for locating a Road,)

Bill to incorporate the Proprietors of the Moosehead Dam Company, (reported by Mr. Farnsworth from the Committee on Turnpikes, Bridges & Canals, to which said Bill had been recommended)

Bill to incorporate the Emerson Sluice Company, 289.  
(reported by the same Committee to which said  
Bill had been recommitted,

Bill additional to provide for the packing &  
inspection of pickled and smoked fish (reported  
in the House in a new draft, by the Committee  
on Interior Fisheries, severally read once and  
tomorrow at ten o'clock assigned for a second  
reading.

The Committee on Engrossed Bills reported  
as correctly engrossed,  
Resolve establishing a Board of Internal Improvements,  
— in favor of Nathaniel Stevens,  
— respecting the State Prison,  
— for the aid of the Deaf and Dumb, and  
the same were severally,  
— finally passed.

The same Committee reported as correctly en-  
grossed.

Bill to prevent the destruction of Picherel in  
Thomas, Norton's and Camden Pond and Fleth-  
er's Pond in the County of Waldo,

Bill to incorporate the Bangor Horticultural Society,  
— to incorporate the Oxford Bridge Corporation,  
— to change the name of the town of North Salem,  
— to incorporate the town of Greenbush,  
— additional increasing the salary of the Judge  
of Probate in the County of Penobscot, and fixing  
the times and places of holding the Courts in said  
County, and the same were severally passed to be  
— enacted.

Bill to incorporate the Grand Falls Sluiceway Company came  
up from the House recommitted. The Senate reconsiders their vote  
passing said Bill to be engrossed & recommit the same in concurrence.

Mr. Bradbury has leave of absence from and after tomorrow, during the remainder of the Session.

The further consideration of the Bill to incorporate the Kennebec Paper Company was resumed, sundry amendments adopted, and the question of passing said Bill to be engrossed was decided in the affirmative by yeas and nays as follows, to wit:

Yeas. Messrs. Bradbury, Bridgman, Brown, Cobb, Cogswell, Chandler, Farnham, Farnsworth, Snowdon, Pierce, Porter, Prescott, Smith, Tobin & Williamson 15.

Nays. Messrs. Allen, Fry, Groton, Howard, Kelsey, Labaree and Manning ———— 7.

Sent down for concurrence.

Bill additional providing for the appointment of the Clerks of the Courts in the several Counties and requiring them to render an account of all moneys received, (reported by Mr. Farnsworth from the Joint Select Committee to which said Bill had been committed, was read once and ordered to lie on the table.

Adjourned.

Attest, William Trafton,  
Secretary.

Friday, February 28, 1834.

291.

Bill to incorporate the Buxton Freewill Baptist Society came up from the House amended. The Senate nonconcur the House in passing said Bill to be engrossed and indefinitely postpone the same.  
Sent down for concurrence.

Resolve in favor of Jabez Bradbury came up — the House adhering to their former vote whereby they indefinitely postponed said Resolve. The Senate nonconcur the House in the indefinite postponement of the said Resolve and insist on their vote passing the same to be engrossed.  
Sent down for concurrence.

The Committee on Turnpikes, Bridges & Canals reported notice to next Legislature on petition of Thomas Sherman and others, read and accepted, in concurrence.

Order from the House of Representatives directing the Committee on the Judiciary to inquire into the expediency of repealing an Act entitled an "Act to incorporate the Odom's Ledge Fishing Company (approved Feb. 1, 1834) with leave to report by Bill or otherwise, read and passed, in concurrence.

The Committee on Claims, to which was referred the petition of Charles Day and John F. Frazier reported that the claim of said petitioners ought not to be allowed, read and accepted in concurrence.

Bill appropriating a part of the annual tax of the Skowhegan Bank tax for the Benefit of the St. Albans

Academy came up from the House indefinitely postponed. The Senate reconsider their vote passing this Bill to be engrossed and indefinitely postpone the same in concurrence.

Mr Tarnham from the Committee on Literature and Literary institutions reported leave to withdraw on petition of John Blunt and others, read and accepted.

Sent down for concurrence.

Mr Farnsworth, from the Committee on Turnpikes, Bridges & Canals, reported notice to next Legislature on petition of William Woodman and others, read & accepted.

Sent down for concurrence. Concurred.

Petition of Cyrus Moore and others for a Canal from Pushaw to Matawamkeag point point, read and referred to the Committee on Turnpikes, Bridges and Canals, in concurrence.

Petition of Adam Powers and others praying for Legislative aid in protecting fisherel in Seb-  
le's pond and its tributary waters, read and referred to the Committee on Interior Fisheries, in concurrence.

Mr Farnsworth a member of the Senate from the tenth Senatorial District, laid upon the table the following the following communication, to wit:

To the President of the Senate.

Having been appointed Judge of Probate for the County of Somerset, and it being necessary to enter upon the duties of that office, I would therefore respectfully tender my resignation of the office of Senator for the County of Somerset.

I have the honor to be your obt. Servt.

D. Farnsworth.

293.

Which resignation was read and accepted.

Whereupon,

The Senate, on motion of Mr Prescott, ordered, that Messrs. Prescott, Pierce and Chandler be a Committee to ascertain the Constitutional Candidates from which a selection is to be made to fill the vacancy at this Board occasioned by the resignation of the Hon. Drummond Farnsworth from the tenth Senatorial District; who reported that John Read and Henry Warren are the Constitutional candidates to fill said vacancy.

On motion of Mr Prescott, ordered that a message be sent to the House of Representatives informing them that Hon. Drummond Farnsworth, a Senator from the tenth Senatorial District, (County of Somerset) has resigned his seat at the Senate Board, thereby producing a vacancy in the Senate - and that John Read and Henry Warren are the Constitutional Candidates to fill said vacancy --- (and proposing a Convention of the two Branches of the Legislature in the Representatives' Hall, tomorrow at eleven o'clock in <sup>the</sup> forenoon for the purpose of electing one of said candidates to fill said vacancy; and requesting the concurrence of the House. Which message was delivered by the Secretary.

No message was received from the House concurring in the foregoing proposition.

Bill additional giving further remedies in case of wilful trespass was taken up and indefinitely postponed.

Sent down for concurrence.

Concurred.

29th.

Bill additional to an act for the abolition of imprisonment of honest debtors for debt,

Bill to incorporate the Bangor and Skowhegan Stage Company, (reported in the House by the Committee on Turnpikes, Bridges & Canals. on petition of Ichabod Russell.)

Resolve in favor of Samuel Moore (reported by Mr Smith from the Committee on Claims, on petition of said Moore,) severally read once and tomorrow at ten o'clock assigned for a second reading.

Bill further to prolong the Charter of Bath Bank,  
— " — additional to provide for the packing and inspection of pickled and smoked fish, (in new draft)

Resolve respecting highways in the County of Waldo,  
— " — in favor of Isaac Hodsdon, severally read a second time and passed to be engrossed, in concurrence.

Bill to incorporate the Emerson Sluice Company,  
— " — to legalize the study of Anatomy in certain cases and to protect the sepulchres of the Dead,

— " — authorizing a grant for constructing a road in the County of Washington,

— " — to provide for the instruction of Youth, (as amended)

— " — to incorporate the Proprietors of the Moosehead Dam Company, (in new draft)

— " — to repeal an Act to incorporate the Odorn's Ledge Fishing Company, approved Feb. 1, 1834,

Resolve in favor of Reuel Williams, severally read a second time and passed to be engrossed.  
Sent down for concurrence.

Bill providing for the appropriation of the annual tax upon the Showhegan Bank came up from the House indefinitely postponed. The Senate recede from their vote passing said Bill to be engrossed and indefinitely postpone the same in concurrence.

The Committee on Engrossed Bills reported as correctly engrossed,

Resolve in favor of Sewall Prescott,

" in favor of Peter Golding,

" in favor of the town of Windsor,

" in favor of Moses True,

" in favor of Alfred Marshall,

" in favor of Benjamin R. Lake,

" in favor of Stephen Emerson,

" authorizing a part of the Bank Tax to be distributed among certain towns that have failed to make any annual returns to the Secretary of State, and the same were severally

finally passed.

The same Committee reported as correctly engrossed,

Bill to repeal certain sections of an Act to regulate the Herring Fishery,

" requiring a sluiceway to be constructed on the Meduxnekeag Stream & for other purposes,

" to annex to the town of New Portland sundry lots of land lying in New Vineyard,

" to incorporate the town of Shirley,

" to incorporate the town of Naples,

" to incorporate the Belfast Sercis Dock Company, and the same were severally passed to be

enacted.

Resolve proposing an amendment to the Constitution of this State came up from the House in a new draft, read once, and the question of passing said Resolve to be engrossed in concurrence with the House, being ordered to be taken by yeas and nays, was decided in the affirmative as follows, to wit;

Yeas. Messrs. Allen, Bradbury, Bridgham, Brown, Cobb, Cogswell, Chandler, Harnham, Groton, Howard, Kelbey, Knowlton, Labaree, Manning, Pierce, Porter, Prescott, Smith, Tobin and Williamson ——— 20.  
and none in the negative.

On motion of W Allen, ordered that when the Senate adjourn, they adjourn to meet again at half past three o'clock in the afternoon.

Adjourned.

Afternoon.

The Senate reconsidered their vote accepting the report of the Committee on Literature and Literary Institutions giving leave to withdraw on petition of John Blunt and others and recommit the same.

Sent down for concurrence. Concurred.

Mr Bradbury from the Committee on Division and Alteration of Counties reported a reference to next Legislature on

Petition of inhabitants of the town of Litchfield,  
— " of the Selectmen of the town of Calais,  
— " of James Moore and others,  
— " of sundry inhabitants of the County of Washington (and accompanying papers) read and

accepted. Sent down for concurrence.

Concurred.

297.

The same gentleman from the Committee on State Roads reported leave to withdraw on Petition of Moses Woods and others,

— of Joseph Chase and others, (and  
— of Caleb Prentiss and others, — read,  
and accepted. Sent down for concurrence.

Concurred.

The Committee on Division and Alteration of Counties (and also the Committee on State Roads) were, on motion of Mr Bradbury, discharged from any further business at this Session.

Mr Cobb, from the Joint Select Committee to which was referred a Resolve for the removal of the seat of Government from Augusta to Portland, reported that the same be referred to the next Legislature, — read and accepted. Sent down for concurrence. Concurred.

Bill concerning Pounds &c. was taken up and sundry amendments proposed; and, on motion of Mr Bradbury, ordered to lie on the table.

Mr Cogswell, from the Committee on Banks and Banking to which was referred an order respecting Banks forfeiting their Charter by receiving on loans of money a percentage over and above that prescribed by law, made a report asking to be discharged from the further consideration of the subject, read and accepted.

Sent down for concurrence. Concurred.

Mr Farnham from the Committee on Literature and Literary Institutions, to which was referred the petition of Moses Sweet in behalf of the Trustees of Parsonsfield Seminary for aid reported a Resolve for the benefit of the same, and that the said Resolve be referred to the next Legislature, read and accepted.  
Sent down for concurrence. Concurred.

Mr Rogers from the Committee on the Judiciary reported reference to next Legislature on petition of Jacob Hunt and others, read and accepted. Sent down for concurrence.  
Concurred.

Bill relative to Broad Rimmed Wheels came up from the House of Representatives taken in a new draft, and indefinitely postponed. Which Bill was read once and indefinitely postponed, in concurrence.

Mr Croton from the Committee on the Judiciary, to which was referred a communication from the Governor, accompanied by copies of certain proceedings had in the Board of the Trustees of Bowdoin College, reported that legislation on that subject is inexpedient, read and accepted. Sent down for concurrence.  
Concurred.

Resolve in favor of Anson Academy came up from the House of Representatives indefinitely postponed, read and ordered to lie on the table.

Adjourned.

Attest, William Trafton, Secretary.

Saturday, March 1, 1834.

299.

Resolve providing for the purchase of the two first Volumes of the Laws of Maine came up from the House of Representatives indefinitely postponed. The Senate nonconcur the House in the indefinite postponement of said Resolve and insist on their vote passing the same to be engrossed.

Sent down for concurrence.

Preamble and Resolve, (laid on the table by Mr Prescott) in relation to alteration of Counties were taken up and referred to a select Committee of this Board consisting of Messrs. Cobb, Prescott and Tobin.

The vacancy in the several Committees occasioned by the resignation of Mr Farnsworth was filled as follows, to wit;  
Mr Porter on Turnpikes, Bridges Canals,  
Mr Cobb on Literature and Literary Institutions &  
Mr Tobin on State Lands.

Mr Porter from the Joint Select Committee reported leave to withdraw on petition of the Committee of the town of Pittsfield, read and accepted. Sent down for concurrence.  
Concurred.

The Senate reconsider their vote of yesterday whereby they passed to be engrossed "Resolve proposing an amendment to the Constitution of this State", amend the same and pass said Resolve to be engrossed as thus amended.  
Sent down for concurrence.

Concurred.

Mr Bradbury from the Conference on the part of the Senate to which was referred a disagreement of the two Houses in relation to a "Resolve to amend the Constitution relative to the time of the annual sessions of the Legislature and the time of the annual State elections," made a report recommending each House to adhere to their former vote, read (and accepted.)

Bill additional to regulate Banks and Banking (reported by Mr Cogswell from the Committee on Banks and Banking, to which was referred the report of the Bank Commissioners & also communication from the Secretary of State accompanied by the abstract of the returns made to his office in June last by the several incorporated Banks)

Bill to repeal a part of third section of the Act entitled an Act to establish a Medical School in this State (reported by Mr Knowlton from the Joint Select Committee on an order relative to that subject)

Bill concerning Pounds, Beasts impounded, stray Beasts and lost goods,

Resolve for establishing an Insane Hospital, severally read once and Monday next at eleven o'clock assigned for a second reading

### In Convention.

Agreeably to assignment the two Houses of the Legislature met in Convention for the purpose of electing a Senator for the tenth Senatorial District to fill the vacancy occasioned by the resignation of Drummond Farnsworth, Esq. from said District.

Messrs. Bridgman and Porter of the Senate and

Spaulding, Webster and Buxton of the House were appointed a Committee to receive, sort and count the votes, who having attended the duties assigned them, reported that the whole number of votes is \_\_\_\_\_ 155.

Necessary to constitute an election \_\_\_\_\_ 78.

John Read has \_\_\_\_\_ 142.

Henry Warren, \_\_\_\_\_ 4.

Mark J. Chase, \_\_\_\_\_ 2.

B. W. Hinkley, \_\_\_\_\_ 1.

Sylvester Clapp, \_\_\_\_\_ 1.

Francis O. J. Smith, \_\_\_\_\_ 1.

Matthew Hastings, \_\_\_\_\_ 1.

Chandler Eastman, \_\_\_\_\_ 1.

Jonathan G. Huntington \_\_\_\_\_ 1.

W. Frost of Standish \_\_\_\_\_ 1.

and there were seven blanks.

John Read was declared duly elected,  
and the Convention separated.

### In Senate.

On motion of W. Cobb, ordered, that the Secretary of the Senate be directed to notify John Reed Esq. that he has been Constitutionally elected Senator to fill the vacancy in the tenth Senatorial District, occasioned by the resignation of Drummond Farnsworth, Esq. and request his attendance at this Board forthwith.

Resolve in favor of Anson Academy was taken up and read a second time. The Senate nonconcur the House in the indefinite postponement of said Resolve and pass the same to be engrossed.  
Sent down for concurrence.

Bill additional providing for the appointment of Clerks of the Courts in the several Counties and requiring them to render an account of all moneys received was taken up and indefinitely postponed.

Sent down for concurrence.

Mr Smith from the Committee on Manufactures reported leave to withdraw on petition of Benjamin Parker and others,  
— of Jacob Knight and others, read and accepted. Sent down for concurrence.  
Concurred.

The Committee on Banks and Banking were, on motion of Mr Cogswell, discharged from any further business during this Session.

Bill to incorporate the Bangor and Shawhegan Stage Company was read a second time and passed to be engrossed, in concurrence.

Resolve in favor of Samuel Moore was read a second time and passed to be engrossed. Sent down for concurrence.

Concurred.

Adjourned.

Attest, William Drafton,  
Secretary.

